



CHAPTER lxxxiii.

An Act to confirm certain Provisional Orders of the Local Government Board under the provisions of the Gas and Water Works Facilities Act, 1870, the Gas and Water Works Facilities Act, 1870, Amendment Act, 1873, and the Public Health Act, 1875, relating to the Local Government Districts of East Dereham and Meltham. A.D. 1887.

[5th July 1887.]

WHEREAS the Local Government Board have made the Provisional Orders set forth in the schedule hereto under the provisions of the Gas and Water Works Facilities Act, 1870, the Gas and Water Works Facilities Act, 1870, Amendment Act, 1873, and the Public Health Act, 1875: 33 & 34 Vict. c. 70.
36 & 37 Vict. c. 89.
38 & 39 Vict. c. 55.

And whereas it is requisite that the said Orders should be confirmed by Parliament, and that the provisions herein contained should be enacted with reference thereto:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

1. The Orders set out in the Schedule hereto shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the dates therein respectively mentioned, have full validity and force. Orders in Schedule confirmed.

2. The sanitary authorities mentioned in the said Orders shall not under the powers of this Act or the said Orders, without the consent of the Local Government Board, purchase or acquire in any city, borough, or other urban sanitary district, or in any parish or part of a parish not being within an urban sanitary district, ten or more houses, which after the passing of this Act have been, or on the fifteenth day of December last were, occupied either wholly Special provision as to houses of labouring class.

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For the purposes of this section the expression "labouring class" includes mechanics, artizans, labourers, and others working for wages, hawkers, costermongers, persons not working for wages, but working at some trade or handicraft without employing others except members of their own family, and persons, other than domestic servants, whose income does not exceed an average of thirty shillings a week, and the families of any of such persons who may be residing with them.

Special provision relating to the Meltham Order for the protection of the Lancashire and Yorkshire Railway Company.

3. Whenever the Meltham Local Board, acting as the Sanitary Authority for the Urban Sanitary District of Meltham, in the west riding of the county of York (in this section referred to as the Urban Sanitary Authority), in exercise of the powers conferred by the Order relating to the Local Government District of Meltham hereby confirmed (in this section referred to as "the Meltham Order"), shall require to lay down, alter, repair, enlarge, or replace any mains or pipes upon, across, over, or under any railway for the time being belonging to or worked by the Lancashire and Yorkshire Railway Company (in this section called "the Company"), or the stations, bridges, approaches, or other works thereof, or to construct any works adjoining or in close proximity to any such railway, or upon any lands or property for the time being belonging to or used or occupied by the Company, such mains or pipes shall (in all things at the expense of the Urban Sanitary Authority) be laid, and such works, together with the making good and repairing the roads over any such bridges and approaches which the Company are or may be liable to maintain, and which may be disturbed or interfered with by or owing to any operations of the Urban Sanitary Authority under the provisions of the Meltham Order, shall be constructed and executed by the Urban Sanitary Authority under the superintendence and to the reasonable satisfaction of the principal engineer for the time being of the Company, and according to plans to be previously reasonably approved by him, and so as not to cause any injury to any such railway, or any of the works thereof, or to such lands or property or interruption to the passage or conduct of the traffic over or at any such railway or station.

If any injury shall, owing to or by reason of any of the matters aforesaid, arise to any such railway, works, lands, or property or interruption to such traffic, the Urban Sanitary Authority shall make full satisfaction in respect thereof to the Company to be

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recoverable by the Company from the Urban Sanitary Authority, together with the costs of the recovery of the same by all and the same means as any simple contract debt. Provided that in the event of any dispute as to the amount of such satisfaction the same shall be determined by arbitration in manner provided by the Public Health Act, 1875, and sections one hundred and seventy-nine to one hundred and eighty-one of that Act, both inclusive, shall have effect in any such case.

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Before opening or breaking up for any of the purposes of the Meltham Order any public road crossing, either over or on the level of any such railway, the Urban Sanitary Authority shall give not less than five clear days notice of their intention so to do, sent by post in a registered letter addressed to the Secretary of the Company, except, however, in any case of emergency arising from defects in any of the pipes or other works of the Urban Sanitary Authority, and then as soon as possible after the beginning of the work or the necessity for the same has arisen.

Nothing in the Meltham Order shall prejudice, lessen, take away, or interfere with the lands, property, rights, powers, and privileges of the Company otherwise than is herein expressly provided.

4. This Act may be cited as the *Local Government Board's* Short title.
Provisional Orders Confirmation (Gas) Act, 1887.

S C H E D U L E.

A.D. 1887. LOCAL GOVERNMENT DISTRICT OF EAST DEREHAM.

East Dere-
ham (Gas)
Order.

Provisional Order under the Gas and Water Works Facilities Act, 1870, and the Gas and Water Works Facilities Act, 1870, Amendment Act, 1873.

To the East Dereham Local Board, being the Sanitary Authority for the Urban Sanitary District of East Dereham, in the County of Norfolk ;—

And to all others whom it may concern.

WHEREAS the Local Government District of East Dereham, in the County of Norfolk (herein-after referred to as "the District"), is an Urban Sanitary District, of which the East Dereham Local Board are the Urban Sanitary Authority, and are herein-after referred to as "the Local Board" ;

And whereas by a Provisional Order made by the Local Government Board under the Gas and Water Works Facilities Act, 1870, on the Twenty-second day of April, One thousand eight hundred and eighty-five (herein-after referred to as "the Order"), and duly confirmed by the Local Government Board's (Gas) Provisional Orders Confirmation Act, 1885, the Local Board were empowered (when the gas undertaking of the East Dereham Gaslight and Coke Company (Limited), should have been acquired by them), upon the lands described in the First Schedule thereto, to repair, renew, maintain, and continue, and upon those lands and (when the gas undertaking of the said Company should have been acquired by them) also upon the land described in the Second Schedule thereto (if and when the same should have been acquired by them), to construct, erect, alter, enlarge, or, when necessary, remove buildings, apparatus, and works for the manufacture and storage of gas, and of coke, asphaltum, pitch, coal-tar, ammoniacal liquor, and other refuse or residual products arising from the manufacture of gas, and any matters producible therefrom, and dwellings for any persons employed in the said works ;

And whereas by Article VII. of the Order the Local Board were empowered to purchase, by agreement, but not otherwise, the lands described in the Second and Third Schedules thereto for the purposes of the gas undertaking thereby authorised ;

And whereas by Article VIII. of the Order it was ordered that the Local Board should not manufacture gas, or any residual products arising in the manufacture of gas, on any land other than that specified in the First and Second Schedules thereto, and that they should not commence the storage of gas on any land other than that specified in those Schedules, which should be situated within three hundred yards of any dwelling-house, without the previous consent in writing of the owner, lessee, and occupier of such dwelling-house ;

And whereas the Local Board have purchased the gas undertaking of the said Company, including the lands, buildings, and works described in the First

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Schedule to the Order, and it is expedient that the Local Board should be empowered to purchase and hold for the purposes of their gas undertaking the lands described in the Schedule hereto in lieu of the lands described in the Second Schedule to the Order, and the Local Board have applied to the Local Government Board to issue a Provisional Order for the purposes hereinafter appearing :

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ham (Gas)
Order.

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by the Gas and Water Works Facilities Act, 1870, Section 12 of the Gas and Water Works Facilities Act, 1870, Amendment Act, 1873, and Section 161 of the Public Health Act, 1875, and by any other Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order, the following provisions shall take effect ; viz. :—

Article I. This Order may be cited as the East Dereham Gas Order, 1887 ; and the Order and this Order may be cited together as the East Dereham Gas Orders, 1885 and 1887.

Article II. The land described in the Schedule hereto shall, when acquired by the Local Board, be substituted in Articles VI. and VIII. of the Order for the land described in the Second Schedule to the Order.

Article III. Article VII. of the Order shall be revoked.

Article IV. The Order shall be altered so as to provide that the Local Board may purchase, by agreement, but not otherwise, the land described in the Schedule hereto for the purposes of the gas undertaking authorised by the Order.

Article V. Article XII. of the Order shall be altered so as to provide that the prescribed testing place shall be a testing place situate either upon the lands described in the First Schedule to the Order, or upon the land described in the Schedule hereto, or at the offices for the time being of the Local Board.

Article VI. The Order shall be altered so as to provide that the costs mentioned in Article XV. shall be deemed and taken to include the costs payable by the Local Board of and connected with the preparation and making of this Order.

The SCHEDULE above referred to.

All that piece of land situate in the parish of East Dereham, in the county of Norfolk, containing by admeasurement 1a. 2r. 0p. or thereabouts, belonging or reputed to belong to and in the occupation of James Lambert, and bounded by land belonging or reputed to belong to the said James Lambert towards the north, by an ancient lane on the south, by land belonging or reputed to belong to the Great Eastern Railway Company on the east, and by the road leading from East Dereham to Yaxham on the west.

Given under the Seal of Office of the Local Government Board, this
First day of April, One thousand eight hundred and eighty-seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

A.D. 1887.

Meltham
(Gas)
Order.

LOCAL GOVERNMENT DISTRICT OF MELTHAM.

Provisional Order under the Gas and Water Works Facilities
Act, 1870.

To the Meltham Local Board, being the Sanitary Authority for the Urban Sanitary District of Meltham, in the West Riding of the County of York; —

And to all others whom it may concern.

WHEREAS the Meltham Local Board (herein-after referred to as "the Local Board"), being the Sanitary Authority for the Urban Sanitary District of Meltham, in the West Riding of the County of York (herein-after referred to as "the District"), have (subject to the sanction of the Local Government Board) agreed to buy, and the Meltham Gas Company, Limited (being a company incorporated and registered under the Joint Stock Companies Act, 1856, and herein-after referred to as "the Company"), have, in pursuance of a resolution passed by a majority of three-fourths in number and value of the members present, either personally or by proxy, at a meeting of the Company specially convened with notice of the business to be transacted, agreed to sell to the Local Board the interest of the Company in the lands, hereditaments, and premises described in the First and Second Schedules hereto, and all the business, gasworks, offices, buildings, mains, service pipes, meters, brackets, lanterns, fixed and moveable plant and machinery, stock-in-trade, and other property, credits, and effects of the Company (in this Order referred to as "the undertaking of the Company");

And whereas the Local Board are, under the Public Health Act, 1875, themselves empowered to supply gas for the whole of their District, and have applied to the Local Government Board to issue a Provisional Order authorising them to maintain and continue the undertaking of the Company, if and when the same shall be acquired by them, to manufacture and supply gas, and to borrow money for those purposes;

And whereas Messieurs Jonas Brook and Brothers, of Meltham aforesaid (who with their sequels in right, owners for the time being of the factory and gasworks next herein-after mentioned, are herein-after referred to as "Brook Brothers"); are the owners of a cotton sewing thread factory and of certain gasworks in connexion therewith, together with mains and pipes, for the supply of gas, situate within the District, and they have for many years past supplied gas as well to the said factory as to premises not part thereof, situate for the most part within that part of the District (herein-after referred to as "the excepted area") which is coloured red on a map marked A., sealed with the official seal of the Local Government Board, and deposited in their office, copies of which map, sealed in like manner, are deposited in the offices of the Local Board and with Brook Brothers;

And whereas the provisions contained in Articles IV., V., and VI. of this Order have been agreed to by the Local Board and Brook Brothers:

Now therefore, We, the Local Government Board, in pursuance of the powers given to Us by Section 161 of the Public Health Act, 1875, and by any other

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Statutes in that behalf, do hereby Order that, from and after the date of the Act of Parliament confirming this Order (herein-after referred to as "the commencement of this Order"), the following provisions shall take effect; viz.,—

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Meltham
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Order.
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Art. I. This Order may be cited as "The Meltham Gas Order, 1887."

Art. II. The several words and expressions to which by the Acts in whole or in part incorporated with this Order, and by the Gas and Water Works Facilities Act, 1870, meanings are assigned have in this Order the same respective meanings.

Art. III. The limits within which this Order shall be in force and have effect shall, subject to the provisions as to supply of gas contained in Articles IV., V., and VI. of this Order, be the boundaries of the District.

Art. IV. The Local Board shall not, without the previous consent in writing of Brook Brothers, supply gas for any purpose to any houses or other buildings and premises within the excepted area, and shall not, notwithstanding the provisions of Section 11 of the Gasworks Clauses Act, 1871, be bound to supply any of the said premises: Provided that if Brook Brothers shall for more than three months after notice in writing has been given to them by any owner or occupier of premises situate within the excepted area to give a supply of gas for such premises fail to give such supply, the Local Board may, if they think fit, supply gas to such premises. The Local Board shall not, without such consent as aforesaid, interfere with any mains or pipes for supplying gas (including any renewals of such mains and pipes) belonging to Brook Brothers, and existing at the commencement of this Order, except where such interference shall be necessary, in order to enable the Local Board to sufficiently exercise their powers as Urban Sanitary Authority in relation to sewerage, water supply, and the maintenance and improvement of highways and streets, or under this Order in relation to gas, as herein-after provided: Provided that nothing herein contained shall prevent the Local Board supplying gas and laying mains and pipes for lighting the public streets and highways in the excepted area, or laying mains and pipes and executing other works in any land dedicated to public use in the excepted area for the supply of gas to any part of the District not comprised in the excepted area.

Provided also, that nothing in this Article contained shall be deemed to confer upon Brook Brothers any rights, powers, or privileges for or in relation to the supply of gas in excess of those enjoyed by them prior to the commencement of this Order.

Art. V. If at any time after the commencement of this Order Brook Brothers shall be willing or desirous to sell their gasworks, mains, and pipes, with the appurtenances, to the Local Board, the Local Board shall have the power, subject to the sanction of the Local Government Board, to purchase the same at such price and upon such terms and conditions as may be settled by agreement between the Local Board and Brook Brothers, or as, failing such agreement, may be determined by arbitration in manner provided by the Public Health Act, 1875, and Sections 179 to 181 of that Act, both inclusive, shall have effect in any such case, and such purchase shall be deemed to be one of the purposes of this Order. On such purchase being completed the provisions of this Order, as to the supply of gas within the excepted area, shall cease to have any effect.

Art. VI. Brook Brothers shall not at any time supply gas, or lay mains and pipes, or execute other works for or in relation to the supply of gas in any part

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Art. VII. The Local Board shall, in relation to the purposes of this Order, exercise, and be subject to all the powers and provisions of the Public Health Act, 1875, so far as the same are applicable to the purposes of this Order, but nothing herein contained shall empower the Local Board to acquire lands otherwise than by agreement, or, except to the extent limited in this Order, to acquire any lands by agreement.

Art. VIII. Subject as aforesaid, the provisions of the Lands Clauses Consolidation Acts (except with respect to the purchase and taking of lands otherwise than by agreement and with respect to the entry upon lands by the promoters of the undertaking, and except Section 127 of the Lands Clauses Consolidation Act, 1845), and the provisions of the Gasworks Clauses Act, 1847 (except Sections 30 to 38, both inclusive, and Sections 41, 43, 45, 46, and 47 thereof), and of the Gasworks Clauses Act, 1871 (except Sections 24 to 27, both inclusive, Sections 29 and 35, and Schedule B. thereof), are incorporated with this Order, but subject to such alterations as this Order may make therein; and the said provisions of the said Gasworks Clauses Acts shall apply to mains, pipes, or works acquired by the Local Board under or by virtue of the Public Health Act, 1875, or of this Order, and to mains, pipes, or works which may be laid down or constructed under the authority of this Order.

Art. IX. The Local Board may (when the gas undertaking of the Company shall have been acquired by them), upon the lands described in the First Schedule hereto, maintain, repair, renew, and continue, and upon those lands, and also upon the land described in the Second Schedule hereto, and also upon the land described in the Third Schedule hereto (if and when the same shall be acquired by them), construct, alter, enlarge, or, when necessary, remove buildings, apparatus, and works, for the manufacture and storage of gas, and of coke, asphaltum, pitch, coal-tar, ammoniacal liquor, and other refuse or residual products arising from the manufacture of gas and any matters producible therefrom, and dwellings for any persons employed in the said works, and they may, subject to the provisions of this Order, make gas, and supply and sell the same within the district for public and private purposes, and may convert or manufacture coke, asphaltum, pitch, coal-tar, ammoniacal liquor, and all refuse or residual products arising from the manufacture of gas by them, and any matters producible therefrom, and may sell and dispose of the same at the gasworks and elsewhere.

Art. X. Upon the completion of the purchase of the gas undertaking of the Company, the Local Board may, subject to the provisions of this Order and of the Public Health Act, 1875, purchase by agreement, but not otherwise, for the purposes of the gas undertaking hereby authorised, the lands described in the Third Schedule hereto.

Art. XI. The Local Board shall not manufacture gas, or any residual products arising in the manufacture of gas, on any land, other than that specified in the First, Second, and Third Schedules hereto, neither shall they store gas on any land other than that specified in those schedules, which shall be situated within three hundred yards of any dwelling-house existing at the time when the Local Board propose to store gas on such land, without the previous consent in writing of the owner, lessee, and occupier of such dwelling-house.

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Art. XII. The Local Board may manufacture, purchase, or hire, and sell or let on hire, gas cooking ovens, stoves, meters, ranges, burners, or other fittings or apparatus, used in the supply or consumption of gas for lighting, heating, and motive power or other purposes.

Art. XIII. The quality of the gas supplied by the Local Board shall, with respect to its illuminating power, be such as to produce at the testing place herein-after mentioned a light equal in intensity to the light produced by fifteen sperm candles of six to the pound, and shall, in all respects, be in accordance with the provisions of the Gasworks Clauses Act, 1871.

Art. XIV. The Local Board shall, before supplying, or within one month after commencing to supply, gas under the authority of this Order, provide and maintain a suitable photometer and other necessary appliances for the purposes of testing the quality of the gas, and shall at all times keep the same in proper order and repair.

Art. XV. All gas supplied by the Local Board to any consumer of gas shall be supplied at such pressure as to balance from midnight to sunset a column of water not less than six-tenths of an inch in height, and from sunset to midnight a column of water not less than eight-tenths of an inch in height, at the main or as near as may be to the junction therewith of the service pipe supplying such consumer.

Art. XVI. For the purposes of the Gasworks Clauses Act, 1871, the prescribed testing place shall be a testing place to be provided by the Local Board either on the lands described in the First Schedule hereto or upon the lands described in the Second and Third Schedules hereto, before supplying, or within one month after commencing to supply, gas under the authority of this Order, and the burner to be used for testing the gas shall be a Sugg's "London" Argand No. 1, with a six inch by one and three-quarter inch glass chimney, and if at any time the gas flame tails over the top of the glass a six-inch by two-inch chimney shall be used. Any gas examiner appointed under the Gasworks Clauses Act, 1871, for the purposes of this Order, may from time to time, subject to the terms of his appointment, at such testing place or elsewhere, not being the immediate approach to any railway bridge or railway station, as and when he thinks fit, test the pressure at which the gas is supplied, and for that purpose may open any street, road, passage, or place vested in or under the control of any local or road authority.

Art. XVII. No penalty shall be incurred by the Local Board for insufficiency of pressure, defect of illuminating power, or for excess of impurity in the gas supplied by them, in any case in respect of which it is proved that such insufficiency, defect, or excess was produced by an unavoidable cause or accident.

Art. XVIII. The price to be charged by the Local Board for gas supplied by them to consumers shall not exceed five shillings per one thousand cubic feet, and so on in proportion for any less quantity supplied: Provided nevertheless that every odd fraction or portion of one hundred cubic feet may be charged for as one hundred cubic feet.

Art. XIX. The Local Board may, with the sanction of the Local Government Board, and for the purposes of this Order (which purposes shall be deemed to include the costs payable by the Local Board of and connected with the preparation and making of this Order), borrow money upon the security of the moneys from time to time received by them by way of revenue under this

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Art. XX. For the purpose of raising money under this Order the provisions of the Local Loans Act, 1875 (including the power of creating debenture stock), shall be available to the Local Board, and Sections 236 to 239, both inclusive, of the Public Health Act, 1875, shall apply to all money raised and borrowed under this Order, other than money borrowed under the provisions of the Local Loans Act, 1875.

Art. XXI. The moneys borrowed for the purposes of this Order shall be repaid within such period (not exceeding fifty years) as the Local Board, with the sanction of the Local Government Board, shall determine, and the period so determined and sanctioned shall be deemed to be the "prescribed period" within the meaning of the Local Loans Act, 1875, and is herein-after referred to as "the prescribed period."

Art. XXII. The Local Board shall repay the money borrowed for the purposes of this Order, other than money borrowed under the provisions of the Local Loans Act, 1875, either by equal annual instalments of principal, or of principal and interest, or by setting apart in every year as a sinking fund such a sum or sums as will, according to a reasonable calculation for the time being, with accumulations in the way of compound interest, be sufficient, after payment of all expenses, to pay off the money so borrowed within the prescribed period, and shall invest the same in the purchase of Exchequer bills or other Government securities, or in securities in which trustees are by law for the time being authorised to invest, or in mortgages, debentures, debenture stock, or other securities issued by any Local Authority as defined by Section 34 of the Local Loans Act, 1875, other than the Local Board, the Local Board being at liberty from time to time to vary and transpose such investments.

Art. XXIII. The Local Board may at any time apply the whole or any part of such sinking fund in or towards the discharge of the money for the repayment of which the fund is established: Provided that the Local Board pay into the fund each year, and accumulate until the whole of the money borrowed is discharged, a sum equivalent to the interest which would have been produced by the sinking fund or the part of the sinking fund so applied.

Art. XXIV. The Local Board may, with the sanction of the Local Government Board, re-borrow moneys paid off otherwise than by instalments or by means of a sinking fund upon one or more of the securities mentioned in Article XIX. of this Order, for the purpose of discharging any loans contracted under that Article, other than loans contracted under the Local Loans Act, 1875: Provided that the money borrowed for such purpose shall be repaid in the manner provided by Articles XXI. and XXII. of this Order, and the time for repayment of the money so borrowed shall not, except with the sanction of the Local Government Board, extend beyond the unexpired portion of the prescribed period, and shall in no case be extended beyond the period of fifty years from the date of the original loan.

Art. XXV. All money borrowed or re-borrowed under this Order shall be appropriated to the purposes for which it is authorised to be so borrowed or re-borrowed, and all money received by the Local Board, either as purchase money of lands sold, or for equality of exchange, or as consideration for a lease, shall be applied to works or objects on which capital may properly be expended,

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when the Local Government Board have sanctioned the application of the same to those purposes, or shall be applied, according as the Local Board may determine, towards the reduction of the debt owing by the Local Board or towards the increase of the sinking fund set apart under this Order : Provided that it shall not be in any way incumbent on any mortgagee to see to the application of any money so borrowed or re-borrowed, nor shall the mortgagee be responsible for any misapplication thereof.

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Art. XXVI. The powers of borrowing and re-borrowing conferred by this Order shall be deemed to be distinct from, and in addition to, the powers of borrowing and re-borrowing conferred on the Local Board by the Public Health Act, 1875.

Art. XXVII. The clerk to the Local Board shall, within twenty-one days after the expiration of each year ending on the twenty-fifth day of March in which any sum is required to be paid as an instalment or to be set apart for a sinking fund in respect of moneys borrowed under the provisions of this Order, transmit to the Local Government Board a return, in such form as may be prescribed by that Board, and verified by statutory declaration, if so required by them, showing, for the year next preceding the making of such return, the amounts which have been paid as instalments, and the amounts which have been invested or applied for the purpose of such sinking fund, and the description of the securities upon which any investment has been made, and the purposes to which any portion of the sinking fund or investment or of the sums accumulated by way of interest has been applied during the same period, and the total amount (if any) remaining invested at the end of the year ; and, in the event of any wilful default in making such return, such clerk shall be liable to a penalty not exceeding twenty pounds, which shall be paid to the Local Government Board, and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act, 1875, in a summary manner may be recovered by parties aggrieved within the meaning of that Act.

Art. XXVIII. If it appears to the Local Government Board by that return, or otherwise, that the Local Board have failed to pay any instalment required to be paid, or to set apart any sum required for any sinking fund, or have applied any portion of the moneys set apart for any sinking fund or of the sums accumulated by way of interest to any purposes other than those authorised, the Local Government Board may, by order, direct that the sum in such order mentioned, not exceeding double the amount in respect of which default has been made, shall be paid by way of instalment, or be set apart and invested or applied as part of the sinking fund, and any such order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice.

Art. XXIX. When the Local Board require money to be deposited by any person with them by way of security for the payment to them of any moneys which may become due to them by such person in respect of any supply of gas, or of the purchase or hire of any meter, the Local Board shall pay interest at the rate of three pounds per centum per annum on every sum of ten shillings so deposited, for every six months during which the same remains in their hands : Provided that the Local Board may, if they think fit, invest any money so deposited with them in the manner provided by Article XXII. of this Order as to the sinking fund, and in that case the Local Board shall pay no higher rate of interest than they themselves receive thereon.

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Art. XXX. The Local Board shall keep separate capital and revenue accounts of all receipts, credits, payments, liabilities, and transactions in and about the execution of this Order, and from or on account of the gas undertaking hereby authorised, which accounts shall be distinct from the other accounts of the Local Board, and shall be called respectively "the Gas Capital Account" and "the Gas Revenue Account."

Art. XXXI. All moneys from time to time received by the Local Board by way of revenue under this Order shall be applied for the following purposes :

In payment of the gas establishment charges (that is to say) of the expenses properly chargeable to the revenue of establishing, conducting, managing, and maintaining the gasworks and works connected therewith ;

In payment of the interest on the moneys borrowed or re-borrowed for the purposes of this Order ;

In providing for the discharge of any moneys borrowed or re-borrowed for the purposes of this Order in accordance with the provisions of this Order, or if such money was borrowed thereunder, of the Local Loans Act, 1875 ;

In setting apart, if the Local Board think fit, a yearly sum, not exceeding ten pounds per centum of such revenue, for the purpose of forming a reserve fund to provide for the expenses attendant upon or occasioned by any sudden accident to the said gasworks and works connected therewith, or any other extraordinary expenditure authorised by this Order : Provided that such reserve fund shall be accumulated by way of compound interest by investment in the manner specified in Article XXII. of this Order as to the sinking fund, until it amounts, according to the market price of such investments, to the sum of two thousand pounds, and that whenever the reserve fund amounts, according to the market price of such investments, to the sum of two thousand pounds the income therefrom shall be applied in the same manner as money received by the Local Board by way of revenue under this Order ;

In payment, if the Local Board think fit, of the expenses of executing any permanent works authorised by this Order ;

The residue (if any) of such revenue shall be carried to the credit of the district fund, but no part of such revenue shall be carried to the credit of the district fund when the price of gas to private consumers exceeds four shillings and twopence per one thousand cubic feet.

Art. XXXII. The Local Board shall keep separate records of the quantities of gas supplied to private consumers, and for public lighting respectively. The price charged for gas for public lighting shall not be less than that charged to private consumers by more than ten per cent.

Art. XXXIII. The Local Board shall not defray any of the charges and expenses of carrying this Order into execution, other than payments required to be made in respect of money borrowed on mortgage of the district fund and general district rate, out of the district fund or general district rate when the price of gas to private consumers is less than five shillings per one thousand cubic feet.

Art. XXXIV. If any difference arise between the Local Board and any railway, canal, or other company whose lands or works the Local Board have power to cross under the authority of this Order for the purpose of meeting the demands for gas within the district, as to the mode of laying down, repairing, altering, or

[50 & 51 VICT.] *Local Government Board's* [Ch. lxxxiii.]
Provisional Orders Confirmation (Gas) Act, 1887.

enlarging the pipes or the facilities to be afforded for the same, the same shall be settled by an engineer to be appointed by the Local Government Board at the request of either party ; and the costs and expenses of and incidental to such appointment shall be paid by the Local Board and the Company in equal moieties, unless the Local Government Board otherwise direct.

A.D. 1887.

Meltham
(Gas)
Order.

The **FIRST SCHEDULE** above referred to.

All that piece of land situate at Pickhill Brow, Meltham, in the parish of Almondbury, in the West Riding of the county of York, containing by admeasurement 507 square yards or thereabouts, bounded on the north-east by property belonging or reputed to belong to Edward Brook, on the south-west by the public highway from Meltham to Holthead, on the north by land belonging or reputed to belong to the trustees of George Taylor, deceased, and on the south by land belonging or reputed to belong to the Meltham Spinning Company, Limited.

The **SECOND SCHEDULE** above referred to.

All that piece of land situate at Meltham aforesaid, containing by admeasurement on the east side thereof 90 feet, on the west side thereof 106 feet, on the north side thereof in two lines 35 feet 9 inches and 101 feet 4 inches, and on the south side thereof 136 feet 6 inches, and in the whole 1,503 square yards, more or less, bounded on the east side thereof by Station Street, formerly known as Wall Sides Road, on the west side thereof by land held on lease by Allen Hollingworth, on the north side thereof by an intended street, and on the south side thereof by a street known as Back Station Street.

The **THIRD SCHEDULE** above referred to.

All that piece of land situate at Pickhill Brow aforesaid, containing by admeasurement 190 square yards or thereabouts, belonging or reputed to belong to the trustees of George Taylor, deceased, and in the occupation of Mrs. Taylor, and bounded on the north by land belonging or reputed to belong to Edward Brook, on the south-east by the Meltham Gasworks, on the south-west by the public highway leading from Meltham to Holthead, and on the north-west by other land belonging or reputed to belong to the trustees of George Taylor, deceased.

Given under the Seal of Office of the Local Government Board, this
Twenty-second day of April, One thousand eight hundred and
eighty-seven.

(L.S.)

CHAS. T. RITCHIE, President.
HUGH OWEN, Secretary.

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