
STATUTORY INSTRUMENTS

1978 No. 1823

WATER, ENGLAND AND WALES

The Hartlepoons Water Order 1978

Made 11th December 1978

Coming into Operation 15th December 1978

The Secretary of State for the Environment, in exercise of powers conferred by section 33 of the Water Act 1945(a) and now vested in him(b), and of all other powers enabling him in that behalf, hereby orders as follows:—

- 1.—(1) This order may be cited as the Hartlepoons Water Order 1978 and shall come into operation on 15th December 1978. Citation and commencement.
- (2) The Hartlepoons Water Acts and Orders 1867 to 1976 and this order may be cited together as the Hartlepoons Water Acts and Orders 1867 to 1978.

- 2.—(1) In this order, unless the context otherwise requires— Interpretation.
- “the Company” means the Hartlepoons Water Company;
- “the undertaking” means the undertaking of the Company as for the time being authorised by any enactment.

(2) Unless the context otherwise requires, any reference in this order to any enactment shall be construed as a reference to that enactment as extended or amended by any subsequent enactment, including this order.

3. The Hartlepool Gas and Water Act 1867(c) shall have effect as if— Amendment of Hartlepool Gas and Water Act 1867.
- (1) in section 45 (Number of directors and power to reduce the number) for the word “six” there were substituted the word “seven”;
- (2) after section 50 (Directors may declare dividends half yearly) there were inserted the following sections—

“Change of financial year.

50A. If by resolution passed before 31st December in any year the directors so determine, the accounts of the Company shall be made up in respect of the period of 15 months from 1st January in that year to 31st March in the next succeeding year; and thereafter the accounts of the Company shall be made up in respect of the period from 1st April in any year to 31st March in the next succeeding year; and, as from the end of the said period of 15 months, the following provisions of this section shall have effect:—

(a) 1945 c. 42.

(b) S.I. 1951/142, 1900, 1970/1681.

(c) 1867 c. xxxii.

(a) for the purposes of section 14 of the Companies Clauses Act 1863(a) as incorporated in this Act or in any other Act relating to the Company the prescribed day shall be 31st March;

(b) the expression "year" where used in any local enactment relating to the Company shall mean a year ending on 31st March.

Dividend on ordinary stock.

50B. If the accounts of the Company are made up under section 50A (Change of financial year) of this Act then, notwithstanding anything contained in section 50 (Directors may declare dividends half yearly) of this Act the directors may declare and pay a dividend on the ordinary stock of the Company in respect of the three months concluding the account period of 15 months referred to in the said section 50A."

Application of section 94 of Third Schedule to Water Act 1945.

4. For the purpose of this order, section 94 of the Third Schedule to the Water Act 1945 (which requires undertakers to keep a copy of the special Act at their principal office, and to deposit copies with certain officers), shall apply to the undertaking and is hereby incorporated with this order.

Costs of order.

5. All costs, charges and expenses preliminary to and of and incidental to the preparing, applying for, obtaining and making of this order shall be paid by the Company and may be paid by them in whole or in part out of revenue.

Signed by authority of
the Secretary of State
11th December 1978.

D. C. Musgrave,
An Under Secretary in the
Department of the Environment.

(a) 1863 c. 118.