



CHAPTER iii.

An Act to empower the Walker and Wallsend Union Gas Company to acquire additional lands and construct additional works and for other purposes. A.D. 1905.

[30th June 1905.]

WHEREAS by the Walker and Wallsend Union Gas Act 1866 29 & 30 Vict.
c. ccxlv.
the Walker and Wallsend Union Gas Company (hereinafter referred to as "the Company") were incorporated and empowered to supply with gas the townships of Wallsend Willington and Howdon otherwise Howdon Pans in the parish of Wallsend and the township of Walker in the parish of Longbenton all in the county of Northumberland :

And whereas by the Walker and Wallsend Union Gas Act 1884 the Company were authorised to construct additional works for the manufacture of gas and the residual product resulting therefrom : 47 & 48 Vict.
c. liv.

And whereas by the Walker and Wallsend Union Gas Act 1903 further powers were conferred upon the Company : 3 Edw. 7.
c. clxiv.

And whereas the demand for gas within the Company's limits of supply has increased and is increasing and it is expedient that the Company should be authorised to make and maintain additional works for the manufacture of gas and the residual products resulting therefrom :

And whereas plans showing the lands which may be taken under the powers of this Act and a book of reference thereto containing the names of the owners or reputed owners and lessees or reputed lessees and of the occupiers of the said lands were duly deposited with the clerk of the peace for the county of Northumberland and are hereinafter referred to as "the deposited plans and book of reference" :

A.D. 1905.

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

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) :—

Short title.

1. This Act may be cited as the Walker and Wallsend Union Gas Act 1905 and the Walker and Wallsend Union Gas Acts 1866 to 1903 and this Act may be cited together as the Walker and Wallsend Union Gas Acts 1866 to 1905.

Incorporation of Acts.

2. The following enactments are except where expressly varied by this Act incorporated with and form part of this Act (that is to say) :—

The Lands Clauses Acts :

Section 9 of the Gasworks Clauses Act 1871.

Interpretation.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith shall have the same respective meanings unless there be something in the subject or context repugnant to such construction.

Power to take lands.

4. Subject to the provisions of this Act the Company may for the purposes of their undertaking enter upon take and use such of the lands delineated on the deposited plans and described in the deposited book of reference (being the lands described in the schedule to this Act) as they may require for the purposes of their undertaking.

Errors and omissions in plans &c. to be corrected by two justices who shall certify same.

5. If any omission mis-statement or erroneous description shall have been made of any lands or of the owners lessees or occupiers of any lands shown on the deposited plans or described in the deposited book of reference the Company may after ten days notice to the owners lessees and occupiers of the lands affected by such proposed correction apply to two justices acting for the county of Northumberland for the correction thereof and if it shall appear to such justices that such omission mis-statement or erroneous description arose from mistake they shall certify the same accordingly and they shall in such certificate state the particulars of any such omission and in what respect any such matter shall have been mis-stated or erroneously

described and such certificate shall be deposited with the clerk of the peace for the county of Northumberland and shall be kept by such clerk of the peace along with the other documents to which it relates and thereupon such plans or book of reference shall be deemed to be corrected according to such certificate and the Company may take the lands in accordance with such certificate.

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6. The powers granted by this Act for the compulsory purchase of lands shall cease after the expiration of three years from the passing of this Act.

Period for compulsory purchase of lands.

7. 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.

As to private rights of way over lands taken compulsorily.

8. Subject to the provisions of this Act the Company may upon the lands firstly described in the schedule to this Act erect maintain alter improve enlarge extend and renew or discontinue gasworks retorts gasholders receivers drains sewers mains pipes meters lamps lamp-posts burners stop-cocks machinery and other works and apparatus and conveniences and may do all such acts as they may think proper for making and storing gas and for supplying gas and may make store and supply gas accordingly and may manufacture sell provide supply and deal in coke tar and all other products or residuum of any materials employed in or resulting from the manufacture of gas.

Power as to construction and maintenance of gasworks.

9. The Company may for the purposes of their undertaking purchase take and hold (by agreement but not otherwise) in addition to the lands described in the schedule to this Act any lands and hereditaments not exceeding in the whole ten acres which the Company may require for the purposes of their works and undertaking but the Company shall not create or permit a nuisance on any such lands.

Power to purchase lands by agreement.

10. No lands shall be used by the Company for the purpose of manufacturing gas or residual products except the lands firstly described in the schedule to this Act and the lands described in the schedules to the Walker and Wallsend Union Gas Act 1866 and the Walker and Wallsend Union Gas Act 1884 nor shall the

Gas and residuals not to be manufactured except on scheduled lands.

[Ch. iii.] *Walker and Wallsend Union Gas Act, 1905.* [5 Edw. 7.]

A.D. 1905. — Company store gas except upon those lands without the previous consent in writing of the owner lessee and occupier of every dwelling-house situate within three hundred yards of the limits of the site where such gas is intended to be stored.

Dwelling-
houses for
workmen.

11. The Company may upon any of the lands for the time being belonging or leased to them erect fit up and maintain cottages houses and buildings for the officers and servants employed by the Company for the purposes of their undertaking and may let the same.

Costs of Act.

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

The SCHEDULE referred to in the foregoing Act.

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(1) A piece or parcel of land of a rectangular shape situate in the parish and urban district of Willington Quay in the county of Northumberland and belonging or reputed to belong to Calverly Bewicke being the whole of the field or enclosure numbered 16 on the Ordnance map scale $\frac{1}{2500}$ (2nd edition 1897) relating to the said parish and occupied as to the greater part by John Clavering as tenant or farmer and as to the remainder by the Willington Quay Young Men's Cricket Club as sub-tenants of the said John Clavering and containing an area of 12.839 acres or thereabouts bounded on the north by the Newcastle and Tynemouth branch of the North Eastern Railway and the Howdon-on-Tyne station buildings belonging to the North Eastern Railway Company on the south by the Riverside branch of the same Company on the east partly by a public road called Howdon Lane and partly by the said station buildings and on the west by other land belonging to the said Calverly Bewicke.

(2) A piece or parcel of land of a rectangular shape situate in the said parish and district containing an area of 7.50 acres or thereabouts and forming the southern portion of the field or enclosure numbered 19 on the before-mentioned Ordnance map belonging to the said Calverly Bewicke and occupied as to part by the said John Clavering as tenant or farmer and as to other part as allotments by various sub-tenants of the said John Clavering which said piece or parcel of land is bounded on the west by a public road called Rosehill Road on the south by the said Riverside branch railway on the east by the said field hereinbefore firstly described and on the north by an imaginary straight line drawn from a point on the eastern boundary fence of the field numbered 19 aforesaid distant about three hundred feet from the northern fence of the said Riverside branch railway in a westerly direction until it intersects the western boundary fence of the same field at a point in the said Rosehill Road distant about three hundred feet measured in a northerly direction from the northern fence of the said Riverside branch railway.

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