



CHAPTER lxxxix.

An Act to confirm a Provisional Order made by the Board of Trade under the Electric Lighting Acts 1882 and 1888 relating to Woolwich. [30th June 1905.]

A.D. 1905.

WHEREAS under the authority of the Electric Lighting Acts 1882 and 1888 the Board of Trade have made the Provisional Order set out in the schedule to this Act :

45 & 46 Vict.
c. 56.
51 & 52 Vict.
c. 12.

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 Provisional Order 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 Order Confirmation (No. 3) Act 1905.

Short title.

2. The Order as set out in the schedule to this Act shall be and the same is hereby confirmed and all the provisions thereof in manner and form as they are set out in the said schedule shall from and after the passing of this Act have full validity and effect.

Order in
schedule
confirmed.



CHAPTER lxxxix.

An Act to confirm a Provisional Order made by the Board of Trade under the Electric Lighting Acts 1882 and 1888 relating to Woolwich. [30th June 1905.]

A.D. 1905.

WHEREAS under the authority of the Electric Lighting Acts 1882 and 1888 the Board of Trade have made the Provisional Order set out in the schedule to this Act :

45 & 46 Vict.
c. 56.
51 & 52 Vict.
c. 12.

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 Provisional Order 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 Order Confirmation (No. 3) Act 1905.

Short title.

2. The Order as set out in the schedule to this Act shall be and the same is hereby confirmed and all the provisions thereof in manner and form as they are set out in the said schedule shall from and after the passing of this Act have full validity and effect.

Order in
schedule
confirmed.

A.D. 1905.

S C H E D U L E.

WOOLWICH ELECTRIC LIGHTING.

Woolwich. *Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 and 1888 to the Mayor Aldermen and Councillors of the Metropolitan Borough of Woolwich in respect of the Metropolitan Borough of Woolwich.*

Preliminary.

Short title. 1. This Order may be cited as the Woolwich Electric Lighting Order 1905.

Interpretation. 2. This Order is to be read and construed subject in all respects to the provisions of the Electric Lighting Acts 1882 and 1888 and of any other Acts or parts of Acts incorporated therewith which said Acts and parts of Acts are in this Order collectively referred to as "the principal Act" and the several words terms and expressions to which by the principal Act meanings are assigned shall have in this Order the same respective meanings Provided that in this Order --

The expression "energy" shall mean electrical energy and for the purposes of applying the provisions of the principal Act to this Order electrical energy shall be deemed to be an agency within the meaning of electricity as defined in the Electric Lighting Act 1882 :

The expression "power" shall mean electrical power or the rate per unit of time at which energy is supplied :

The expression "main" shall mean any electric line which may be laid down by the Undertakers in any street subway or public place and through which energy may be supplied or intended to be supplied by the Undertakers for the purposes of general supply :

The expression "service line" shall mean any electric line through which energy may be supplied or intended to be supplied by the Undertakers to a consumer either from any main or directly from the premises of the Undertakers :

The expression "distributing main" shall mean the portion of any main which is used for the purpose of giving origin to service lines for the purposes of general supply :

The expression "general supply" shall mean the general supply of energy to ordinary consumers but shall not include the supply of energy to any one or more particular consumers under special agreement :

A.D. 1905.

S C H E D U L E.

WOOLWICH ELECTRIC LIGHTING.

Woolwich. *Provisional Order granted by the Board of Trade under the Electric Lighting Acts 1882 and 1888 to the Mayor Aldermen and Councillors of the Metropolitan Borough of Woolwich in respect of the Metropolitan Borough of Woolwich.*

Preliminary.

Short title. 1. This Order may be cited as the Woolwich Electric Lighting Order 1905.

Interpretation. 2. This Order is to be read and construed subject in all respects to the provisions of the Electric Lighting Acts 1882 and 1888 and of any other Acts or parts of Acts incorporated therewith which said Acts and parts of Acts are in this Order collectively referred to as "the principal Act" and the several words terms and expressions to which by the principal Act meanings are assigned shall have in this Order the same respective meanings Provided that in this Order --

The expression "energy" shall mean electrical energy and for the purposes of applying the provisions of the principal Act to this Order electrical energy shall be deemed to be an agency within the meaning of electricity as defined in the Electric Lighting Act 1882 :

The expression "power" shall mean electrical power or the rate per unit of time at which energy is supplied :

The expression "main" shall mean any electric line which may be laid down by the Undertakers in any street subway or public place and through which energy may be supplied or intended to be supplied by the Undertakers for the purposes of general supply :

The expression "service line" shall mean any electric line through which energy may be supplied or intended to be supplied by the Undertakers to a consumer either from any main or directly from the premises of the Undertakers :

The expression "distributing main" shall mean the portion of any main which is used for the purpose of giving origin to service lines for the purposes of general supply :

The expression "general supply" shall mean the general supply of energy to ordinary consumers but shall not include the supply of energy to any one or more particular consumers under special agreement :

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

The expression "area of supply" shall mean the area within which the Undertakers are for the time being authorised to supply energy under the provisions of this Order :

A.D. 1905.

Woolwich.

The expression "subway" shall mean any passage or covered way under the surface of a street constructed for the reception of pipes or wires :

The expression "county council" shall mean the London County Council and the provisions of this Order in which the county council is expressly mentioned shall be construed without derogation to the powers duties and liabilities (if any) of that council as local authority under this Order and the principal Act :

The expression "consumer" shall mean any body or person supplied or entitled to be supplied with energy by the Undertakers :

The expression "consumer's terminals" shall mean the ends of the electric lines situate upon any consumer's premises and belonging to him at which the supply of energy is delivered from the service lines :

The expression "telegraphic line" when used with respect to any telegraphic line of the Postmaster-General shall have the same meaning as in the Telegraph Act 1878 and any such telegraphic line shall be deemed to be injuriously affected where telegraphic communication by means of that line is whether through induction or otherwise in any manner affected :

The expression "railway" shall include any tramroad that is to say any tramway other than a tramway as hereinafter defined :

The expression "tramway" shall mean any tramway laid along any street :

The expression "daily penalty" shall mean a penalty for each day on which any offence is continued after conviction therefor :

The expression "Board of Trade regulations" shall mean any regulations or conditions affecting the undertaking made by the Board of Trade under the principal Act or this Order for securing the safety of the public or for insuring a proper and sufficient supply of energy :

The expressions "First Schedule" "Second Schedule" "Third Schedule" and "Fourth Schedule" shall mean the First Second Third and Fourth Schedules to this Order annexed respectively :

The expression "deposited map" shall mean the map of the area of supply deposited at the Board of Trade by the Undertakers together with this Order and signed by an assistant secretary to the Board of Trade :

The expression "plan" shall mean a plan drawn to a horizontal scale of at least one inch to 88 feet and where possible a section drawn to the same horizontal scale as the plan and to a vertical scale of at least one inch to 11 feet or to such other scale as the Board of Trade may approve of for both plan and section together with such detail plan and sections as may be necessary.

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

The expression "area of supply" shall mean the area within which the Undertakers are for the time being authorised to supply energy under the provisions of this Order :

A.D. 1905.

Woolwich.

The expression "subway" shall mean any passage or covered way under the surface of a street constructed for the reception of pipes or wires :

The expression "county council" shall mean the London County Council and the provisions of this Order in which the county council is expressly mentioned shall be construed without derogation to the powers duties and liabilities (if any) of that council as local authority under this Order and the principal Act :

The expression "consumer" shall mean any body or person supplied or entitled to be supplied with energy by the Undertakers :

The expression "consumer's terminals" shall mean the ends of the electric lines situate upon any consumer's premises and belonging to him at which the supply of energy is delivered from the service lines :

The expression "telegraphic line" when used with respect to any telegraphic line of the Postmaster-General shall have the same meaning as in the Telegraph Act 1878 and any such telegraphic line shall be deemed to be injuriously affected where telegraphic communication by means of that line is whether through induction or otherwise in any manner affected :

The expression "railway" shall include any tramroad that is to say any tramway other than a tramway as hereinafter defined :

The expression "tramway" shall mean any tramway laid along any street :

The expression "daily penalty" shall mean a penalty for each day on which any offence is continued after conviction therefor :

The expression "Board of Trade regulations" shall mean any regulations or conditions affecting the undertaking made by the Board of Trade under the principal Act or this Order for securing the safety of the public or for insuring a proper and sufficient supply of energy :

The expressions "First Schedule" "Second Schedule" "Third Schedule" and "Fourth Schedule" shall mean the First Second Third and Fourth Schedules to this Order annexed respectively :

The expression "deposited map" shall mean the map of the area of supply deposited at the Board of Trade by the Undertakers together with this Order and signed by an assistant secretary to the Board of Trade :

The expression "plan" shall mean a plan drawn to a horizontal scale of at least one inch to 88 feet and where possible a section drawn to the same horizontal scale as the plan and to a vertical scale of at least one inch to 11 feet or to such other scale as the Board of Trade may approve of for both plan and section together with such detail plan and sections as may be necessary.

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.
Commence-
ment of Order.

3. This Order shall come into force and have effect upon the first day of October nineteen hundred and five which date is in this Order referred to as "the commencement of this Order."

Description of the Undertakers.

Description of
Undertakers.

4. Subject to the provisions of this Order the Undertakers for the purposes of this Order shall be the mayor aldermen and councillors of the metropolitan borough of Woolwich.

Area of Supply.

Area of supply.

5. Subject to the provisions of this Order the area of supply shall be the whole of the area which is included in the First Schedule and is more particularly delineated upon the deposited map and thereon coloured red.

Prohibition of
supply beyond
area of supply.

6. The Undertakers shall not at any time after the commencement of this Order supply energy or (except for the purposes of this Order) erect or lay down any electric lines or works beyond the area of supply otherwise than under the authority of Parliament or under a licence granted by the Board of Trade under the principal Act.

If the Undertakers supply energy or erect or lay down electric lines or works in contravention of this section the Board of Trade may revoke this Order on such terms as they may think just.

Nature and Mode of Supply.

Systems and
mode of supply.

7. Subject to the provisions of this Order and the principal Act the Undertakers may supply energy within the area of supply for all public and private purposes as defined by the said Act provided as follows:—

- (1) That energy shall be supplied only by means of some system which shall be approved in writing by the Board of Trade and subject to the Board of Trade regulations ;
- (2) The Undertakers shall not without the express consent of the Board of Trade and the county council place any electric line above ground except within premises in the sole occupation or control of the Undertakers and except so much of any service line as is necessarily so placed for the purpose of supply ; and
- (3) The Undertakers shall not permit any part of any circuit to be connected with earth except so far as may be necessary for carrying out the provisions of the Board of Trade regulations unless such connection is for the time being approved of by the Board of Trade with the concurrence of the Postmaster-General and is made in accordance with the conditions (if any) of that approval.

Lands.

Purchase and
use of lands.

8. Subject to the provisions of this Order and the principal Act the Undertakers may acquire by purchase or on lease and use any lands for the purposes of this Order and may also for those purposes use any other

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.
Commence-
ment of Order.

3. This Order shall come into force and have effect upon the first day of October nineteen hundred and five which date is in this Order referred to as "the commencement of this Order."

Description of the Undertakers.

Description of
Undertakers.

4. Subject to the provisions of this Order the Undertakers for the purposes of this Order shall be the mayor aldermen and councillors of the metropolitan borough of Woolwich.

Area of Supply.

Area of supply.

5. Subject to the provisions of this Order the area of supply shall be the whole of the area which is included in the First Schedule and is more particularly delineated upon the deposited map and thereon coloured red.

Prohibition of
supply beyond
area of supply.

6. The Undertakers shall not at any time after the commencement of this Order supply energy or (except for the purposes of this Order) erect or lay down any electric lines or works beyond the area of supply otherwise than under the authority of Parliament or under a licence granted by the Board of Trade under the principal Act.

If the Undertakers supply energy or erect or lay down electric lines or works in contravention of this section the Board of Trade may revoke this Order on such terms as they may think just.

Nature and Mode of Supply.

Systems and
mode of supply.

7. Subject to the provisions of this Order and the principal Act the Undertakers may supply energy within the area of supply for all public and private purposes as defined by the said Act provided as follows:—

- (1) That energy shall be supplied only by means of some system which shall be approved in writing by the Board of Trade and subject to the Board of Trade regulations ;
- (2) The Undertakers shall not without the express consent of the Board of Trade and the county council place any electric line above ground except within premises in the sole occupation or control of the Undertakers and except so much of any service line as is necessarily so placed for the purpose of supply ; and
- (3) The Undertakers shall not permit any part of any circuit to be connected with earth except so far as may be necessary for carrying out the provisions of the Board of Trade regulations unless such connection is for the time being approved of by the Board of Trade with the concurrence of the Postmaster-General and is made in accordance with the conditions (if any) of that approval.

Lands.

Purchase and
use of lands.

8. Subject to the provisions of this Order and the principal Act the Undertakers may acquire by purchase or on lease and use any lands for the purposes of this Order and may also for those purposes use any other

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

lands for the time being vested in or leased by them but subject as to such last-mentioned lands to the approval of the Local Government Board and may dispose of any lands acquired by them under the provisions of this section which may not for the time being be required for the purposes of this Order Provided that the amount of land so used by them shall not at any one time exceed in the whole five acres except with the consent of the Board of Trade.

A.D. 1905.
Woolwich.

Works.

9. Subject to the provisions of this Order and the principal Act the Undertakers may exercise all or any of the powers conferred on them by this Order and the principal Act and may break up such streets not repairable by the local authority and such railways and tramways as are specified in the Third Schedule so far as such streets railways and tramways may for the time being be included in the area of supply and be or be upon land dedicated to public use Provided however as respects any such railway that the powers hereby granted shall extend only to such parts thereof as pass across or along any highway on the level.

Powers for execution of works.

Nothing in this Order shall authorise or empower the Undertakers to break up or interfere with any street or part of a street not repairable by the local authority or any railway or tramway except such streets railways or tramways or such parts thereof as are specified in the said schedule without the consent of the authority company or person by whom that street railway or tramway is repairable or of the Board of Trade under section thirteen of the Electric Lighting Act 1882 and where the Board of Trade give such consent the provisions of this Order shall apply to the street railway or tramway to which the consent relates as if it had been specified in the said schedule.

10. Subject to the provisions of this Order and the principal Act and the Board of Trade regulations the Undertakers may construct in any street such boxes as may be necessary for purposes in connection with the supply of energy including apparatus for the proper ventilation of such boxes.

Street boxes.

Every such box shall be for the exclusive use of the Undertakers and under their sole control except so far as the Board of Trade may otherwise order and shall be used by the Undertakers only for the purpose of leading off service lines and other distributing conductors or for examining or testing regulating measuring directing or controlling the supply of energy or for examining or testing the condition of the mains or other portions of the works or for other like purposes connected with the undertaking and the Undertakers may place therein meters switches and any other suitable and proper apparatus for any of the above purposes.

Every such box including the upper surface or covering thereof shall be constructed of such materials and shall be constructed and maintained by the Undertakers in such manner as not to be a source of danger whether by reason of inequality of surface or otherwise.

11. Where the execution of any works for the purposes of this Order (including the construction of boxes) will involve the placing of

Notice of works with plan to be

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

lands for the time being vested in or leased by them but subject as to such last-mentioned lands to the approval of the Local Government Board and may dispose of any lands acquired by them under the provisions of this section which may not for the time being be required for the purposes of this Order Provided that the amount of land so used by them shall not at any one time exceed in the whole five acres except with the consent of the Board of Trade.

A.D. 1905.
Woolwich.

Works.

9. Subject to the provisions of this Order and the principal Act the Undertakers may exercise all or any of the powers conferred on them by this Order and the principal Act and may break up such streets not repairable by the local authority and such railways and tramways as are specified in the Third Schedule so far as such streets railways and tramways may for the time being be included in the area of supply and be or be upon land dedicated to public use Provided however as respects any such railway that the powers hereby granted shall extend only to such parts thereof as pass across or along any highway on the level.

Powers for execution of works.

Nothing in this Order shall authorise or empower the Undertakers to break up or interfere with any street or part of a street not repairable by the local authority or any railway or tramway except such streets railways or tramways or such parts thereof as are specified in the said schedule without the consent of the authority company or person by whom that street railway or tramway is repairable or of the Board of Trade under section thirteen of the Electric Lighting Act 1882 and where the Board of Trade give such consent the provisions of this Order shall apply to the street railway or tramway to which the consent relates as if it had been specified in the said schedule.

10. Subject to the provisions of this Order and the principal Act and the Board of Trade regulations the Undertakers may construct in any street such boxes as may be necessary for purposes in connection with the supply of energy including apparatus for the proper ventilation of such boxes.

Street boxes.

Every such box shall be for the exclusive use of the Undertakers and under their sole control except so far as the Board of Trade may otherwise order and shall be used by the Undertakers only for the purpose of leading off service lines and other distributing conductors or for examining or testing regulating measuring directing or controlling the supply of energy or for examining or testing the condition of the mains or other portions of the works or for other like purposes connected with the undertaking and the Undertakers may place therein meters switches and any other suitable and proper apparatus for any of the above purposes.

Every such box including the upper surface or covering thereof shall be constructed of such materials and shall be constructed and maintained by the Undertakers in such manner as not to be a source of danger whether by reason of inequality of surface or otherwise.

11. Where the execution of any works for the purposes of this Order (including the construction of boxes) will involve the placing of

Notice of works with plan to be

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905. any works in under along or across any street or public bridge the following provisions shall have effect :—

Woolwich.
served on
Postmaster-
General.

- (A) One month before commencing the execution of the works (not being repairs renewals or amendments of existing works of which the character and position are not altered) the Undertakers shall serve a notice upon the Postmaster-General describing the proposed works together with a plan of the works showing the mode and position in which the works are intended to be executed and the manner in which it is intended that the street or bridge is to be interfered with and shall upon being required to do so by the Postmaster-General give him any such further information in relation thereto as he may desire :
- (B) The Postmaster-General may in his discretion approve any such works or plan subject to such amendments or conditions as may seem fit or may disapprove them and may give notice of that approval or disapproval to the Undertakers :
- (C) Where the Postmaster-General approves any such works or plan subject to any amendments or conditions with which the Undertakers are dissatisfied or disapproves any such works or plan the Undertakers may appeal to the Board of Trade and the Board of Trade may inquire into the matter and allow or disallow the appeal and approve any such works or plan subject to such amendments or conditions as may seem fit or may disapprove them :
- (D) If the Postmaster-General fail to give any such notice of approval or disapproval to the Undertakers within one month after the service of the notice upon him he shall be deemed to have approved the works and plan :
- (E) Notwithstanding anything in this Order or the principal Act the Undertakers shall not be entitled to execute any such works as above specified except so far as they may be of a description and in accordance with a plan which has been approved or is to be deemed to have been approved by the Postmaster-General or by the Board of Trade as above mentioned but where any works description and plan are so approved or to be deemed to be approved the Undertakers may cause those works to be executed in accordance with the description and plan subject in all respects to the provisions of this Order and the principal Act :
- (F) If the Undertakers make default in complying with any of the requirements or restrictions of this section they shall (in addition to any other compensation which they may be liable to make under the provisions of this Order or the principal Act) make full compensation to the Postmaster-General for any loss or damage which he may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds Provided that the Undertakers shall not be subject

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905. any works in under along or across any street or public bridge the following provisions shall have effect :—

Woolwich.
served on
Postmaster-
General.

- (A) One month before commencing the execution of the works (not being repairs renewals or amendments of existing works of which the character and position are not altered) the Undertakers shall serve a notice upon the Postmaster-General describing the proposed works together with a plan of the works showing the mode and position in which the works are intended to be executed and the manner in which it is intended that the street or bridge is to be interfered with and shall upon being required to do so by the Postmaster-General give him any such further information in relation thereto as he may desire :
- (B) The Postmaster-General may in his discretion approve any such works or plan subject to such amendments or conditions as may seem fit or may disapprove them and may give notice of that approval or disapproval to the Undertakers :
- (C) Where the Postmaster-General approves any such works or plan subject to any amendments or conditions with which the Undertakers are dissatisfied or disapproves any such works or plan the Undertakers may appeal to the Board of Trade and the Board of Trade may inquire into the matter and allow or disallow the appeal and approve any such works or plan subject to such amendments or conditions as may seem fit or may disapprove them :
- (D) If the Postmaster-General fail to give any such notice of approval or disapproval to the Undertakers within one month after the service of the notice upon him he shall be deemed to have approved the works and plan :
- (E) Notwithstanding anything in this Order or the principal Act the Undertakers shall not be entitled to execute any such works as above specified except so far as they may be of a description and in accordance with a plan which has been approved or is to be deemed to have been approved by the Postmaster-General or by the Board of Trade as above mentioned but where any works description and plan are so approved or to be deemed to be approved the Undertakers may cause those works to be executed in accordance with the description and plan subject in all respects to the provisions of this Order and the principal Act :
- (F) If the Undertakers make default in complying with any of the requirements or restrictions of this section they shall (in addition to any other compensation which they may be liable to make under the provisions of this Order or the principal Act) make full compensation to the Postmaster-General for any loss or damage which he may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds Provided that the Undertakers shall not be subject

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances.

A.D. 1905.

Woolwich.

The Undertakers shall in all cases serve a like notice and plan upon the county council in addition to those served upon the Postmaster-General and where any street or public bridge is repairable by the county council the other provisions of this section shall with the necessary modifications apply to the county council in like manner as to the Postmaster-General.

Nothing in this section shall exempt the Undertakers from any penalty or obligation to which they may be liable under this Order or otherwise by law in the event of any telegraphic line of the Postmaster-General being at any time injuriously affected by the Undertakers' works or their supply of energy.

12. Where the exercise of the powers of the Undertakers in relation to the execution of any works will involve the placing of any works in, under, along or across any street or part of a street not repairable by the local authority or by the county council or over or under any railway tramway or canal the following provisions shall have effect unless otherwise agreed between the parties interested:—

As to streets not repairable by local authority or county council railways tramways and canals.

- (A) One month before commencing the execution of any such works (not being repairs renewals or amendments of existing works of which the character and position are not altered) the Undertakers shall in addition to any other notices which they may be required to give under this Order or the principal Act serve a notice upon the body or person liable to repair the street or part of a street or the body or person for the time being entitled to work the railway or tramway or the owners of the canal (as the case may be) in this section referred to as the "owners" describing the proposed works together with a plan of the works showing the mode and position in which the works are intended to be executed and placed and shall upon being required to do so by any such owners give them any such further information in relation thereto as they may desire:
- (B) Every such notice shall contain a reference to this section and direct the attention of the owners to whom it is given to the provisions thereof:
- (C) Within three weeks after the service of any such notice and plan upon any owners those owners may if they think fit serve a requisition upon the Undertakers requiring that any question in relation to the works or to compensation in respect thereof and any other question arising upon the notice or plan as aforesaid shall be settled by arbitration and thereupon that question unless settled by agreement shall be settled by arbitration accordingly:
- (D) In settling any question under this section an arbitrator shall have regard to any duties or obligations which the owners may be under in respect of the street railway tramway or canal and may if he

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances.

A.D. 1905.
—
Woolwich.

The Undertakers shall in all cases serve a like notice and plan upon the county council in addition to those served upon the Postmaster-General and where any street or public bridge is repairable by the county council the other provisions of this section shall with the necessary modifications apply to the county council in like manner as to the Postmaster-General.

Nothing in this section shall exempt the Undertakers from any penalty or obligation to which they may be liable under this Order or otherwise by law in the event of any telegraphic line of the Postmaster-General being at any time injuriously affected by the Undertakers' works or their supply of energy.

12. Where the exercise of the powers of the Undertakers in relation to the execution of any works will involve the placing of any works in under along or across any street or part of a street not repairable by the local authority or by the county council or over or under any railway tramway or canal the following provisions shall have effect unless otherwise agreed between the parties interested :—

As to streets not repairable by local authority or county council railways tramways and canals.

- (A) One month before commencing the execution of any such works (not being repairs renewals or amendments of existing works of which the character and position are not altered) the Undertakers shall in addition to any other notices which they may be required to give under this Order or the principal Act serve a notice upon the body or person liable to repair the street or part of a street or the body or person for the time being entitled to work the railway or tramway or the owners of the canal (as the case may be) in this section referred to as the "owners" describing the proposed works together with a plan of the works showing the mode and position in which the works are intended to be executed and placed and shall upon being required to do so by any such owners give them any such further information in relation thereto as they may desire :
- (B) Every such notice shall contain a reference to this section and direct the attention of the owners to whom it is given to the provisions thereof :
- (C) Within three weeks after the service of any such notice and plan upon any owners those owners may if they think fit serve a requisition upon the Undertakers requiring that any question in relation to the works or to compensation in respect thereof and any other question arising upon the notice or plan as aforesaid shall be settled by arbitration and thereupon that question unless settled by agreement shall be settled by arbitration accordingly :
- (D) In settling any question under this section an arbitrator shall have regard to any duties or obligations which the owners may be under in respect of the street railway tramway or canal and may if he

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

thinks fit require the Undertakers to execute any temporary or other works so as to avoid any interference with any traffic so far as may be possible :

- (E) Where no such requisition as in this section mentioned is served upon the Undertakers or where after any such requisition has been served upon them any question required to be settled by arbitration has been so settled the Undertakers may upon paying or securing any compensation which they may be required to pay or secure cause to be executed the works specified in such notice and plan as aforesaid and may repair renew and amend the same (provided that their character and position are not altered) but subject in all respects to the provisions of this Order and the principal Act and only in accordance with the notice and plan so served by them as aforesaid or such modifications thereof respectively as may have been settled by arbitration as hereinbefore mentioned or as may be agreed upon between the parties :
- (F) All works to be executed by the Undertakers under this section shall be carried out to the reasonable satisfaction of the owners who shall have the right to be present during the execution of such works :
- (G) Where the repair renewal or amendment of any existing works of which the character or position is not altered will involve any interference with any railway or any tramway over or under which those works have been placed the Undertakers shall unless otherwise agreed between the parties or in cases of emergency give to the owners not less than 24 hours' notice before commencing to effect the repair renewal or amendment and the owners shall be entitled by their officer to superintend the work and the Undertakers shall conform to such reasonable requirements as may be made by the owners or that officer. The said notice shall be in addition to any other notices which the Undertakers may be required to give under this Order or the principal Act :
- (H) If the Undertakers make default in complying with any of the requirements or restrictions of this section they shall (in addition to any other compensation which they may be liable to make under the provisions of this Order or the principal Act) make full compensation to the owners affected thereby for any loss or damage which they may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds. Provided that the Undertakers shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances.

Street authority &c. may give notice of

13. Any body or person for the time being liable to repair any street or part of a street or liable to repair any sewer subway or work or entitled to

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

thinks fit require the Undertakers to execute any temporary or other works so as to avoid any interference with any traffic so far as may be possible :

- (E) Where no such requisition as in this section mentioned is served upon the Undertakers or where after any such requisition has been served upon them any question required to be settled by arbitration has been so settled the Undertakers may upon paying or securing any compensation which they may be required to pay or secure cause to be executed the works specified in such notice and plan as aforesaid and may repair renew and amend the same (provided that their character and position are not altered) but subject in all respects to the provisions of this Order and the principal Act and only in accordance with the notice and plan so served by them as aforesaid or such modifications thereof respectively as may have been settled by arbitration as hereinbefore mentioned or as may be agreed upon between the parties :
- (F) All works to be executed by the Undertakers under this section shall be carried out to the reasonable satisfaction of the owners who shall have the right to be present during the execution of such works :
- (G) Where the repair renewal or amendment of any existing works of which the character or position is not altered will involve any interference with any railway or any tramway over or under which those works have been placed the Undertakers shall unless otherwise agreed between the parties or in cases of emergency give to the owners not less than 24 hours' notice before commencing to effect the repair renewal or amendment and the owners shall be entitled by their officer to superintend the work and the Undertakers shall conform to such reasonable requirements as may be made by the owners or that officer. The said notice shall be in addition to any other notices which the Undertakers may be required to give under this Order or the principal Act :
- (H) If the Undertakers make default in complying with any of the requirements or restrictions of this section they shall (in addition to any other compensation which they may be liable to make under the provisions of this Order or the principal Act) make full compensation to the owners affected thereby for any loss or damage which they may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds. Provided that the Undertakers shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances.

Street authority &c. may give notice of

13. Any body or person for the time being liable to repair any street or part of a street or liable to repair any sewer subway or work or entitled to

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

work any railway or tramway which the Undertakers are empowered to break up for the purposes of this Order may if they think fit serve a notice upon the Undertakers stating that they desire to exercise or discharge all or any part of any of the powers or duties of the Undertakers as therein specified in relation to the breaking up filling in reinstating or making good any streets bridges sewers drains subways tunnels or other works vested in or under the control or management of that body or person and may amend or revoke any such notice by another notice similarly served Where such body or person as aforesaid (in this section referred to as the "givers of the notice") have given notice that they desire to exercise or discharge any such specified powers and duties of the Undertakers then so long as that notice remains in force the following provisions shall have effect unless otherwise agreed between the parties interested:—

A.D. 1905.

Woolwich.

desire to break
up streets &c
on behalf of
Undertakers.

- (A) The Undertakers shall not be entitled to proceed themselves to exercise or discharge any such specified powers or duties as aforesaid except where they have required the givers of the notice to exercise or discharge those powers or duties and the givers of the notice have refused or neglected to comply with that requisition as hereinafter provided or in cases of emergency:
- (B) In addition to any other notices which they are required to give under the provisions of this Order or the principal Act the Undertakers shall not more than four days and not less than two days before the exercise or discharge of any such powers or duties so specified as aforesaid is required to be commenced serve a requisition upon the givers of the notice stating the time when that exercise or discharge is required to be commenced and the manner in which any such powers and duties are required to be exercised or discharged:
- (C) Upon receipt of any such requisition as last aforesaid the givers of the notice may proceed to exercise or discharge any such powers or duties as required by the Undertakers subject to the like restrictions and conditions so far as they are applicable as the Undertakers would themselves be subject to in that exercise or discharge:
- (D) If the givers of the notice decline or for twenty-four hours after the time when any such exercise or discharge of any powers or duties is by any requisition required to be commenced neglect to comply with the requisition the Undertakers may themselves proceed to exercise or discharge the powers or duties therein specified in like manner as they might have done if such notice as aforesaid had not been given to them by the givers of the notice:
- (E) In any case of emergency the Undertakers may themselves proceed at once to exercise or discharge so much of any such specified powers or duties as aforesaid as may be necessary for the actual remedying of any defect from which the emergency arises without

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

work any railway or tramway which the Undertakers are empowered to break up for the purposes of this Order may if they think fit serve a notice upon the Undertakers stating that they desire to exercise or discharge all or any part of any of the powers or duties of the Undertakers as therein specified in relation to the breaking up filling in reinstating or making good any streets bridges sewers drains subways tunnels or other works vested in or under the control or management of that body or person and may amend or revoke any such notice by another notice similarly served Where such body or person as aforesaid (in this section referred to as the "givers of the notice") have given notice that they desire to exercise or discharge any such specified powers and duties of the Undertakers then so long as that notice remains in force the following provisions shall have effect unless otherwise agreed between the parties interested:—

A.D. 1905.

Woolwich.

desire to break
up streets &c
on behalf of
Undertakers.

- (A) The Undertakers shall not be entitled to proceed themselves to exercise or discharge any such specified powers or duties as aforesaid except where they have required the givers of the notice to exercise or discharge those powers or duties and the givers of the notice have refused or neglected to comply with that requisition as hereinafter provided or in cases of emergency:
- (B) In addition to any other notices which they are required to give under the provisions of this Order or the principal Act the Undertakers shall not more than four days and not less than two days before the exercise or discharge of any such powers or duties so specified as aforesaid is required to be commenced serve a requisition upon the givers of the notice stating the time when that exercise or discharge is required to be commenced and the manner in which any such powers and duties are required to be exercised or discharged:
- (C) Upon receipt of any such requisition as last aforesaid the givers of the notice may proceed to exercise or discharge any such powers or duties as required by the Undertakers subject to the like restrictions and conditions so far as they are applicable as the Undertakers would themselves be subject to in that exercise or discharge:
- (D) If the givers of the notice decline or for twenty-four hours after the time when any such exercise or discharge of any powers or duties is by any requisition required to be commenced neglect to comply with the requisition the Undertakers may themselves proceed to exercise or discharge the powers or duties therein specified in like manner as they might have done if such notice as aforesaid had not been given to them by the givers of the notice:
- (E) In any case of emergency the Undertakers may themselves proceed at once to exercise or discharge so much of any such specified powers or duties as aforesaid as may be necessary for the actual remedying of any defect from which the emergency arises without

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

servicing any requisition on the givers of the notice but in that case the Undertakers shall within twelve hours after they begin to exercise or discharge such powers or duties as aforesaid give information thereof in writing to the givers of the notice :

(F) If the Undertakers exercise or discharge any such specified powers or duties as aforesaid otherwise than in accordance with the provisions of this section they shall be liable for every such offence to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds Provided that the Undertakers shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances :

(G) All expenses properly incurred by the givers of the notice in complying with any requisition of the Undertakers under this section shall be repaid to them by the Undertakers and may be recovered summarily :

Provided that nothing in this section shall in any way affect the rights of the Undertakers to exercise or discharge any powers or duties conferred or imposed upon them by this Order or the principal Act in relation to the execution of any works beyond the actual breaking up filling in reinstating or making good any such street or part of a street or any such bridges sewers drains subways tunnels or other works or railway or tramway as in this section mentioned.

As to alteration
of pipes wires
&c. under
streets.

14. The Undertakers may alter the position of any pipes (not forming part of any sewer of the county council) or any wires being under any street or place authorised to be broken up by them which may interfere with the exercise of their powers under the principal Act or this Order and any body or person may in like manner alter the position of any electric lines or works of the Undertakers being under any such street or place as aforesaid which may interfere with the lawful exercise of any powers vested in that body or person in relation to that street or place subject to the following provisions unless otherwise agreed between the parties interested :—

(A) One month before commencing any such alterations the Undertakers or such body or person (as the case may be) in this section referred to as the "operators" shall serve a notice upon the body or person for the time being entitled to the pipes wires electric lines or works (as the case may be) in this section referred to as the "owners" describing the proposed alterations together with a plan showing the manner in which it is intended that those alterations shall be made and shall upon being required to do so by any such owners give them any such further information in relation thereto as they may desire :

(B) Within three weeks after the service of any such notice and plan upon any owners those owners may if they think fit serve a

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

servicing any requisition on the givers of the notice but in that case the Undertakers shall within twelve hours after they begin to exercise or discharge such powers or duties as aforesaid give information thereof in writing to the givers of the notice :

(F) If the Undertakers exercise or discharge any such specified powers or duties as aforesaid otherwise than in accordance with the provisions of this section they shall be liable for every such offence to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds Provided that the Undertakers shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances :

(G) All expenses properly incurred by the givers of the notice in complying with any requisition of the Undertakers under this section shall be repaid to them by the Undertakers and may be recovered summarily :

Provided that nothing in this section shall in any way affect the rights of the Undertakers to exercise or discharge any powers or duties conferred or imposed upon them by this Order or the principal Act in relation to the execution of any works beyond the actual breaking up filling in reinstating or making good any such street or part of a street or any such bridges sewers drains subways tunnels or other works or railway or tramway as in this section mentioned.

As to alteration
of pipes wires
&c. under
streets.

14. The Undertakers may alter the position of any pipes (not forming part of any sewer of the county council) or any wires being under any street or place authorised to be broken up by them which may interfere with the exercise of their powers under the principal Act or this Order and any body or person may in like manner alter the position of any electric lines or works of the Undertakers being under any such street or place as aforesaid which may interfere with the lawful exercise of any powers vested in that body or person in relation to that street or place subject to the following provisions unless otherwise agreed between the parties interested :—

(A) One month before commencing any such alterations the Undertakers or such body or person (as the case may be) in this section referred to as the "operators" shall serve a notice upon the body or person for the time being entitled to the pipes wires electric lines or works (as the case may be) in this section referred to as the "owners" describing the proposed alterations together with a plan showing the manner in which it is intended that those alterations shall be made and shall upon being required to do so by any such owners give them any such further information in relation thereto as they may desire :

(B) Within three weeks after the service of any such notice and plan upon any owners those owners may if they think fit serve a

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

requisition upon the operators requiring that any question in relation to such works or to compensation in respect thereof or any other question arising upon such notice or plan as aforesaid shall be settled by arbitration and thereupon that question unless settled by agreement shall be settled by arbitration accordingly :

A.D. 1905.
Woolwich.

- (c) In settling any question under this section an arbitrator shall have regard to any duties or obligations which the owners may be under in respect of the pipes wires electric lines or works and may if he thinks fit require the operators to execute any temporary or other works so as to avoid interference with any purpose for which the pipes wires electric lines or works are used so far as may be possible :
- (d) Where no such requisition as in this section mentioned is served upon the operators the owners shall be held to have agreed to the notice or plan served on them as aforesaid and in that case or where after any such requisition has been served upon them any question required to be settled by arbitration has been so settled the operators upon paying or securing any compensation which they may be required to pay or secure may cause the alterations specified in such notice and plan as aforesaid to be made but subject in all respects to the provisions of this Order and the principal Act and only in accordance with the notice and plan so served by them as aforesaid or such modifications thereof respectively as may have been settled by arbitration as hereinbefore mentioned or as may be agreed upon between the parties :
- (e) At any time before any operators are entitled to commence any such alterations as aforesaid the owners may serve a statement upon the operators stating that they desire to execute the alterations themselves and where any such statement has been served upon the operators they shall not be entitled to proceed themselves to execute the alterations except where they have notified to such owners that they require them to execute the alterations and the owners have refused or neglected to comply with the notification as hereinafter provided :
- (f) Where any such statement as last aforesaid has been served upon the operators they shall not more than forty-eight hours and not less than twenty-four hours before the execution of the alterations is required to be commenced serve a notification upon the owners stating the time when the alterations are required to be commenced and the manner in which the alterations are required to be made :
- (g) Upon receipt of any such notification as last aforesaid the owners may proceed to execute the alterations as required by the operators subject to the like restrictions and conditions so far as the same may be applicable as the operators would themselves be subject to in executing such alterations :

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

requisition upon the operators requiring that any question in relation to such works or to compensation in respect thereof or any other question arising upon such notice or plan as aforesaid shall be settled by arbitration and thereupon that question unless settled by agreement shall be settled by arbitration accordingly :

A.D. 1905.
Woolwich.

- (c) In settling any question under this section an arbitrator shall have regard to any duties or obligations which the owners may be under in respect of the pipes wires electric lines or works and may if he thinks fit require the operators to execute any temporary or other works so as to avoid interference with any purpose for which the pipes wires electric lines or works are used so far as may be possible :
- (d) Where no such requisition as in this section mentioned is served upon the operators the owners shall be held to have agreed to the notice or plan served on them as aforesaid and in that case or where after any such requisition has been served upon them any question required to be settled by arbitration has been so settled the operators upon paying or securing any compensation which they may be required to pay or secure may cause the alterations specified in such notice and plan as aforesaid to be made but subject in all respects to the provisions of this Order and the principal Act and only in accordance with the notice and plan so served by them as aforesaid or such modifications thereof respectively as may have been settled by arbitration as hereinbefore mentioned or as may be agreed upon between the parties :
- (e) At any time before any operators are entitled to commence any such alterations as aforesaid the owners may serve a statement upon the operators stating that they desire to execute the alterations themselves and where any such statement has been served upon the operators they shall not be entitled to proceed themselves to execute the alterations except where they have notified to such owners that they require them to execute the alterations and the owners have refused or neglected to comply with the notification as hereinafter provided :
- (f) Where any such statement as last aforesaid has been served upon the operators they shall not more than forty-eight hours and not less than twenty-four hours before the execution of the alterations is required to be commenced serve a notification upon the owners stating the time when the alterations are required to be commenced and the manner in which the alterations are required to be made :
- (g) Upon receipt of any such notification as last aforesaid the owners may proceed to execute the alterations as required by the operators subject to the like restrictions and conditions so far as the same may be applicable as the operators would themselves be subject to in executing such alterations :

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

- (H) If the owners decline or for twenty-four hours after the time when any such alterations are required to be commenced neglect to comply with the notification the operators may themselves proceed to execute the alterations in like manner as they might have done if no such statement as aforesaid had been served upon them :
- (I) All expenses properly incurred by any owners in complying with any notification of any operators under this section shall be repaid to them by the operators and may be recovered summarily :
- (J) Any owners may if they think fit by any statement served by them under this section upon any operators not being the county council or a local authority require the said operators to give them such security for the repayment to them of any expenses to be incurred by them in executing any alterations as above mentioned as may be determined in manner provided by this Order and where any operators have been so required to give security they shall not be entitled to serve a notification upon the owners requiring them to execute the alterations until the security has been duly given :
- (K) If the operators make default in complying with any of the requirements or restrictions of this section they shall (in addition to any other compensation which they may be liable to make under the provisions of this Order or the principal Act) make full compensation to the owners affected thereby for any loss damage or penalty which they may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds Provided that the operators shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the operators complied with the requirements of this section so far as was reasonable under the circumstances.

Laying of electric lines &c. near gas or water pipes or other electric lines.

15. Where the Undertakers require to dig or sink any trench for laying down or constructing any new electric lines (other than service lines) or other works near to which any sewer drain watercourse defence or work under the jurisdiction or control of the county council or any main pipe syphon electric line or other work belonging to any gas electric supply or water company has been lawfully placed or where any gas or water company require to dig or sink any trench for laying down or constructing any new mains or pipes (other than service pipes) or other works near to which any lines or works of the Undertakers have been lawfully placed the Undertakers or the gas or water company (as the case may be) in this section referred to as the "operators" shall unless otherwise agreed between the parties interested or in case of sudden emergency give to the county council or to such gas electric supply or water company or to the Undertakers (as the case may be) in this section referred to as the "owners" not less than fourteen days' notice before commencing to dig or sink such trench as aforesaid and those owners shall be

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

- (H) If the owners decline or for twenty-four hours after the time when any such alterations are required to be commenced neglect to comply with the notification the operators may themselves proceed to execute the alterations in like manner as they might have done if no such statement as aforesaid had been served upon them :
- (I) All expenses properly incurred by any owners in complying with any notification of any operators under this section shall be repaid to them by the operators and may be recovered summarily :
- (J) Any owners may if they think fit by any statement served by them under this section upon any operators not being the county council or a local authority require the said operators to give them such security for the repayment to them of any expenses to be incurred by them in executing any alterations as above mentioned as may be determined in manner provided by this Order and where any operators have been so required to give security they shall not be entitled to serve a notification upon the owners requiring them to execute the alterations until the security has been duly given :
- (K) If the operators make default in complying with any of the requirements or restrictions of this section they shall (in addition to any other compensation which they may be liable to make under the provisions of this Order or the principal Act) make full compensation to the owners affected thereby for any loss damage or penalty which they may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds Provided that the operators shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the operators complied with the requirements of this section so far as was reasonable under the circumstances.

Laying of electric lines &c. near gas or water pipes or other electric lines.

15. Where the Undertakers require to dig or sink any trench for laying down or constructing any new electric lines (other than service lines) or other works near to which any sewer drain watercourse defence or work under the jurisdiction or control of the county council or any main pipe syphon electric line or other work belonging to any gas electric supply or water company has been lawfully placed or where any gas or water company require to dig or sink any trench for laying down or constructing any new mains or pipes (other than service pipes) or other works near to which any lines or works of the Undertakers have been lawfully placed the Undertakers or the gas or water company (as the case may be) in this section referred to as the "operators" shall unless otherwise agreed between the parties interested or in case of sudden emergency give to the county council or to such gas electric supply or water company or to the Undertakers (as the case may be) in this section referred to as the "owners" not less than fourteen days' notice before commencing to dig or sink such trench as aforesaid and those owners shall be

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

entitled by their officer to superintend the work and the operators shall conform with such reasonable requirements as may be made by the owners or the officer for protecting from injury every such sewer drain watercourse defence main pipe syphon electric line or work and for securing access thereto and they shall also if required to do so by the owner thereof repair any damage that may be done thereto.

A.D. 1905.
—
Woolwich.

Where the operators find it necessary to undermine but not alter the position of any pipe electric line or work they shall temporarily support the same in position during the execution of their works and before completion provide a suitable and proper foundation for the same where so undermined.

The owners upon giving notice to the Undertakers during the fourteen days hereinbefore referred to of their desire to execute any work to which the provisions of this section apply may themselves execute the same and in case they give such notice they shall execute such work with due care and diligence and shall be subject to the like restrictions and conditions as the operators would themselves be subject to in respect of the same and the reasonable costs of executing such works shall be repaid by the operators to the owners. Provided always that the provisions of this paragraph shall not apply where the Undertakers are themselves lawfully entitled to exercise the powers of any owners with respect to the breaking up and reinstating of any street nor so long as any like notice from the county council the local authority or other body or person under the provisions of the section of this Order whereof the marginal note is "Street authority &c. may give notice of desire to break up streets &c. on behalf of Undertakers" remains in force :

Provided always that when the Undertakers or any gas company desire to lay a service pipe or line to a house or premises already connected by a service pipe or line with the works of the gas company or the Undertakers as the case may be forty-eight hours' notice shall be given by the Undertakers or the gas company as the case may be to the other of them and in that case the provisions of this section so far as applicable shall then apply to such service pipes or lines accordingly.

Where the operators (being the Undertakers) lay any electric line crossing or liable to touch any mains pipes lines or services belonging to any gas electric supply or water company the conducting portion of the electric line shall be effectively insulated in a manner approved by the Board of Trade and the Undertakers shall not except with the consent of the gas electric supply or water company as the case may be and of the Board of Trade lay their electric lines so as to come into contact with any such mains pipes lines or services or except with the like consent employ any such mains pipes lines or services as conductors for the purpose of their supply of energy.

Any question or difference which may arise under this section shall be determined by arbitration.

If the operators make default in complying with any of the requirements or restrictions of this section they shall make full compensation to all owners

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

entitled by their officer to superintend the work and the operators shall conform with such reasonable requirements as may be made by the owners or the officer for protecting from injury every such sewer drain watercourse defence main pipe syphon electric line or work and for securing access thereto and they shall also if required to do so by the owner thereof repair any damage that may be done thereto.

A.D. 1905.
—
Woolwich.

Where the operators find it necessary to undermine but not alter the position of any pipe electric line or work they shall temporarily support the same in position during the execution of their works and before completion provide a suitable and proper foundation for the same where so undermined.

The owners upon giving notice to the Undertakers during the fourteen days hereinbefore referred to of their desire to execute any work to which the provisions of this section apply may themselves execute the same and in case they give such notice they shall execute such work with due care and diligence and shall be subject to the like restrictions and conditions as the operators would themselves be subject to in respect of the same and the reasonable costs of executing such works shall be repaid by the operators to the owners. Provided always that the provisions of this paragraph shall not apply where the Undertakers are themselves lawfully entitled to exercise the powers of any owners with respect to the breaking up and reinstating of any street nor so long as any like notice from the county council the local authority or other body or person under the provisions of the section of this Order whereof the marginal note is "Street authority &c. may give notice of desire to break up streets &c. on behalf of Undertakers" remains in force :

Provided always that when the Undertakers or any gas company desire to lay a service pipe or line to a house or premises already connected by a service pipe or line with the works of the gas company or the Undertakers as the case may be forty-eight hours' notice shall be given by the Undertakers or the gas company as the case may be to the other of them and in that case the provisions of this section so far as applicable shall then apply to such service pipes or lines accordingly.

Where the operators (being the Undertakers) lay any electric line crossing or liable to touch any mains pipes lines or services belonging to any gas electric supply or water company the conducting portion of the electric line shall be effectively insulated in a manner approved by the Board of Trade and the Undertakers shall not except with the consent of the gas electric supply or water company as the case may be and of the Board of Trade lay their electric lines so as to come into contact with any such mains pipes lines or services or except with the like consent employ any such mains pipes lines or services as conductors for the purpose of their supply of energy.

Any question or difference which may arise under this section shall be determined by arbitration.

If the operators make default in complying with any of the requirements or restrictions of this section they shall make full compensation to all owners

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

affected thereby for any loss damage penalty or costs which they may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds. Provided that the operators shall not be subject to any such penalty if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the operators complied with the requirements and restrictions of this section so far as was reasonable under the circumstances or that the default in question was due to the fact that the operators were ignorant of the position of the sewer drain water-course defence main pipe syphon electric line or work affected thereby and that that ignorance was not owing to any negligence on the part of the operators.

For the purposes of this section the expression "gas company" shall mean any body or person lawfully supplying gas the expression "water company" shall mean any body or person lawfully supplying water or water power and the expression "electric supply company" shall mean any body or person supplying energy under the principal Act but not under this Order.

For protection
of railway and
canal com-
panies.

16. In the exercise of any of the powers of this Order relating to the execution of works the Undertakers shall not in any way injure the railways tunnels arches works or conveniences belonging to any railway or canal company nor obstruct or interfere with the working of the traffic passing along any railway.

For protection
of telegraphic
and telephonic
wires.

17.—(1) The Undertakers shall take all reasonable precautions in constructing laying down and placing their electric lines and other works of all descriptions and in working their undertaking so as not injuriously to affect whether by induction or otherwise the working of any wire or line from time to time used for the purpose of telegraphic telephonic or electric signalling communication or the currents in such wire or line whether such wire or line be or be not in existence at the time of the laying down or placing of such electric lines or other works. If any question arises between the Undertakers and the owner of any such wire or line as to whether the Undertakers have constructed laid down or placed their electric lines or other works or worked their undertaking in contravention of this subsection, and as to whether the working of such wire or line or the current therein is or is not injuriously affected thereby that question shall be determined by arbitration and the arbitrator (unless he is of opinion that such wire or line not having been so in existence at such time as aforesaid has been placed in unreasonable proximity to the electric lines or works of the Undertakers) may direct the Undertakers to make any alterations in or additions to their system so as to comply with the provisions of this section and the Undertakers shall make such alterations or additions accordingly.

(2) Seven days before commencing to lay down or place any electric line or to use any electric line in any manner whereby the work of telegraphic or telephonic or electric signalling communication through any wire or line lawfully laid down or placed in any position may be injuriously affected the Undertakers shall unless otherwise agreed between the parties interested give

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

affected thereby for any loss damage penalty or costs which they may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding ten pounds and to a daily penalty not exceeding five pounds. Provided that the operators shall not be subject to any such penalty if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the operators complied with the requirements and restrictions of this section so far as was reasonable under the circumstances or that the default in question was due to the fact that the operators were ignorant of the position of the sewer drain water-course defence main pipe syphon electric line or work affected thereby and that that ignorance was not owing to any negligence on the part of the operators.

For the purposes of this section the expression "gas company" shall mean any body or person lawfully supplying gas the expression "water company" shall mean any body or person lawfully supplying water or water power and the expression "electric supply company" shall mean any body or person supplying energy under the principal Act but not under this Order.

For protection
of railway and
canal com-
panies.

16. In the exercise of any of the powers of this Order relating to the execution of works the Undertakers shall not in any way injure the railways tunnels arches works or conveniences belonging to any railway or canal company nor obstruct or interfere with the working of the traffic passing along any railway.

For protection
of telegraphic
and telephonic
wires.

17.—(1) The Undertakers shall take all reasonable precautions in constructing laying down and placing their electric lines and other works of all descriptions and in working their undertaking so as not injuriously to affect whether by induction or otherwise the working of any wire or line from time to time used for the purpose of telegraphic telephonic or electric signalling communication or the currents in such wire or line whether such wire or line be or be not in existence at the time of the laying down or placing of such electric lines or other works. If any question arises between the Undertakers and the owner of any such wire or line as to whether the Undertakers have constructed laid down or placed their electric lines or other works or worked their undertaking in contravention of this subsection, and as to whether the working of such wire or line or the current therein is or is not injuriously affected thereby that question shall be determined by arbitration and the arbitrator (unless he is of opinion that such wire or line not having been so in existence at such time as aforesaid has been placed in unreasonable proximity to the electric lines or works of the Undertakers) may direct the Undertakers to make any alterations in or additions to their system so as to comply with the provisions of this section and the Undertakers shall make such alterations or additions accordingly.

(2) Seven days before commencing to lay down or place any electric line or to use any electric line in any manner whereby the work of telegraphic or telephonic or electric signalling communication through any wire or line lawfully laid down or placed in any position may be injuriously affected the Undertakers shall unless otherwise agreed between the parties interested give

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

to the owner of such wire or line notice in writing specifying the course nature and gauge of such electric line and the manner in which such electric line is intended to be used and the amount and nature of the currents intended to be transmitted thereby and the extent to and manner in which (if at all) earth returns are proposed to be used and any owner entitled to receive such notice may from time to time serve a requisition on the Undertakers requiring them to adopt such precautions as may be therein specified in regard to the laying placing or user of such electric line for the purpose of preventing such injurious affection and the Undertakers shall conform with such reasonable requirements as may be made by such owner for the purpose of preventing the communication through such wire or line from being injuriously affected as aforesaid :

If any difference arises between any such owner and the Undertakers with respect to the reasonableness of any requirements so made such difference shall be determined by arbitration :

Provided that nothing in this subsection shall apply to repairs or renewals of any electric line so long as the course nature and gauge of such electric line and the amount and nature of the current transmitted thereby are not altered.

(3) If in any case the Undertakers make default in complying with the requirements of this section they shall make full compensation to every such owner as aforesaid for any loss or damage which he may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings Provided that the Undertakers shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances or that the default in question was due to the fact that the Undertakers were ignorant of the position of the wire or line affected thereby and that that ignorance was not owing to any negligence on the part of the Undertakers.

(4) Nothing in this section contained shall be held to deprive any owner of any existing rights to proceed against the Undertakers by indictment action or otherwise in relation to any of the matters aforesaid.

18. Where the Undertakers desire to lay or may be required to lay any electric line in any street under the surface of which there is a subway vested in the county council and the county council serve a notice upon them requiring them to lay the same in the subway then notwithstanding anything in any special or general Act of Parliament contained the powers conferred by this Order and the principal Act with respect to the breaking up and interfering with streets shall not be exercised by the Undertakers as to such streets in so far as the subway extends under the surface thereof and any electric line to which this section applies shall be laid in the subway in such manner and position as the county council shall direct or approve.

Provision as to
subways.

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

to the owner of such wire or line notice in writing specifying the course nature and gauge of such electric line and the manner in which such electric line is intended to be used and the amount and nature of the currents intended to be transmitted thereby and the extent to and manner in which (if at all) earth returns are proposed to be used and any owner entitled to receive such notice may from time to time serve a requisition on the Undertakers requiring them to adopt such precautions as may be therein specified in regard to the laying placing or user of such electric line for the purpose of preventing such injurious affection and the Undertakers shall conform with such reasonable requirements as may be made by such owner for the purpose of preventing the communication through such wire or line from being injuriously affected as aforesaid :

If any difference arises between any such owner and the Undertakers with respect to the reasonableness of any requirements so made such difference shall be determined by arbitration :

Provided that nothing in this subsection shall apply to repairs or renewals of any electric line so long as the course nature and gauge of such electric line and the amount and nature of the current transmitted thereby are not altered.

(3) If in any case the Undertakers make default in complying with the requirements of this section they shall make full compensation to every such owner as aforesaid for any loss or damage which he may incur by reason thereof and in addition thereto they shall be liable for every such default to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings Provided that the Undertakers shall not be subject to any such penalties as aforesaid if the court having cognizance of the case shall be of opinion that the case was one of emergency and that the Undertakers complied with the requirements of this section so far as was reasonable under the circumstances or that the default in question was due to the fact that the Undertakers were ignorant of the position of the wire or line affected thereby and that that ignorance was not owing to any negligence on the part of the Undertakers.

(4) Nothing in this section contained shall be held to deprive any owner of any existing rights to proceed against the Undertakers by indictment action or otherwise in relation to any of the matters aforesaid.

18. Where the Undertakers desire to lay or may be required to lay any electric line in any street under the surface of which there is a subway vested in the county council and the county council serve a notice upon them requiring them to lay the same in the subway then notwithstanding anything in any special or general Act of Parliament contained the powers conferred by this Order and the principal Act with respect to the breaking up and interfering with streets shall not be exercised by the Undertakers as to such streets in so far as the subway extends under the surface thereof and any electric line to which this section applies shall be laid in the subway in such manner and position as the county council shall direct or approve.

Provision as to
subways.

A.D. 1905.

—
Woolwich.

Where any electric line of the Undertakers shall be so laid under the provisions of this section they shall pay to the county council such reasonable rent for the use thereof as may be settled by agreement or in the case of difference by arbitration. Provided that the Undertakers shall have access to such subway at all such reasonable times and subject to such conditions as may be settled in like manner.

Compulsory Works.

Mains &c. to be laid down in streets specified in Second Schedule and in remainder of area of supply.

19.—(1) The Undertakers shall within a period of two years after the commencement of this Order lay down suitable and sufficient distributing mains for the purposes of general supply throughout every street or part of a street specified in that behalf in the Second Schedule and shall thereafter maintain the same.

(2) In addition to the mains hereinbefore specified the Undertakers shall at any time after the expiration of eighteen months after the commencement of this Order lay down suitable and sufficient distributing mains for the purposes of general supply throughout every other street or part of a street within the area of supply upon being required to do so in manner by this Order provided :

All such mains as last above mentioned (unless already laid down) shall be laid down by the Undertakers within six months after any requisition in that behalf served upon them in accordance with the provisions of this Order has become binding upon them or such further time as may in any case be approved of by the Board of Trade.

(3) When any such requisition is made in respect of any street not repairable by the local authority which is not specified in the Third Schedule the Undertakers shall (unless the authority or person by whom that street is repairable consent to the breaking up thereof) forthwith apply to the Board of Trade under section thirteen of the Electric Lighting Act 1882 for the written consent of the Board authorising and empowering the Undertakers to break up that street and the requisition shall not be binding upon them if the Board of Trade refuse their consent in that behalf.

If Undertakers fail to lay down mains &c. Order may be revoked.

20. If the Undertakers make default in laying down any distributing mains in accordance with the provisions of this Order within the periods prescribed in that behalf respectively the Board of Trade may after considering any representations of the Undertakers and the county council either revoke this Order as to the whole or any part of the area of supply or if the Undertakers so desire may suffer it to remain in force as to such area or part thereof subject to such conditions as they may think fit to impose and any conditions so imposed shall be binding on and observed by the Undertakers and shall be of the like force and effect in every respect as though they were contained in this Order. Provided that the Board of Trade shall not revoke this Order as to part of the area of supply where the Undertakers make a representation that they desire to be relieved of their liabilities as respects the rest of the area of supply and in that case the Board of Trade

A.D. 1905.

—
Woolwich.

Where any electric line of the Undertakers shall be so laid under the provisions of this section they shall pay to the county council such reasonable rent for the use thereof as may be settled by agreement or in the case of difference by arbitration. Provided that the Undertakers shall have access to such subway at all such reasonable times and subject to such conditions as may be settled in like manner.

Compulsory Works.

Mains &c. to be laid down in streets specified in Second Schedule and in remainder of area of supply.

19.—(1) The Undertakers shall within a period of two years after the commencement of this Order lay down suitable and sufficient distributing mains for the purposes of general supply throughout every street or part of a street specified in that behalf in the Second Schedule and shall thereafter maintain the same.

(2) In addition to the mains hereinbefore specified the Undertakers shall at any time after the expiration of eighteen months after the commencement of this Order lay down suitable and sufficient distributing mains for the purposes of general supply throughout every other street or part of a street within the area of supply upon being required to do so in manner by this Order provided :

All such mains as last above mentioned (unless already laid down) shall be laid down by the Undertakers within six months after any requisition in that behalf served upon them in accordance with the provisions of this Order has become binding upon them or such further time as may in any case be approved of by the Board of Trade.

(3) When any such requisition is made in respect of any street not repairable by the local authority which is not specified in the Third Schedule the Undertakers shall (unless the authority or person by whom that street is repairable consent to the breaking up thereof) forthwith apply to the Board of Trade under section thirteen of the Electric Lighting Act 1882 for the written consent of the Board authorising and empowering the Undertakers to break up that street and the requisition shall not be binding upon them if the Board of Trade refuse their consent in that behalf.

If Undertakers fail to lay down mains &c. Order may be revoked.

20. If the Undertakers make default in laying down any distributing mains in accordance with the provisions of this Order within the periods prescribed in that behalf respectively the Board of Trade may after considering any representations of the Undertakers and the county council either revoke this Order as to the whole or any part of the area of supply or if the Undertakers so desire may suffer it to remain in force as to such area or part thereof subject to such conditions as they may think fit to impose and any conditions so imposed shall be binding on and observed by the Undertakers and shall be of the like force and effect in every respect as though they were contained in this Order. Provided that the Board of Trade shall not revoke this Order as to part of the area of supply where the Undertakers make a representation that they desire to be relieved of their liabilities as respects the rest of the area of supply and in that case the Board of Trade

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxix.]
(No. 3) Act, 1905.

shall not under this section revoke this Order otherwise than as to the whole of the area of supply. A.D. 1905.
Woolwich.

21. Any requisition requiring the Undertakers to lay down distributing mains for the purposes of general supply throughout any street or part of a street may be made by two or more owners or occupiers of premises along that street or part of a street. Manner in which requisition is to be made.

Every such requisition shall be signed by the persons making it and shall be served upon the Undertakers.

Forms of requisition shall be kept by the Undertakers at their office and a copy shall be supplied free of charge to any owner or occupier of premises within the area of supply on application for the same and any requisition so supplied shall be deemed valid in point of form.

22. Where any such requisition is made by any such owners or occupiers as aforesaid the Undertakers (if they think fit) may within fourteen days after the service of the requisition upon them serve a notice on all the persons by whom the requisition is signed stating that they decline to be bound by the requisition unless such persons or some of them will bind themselves to take or will guarantee that there shall be taken a supply of energy for two years of such amount in the aggregate (to be specified by the Undertakers in the notice) as will at the rates of charge for the time being charged by the Undertakers for a supply of energy from distributing mains to ordinary consumers within the area of supply produce annually such reasonable sum as is specified by the Undertakers in such notice. Provided that in such notice the Undertakers shall not without the authority of the Board of Trade specify any sum exceeding twenty per centum upon the expense of providing and laying down the required distributing mains and any other mains or additions to existing mains which may be necessary for the purpose of connecting those distributing mains with the nearest available source of supply. Provisions on requisition by owners or occupiers.

Where such a notice is served the requisition shall not be binding on the Undertakers unless within fourteen days after the service of the notice on all the persons signing the requisition has been effected or in case of difference the delivery of the arbitrator's award there be tendered to the Undertakers an agreement severally executed by those persons or some of them binding them to take or guaranteeing that there shall be taken for a period of two years at the least such specified amounts of energy respectively as will in the aggregate at the rates of charge above specified produce an annual sum amounting to the sum specified in the notice or determined by arbitration under this section nor unless sufficient security for the payment to the Undertakers of all moneys which may become due to them from those persons under the agreement is offered to the Undertakers (if required by them by such notice as aforesaid) within the period limited for the tender of the agreement as aforesaid.

If the Undertakers consider that the requisition is unreasonable or that under the circumstances of the case the provisions of this section ought to be varied they may within fourteen days after the service of the requisition

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxix.]
(No. 3) Act, 1905.

shall not under this section revoke this Order otherwise than as to the whole of the area of supply. A.D. 1905.
Woolwich.

21. Any requisition requiring the Undertakers to lay down distributing mains for the purposes of general supply throughout any street or part of a street may be made by two or more owners or occupiers of premises along that street or part of a street. Manner in which requisition is to be made.

Every such requisition shall be signed by the persons making it and shall be served upon the Undertakers.

Forms of requisition shall be kept by the Undertakers at their office and a copy shall be supplied free of charge to any owner or occupier of premises within the area of supply on application for the same and any requisition so supplied shall be deemed valid in point of form.

22. Where any such requisition is made by any such owners or occupiers as aforesaid the Undertakers (if they think fit) may within fourteen days after the service of the requisition upon them serve a notice on all the persons by whom the requisition is signed stating that they decline to be bound by the requisition unless such persons or some of them will bind themselves to take or will guarantee that there shall be taken a supply of energy for two years of such amount in the aggregate (to be specified by the Undertakers in the notice) as will at the rates of charge for the time being charged by the Undertakers for a supply of energy from distributing mains to ordinary consumers within the area of supply produce annually such reasonable sum as is specified by the Undertakers in such notice. Provided that in such notice the Undertakers shall not without the authority of the Board of Trade specify any sum exceeding twenty per centum upon the expense of providing and laying down the required distributing mains and any other mains or additions to existing mains which may be necessary for the purpose of connecting those distributing mains with the nearest available source of supply. Provisions on requisition by owners or occupiers.

Where such a notice is served the requisition shall not be binding on the Undertakers unless within fourteen days after the service of the notice on all the persons signing the requisition has been effected or in case of difference the delivery of the arbitrator's award there be tendered to the Undertakers an agreement severally executed by those persons or some of them binding them to take or guaranteeing that there shall be taken for a period of two years at the least such specified amounts of energy respectively as will in the aggregate at the rates of charge above specified produce an annual sum amounting to the sum specified in the notice or determined by arbitration under this section nor unless sufficient security for the payment to the Undertakers of all moneys which may become due to them from those persons under the agreement is offered to the Undertakers (if required by them by such notice as aforesaid) within the period limited for the tender of the agreement as aforesaid.

If the Undertakers consider that the requisition is unreasonable or that under the circumstances of the case the provisions of this section ought to be varied they may within fourteen days after the service of the requisition

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

upon them appeal to the Board of Trade and that Board after such inquiry if any as they shall think fit may by order either determine that the requisition is unreasonable and shall not be binding upon the Undertakers or may authorise the Undertakers by their notice to require a supply of energy to be taken for such longer period than two years and to specify such sum or percentage whether calculated as hereinbefore provided or otherwise as shall be fixed or directed by the order and the terms of the above-mentioned agreement shall be varied accordingly.

In case of any such appeal to the Board of Trade any notice by the Undertakers under this section may be served by them within fourteen days after the decision of the Board of Trade.

If any difference arises between the Undertakers and any persons signing any such requisition as to any such notice or agreement that difference shall subject to the provisions of this section and to the decision of the Board of Trade upon any such appeal as aforesaid be determined by arbitration.

Supply.

Undertakers to furnish sufficient supply of energy to owners and occupiers within area of supply.

23. The Undertakers shall upon being required to do so by the owner or occupier of any premises situate within fifty yards from any distributing main of the Undertakers in which they are for the time being required to maintain or are maintaining a supply of energy for the purposes of general supply to private consumers under this Order or the Board of Trade regulations give and continue to give a supply of energy for those premises in accordance with the provisions of this Order and of the said regulations and they shall furnish and lay any electric lines that may be necessary for the purpose of supplying the maximum power with which any such owner or occupier is entitled to be supplied under this Order subject to the conditions following (that is to say) :—

The cost of so much of any electric line for the supply of energy to any owner or occupier as may be laid upon the property of that owner or in the possession of that occupier and of so much of any such electric lines as it may be necessary to lay for a greater distance than sixty feet from any distributing main of the Undertakers although not on that property shall if the Undertakers so require be defrayed by that owner or occupier ;

Every owner or occupier of premises requiring a supply of energy shall—

Serve a notice upon the Undertakers specifying the premises in respect of which the supply is required and the maximum power required to be supplied and the day (not being an earlier day than a reasonable time after the date of the service of the notice) upon which the supply is required to commence ; and

Enter into a written contract with the Undertakers (if required by them so to do) to continue to receive and pay for a supply of energy for a period of at least two years of such an amount that the payment to be made for the same at the rate of charge for the time being charged by the Undertakers for a supply of energy to ordinary consumers within the area of supply shall not be less than twenty per centum per annum on the outlay incurred by the Undertakers

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

upon them appeal to the Board of Trade and that Board after such inquiry if any as they shall think fit may by order either determine that the requisition is unreasonable and shall not be binding upon the Undertakers or may authorise the Undertakers by their notice to require a supply of energy to be taken for such longer period than two years and to specify such sum or percentage whether calculated as hereinbefore provided or otherwise as shall be fixed or directed by the order and the terms of the above-mentioned agreement shall be varied accordingly.

In case of any such appeal to the Board of Trade any notice by the Undertakers under this section may be served by them within fourteen days after the decision of the Board of Trade.

If any difference arises between the Undertakers and any persons signing any such requisition as to any such notice or agreement that difference shall subject to the provisions of this section and to the decision of the Board of Trade upon any such appeal as aforesaid be determined by arbitration.

Supply.

Undertakers to furnish sufficient supply of energy to owners and occupiers within area of supply.

23. The Undertakers shall upon being required to do so by the owner or occupier of any premises situate within fifty yards from any distributing main of the Undertakers in which they are for the time being required to maintain or are maintaining a supply of energy for the purposes of general supply to private consumers under this Order or the Board of Trade regulations give and continue to give a supply of energy for those premises in accordance with the provisions of this Order and of the said regulations and they shall furnish and lay any electric lines that may be necessary for the purpose of supplying the maximum power with which any such owner or occupier is entitled to be supplied under this Order subject to the conditions following (that is to say) :—

The cost of so much of any electric line for the supply of energy to any owner or occupier as may be laid upon the property of that owner or in the possession of that occupier and of so much of any such electric lines as it may be necessary to lay for a greater distance than sixty feet from any distributing main of the Undertakers although not on that property shall if the Undertakers so require be defrayed by that owner or occupier ;

Every owner or occupier of premises requiring a supply of energy shall—

Serve a notice upon the Undertakers specifying the premises in respect of which the supply is required and the maximum power required to be supplied and the day (not being an earlier day than a reasonable time after the date of the service of the notice) upon which the supply is required to commence ; and

Enter into a written contract with the Undertakers (if required by them so to do) to continue to receive and pay for a supply of energy for a period of at least two years of such an amount that the payment to be made for the same at the rate of charge for the time being charged by the Undertakers for a supply of energy to ordinary consumers within the area of supply shall not be less than twenty per centum per annum on the outlay incurred by the Undertakers

in providing any electric lines required under this section to be provided by them for the purpose of the supply and give to the Undertakers (if required by them so to do) security for the payment to them of all moneys which may become due to them by the owner or occupier in respect of any electric lines to be furnished by the Undertakers and in respect of energy to be supplied by them :

A.D. 1905.

Woolwich.

Provided always that the Undertakers may after they have given a supply of energy for any premises by notice in writing require the owner or occupier of those premises within seven days after the date of the service of such notice to give to them security for the payment of all moneys which may become due to them in respect of the supply in case the owner or occupier has not already given that security or in case any security given has become invalid or is insufficient and in case any such owner or occupier fail to comply with the terms of the notice the Undertakers may if they think fit discontinue to supply energy for the premises so long as such failure continues :

Provided also that if the owner or occupier of any such premises as aforesaid uses any form of lamp or burner or uses the energy supplied to him by the Undertakers for any purposes or deals with it in any manner so as to interfere unduly or improperly with the efficient supply of energy to any other body or person by the Undertakers the Undertakers may if they think fit discontinue to supply energy to those premises so long as that user continues :

Provided also that the Undertakers shall not be compelled to give a supply of energy to any premises unless they are reasonably satisfied that the electric lines fittings and apparatus therein are in good order and condition and not calculated to affect injuriously the use of energy by the Undertakers or by other persons :

Provided also that notwithstanding anything in the principal Act or this Order a person shall not be entitled to demand from the Undertakers a supply of electricity for any premises having a separate supply unless he shall have agreed with the Undertakers to pay to them such minimum annual sum as will give them a reasonable return on the capital expenditure and will cover other standing charges incurred by them in order to meet the possible maximum demand for those premises and the sum to be so paid shall be determined in default of agreement by arbitration.

If any difference arises under this section as to any improper use of energy or as to any alleged defect in any electric lines fittings or apparatus such difference shall be determined by arbitration.

24. The maximum power with which any consumer shall be entitled to be supplied shall be of such amount as he may require to be supplied with not exceeding what may be reasonably anticipated as the maximum consumption on his premises. Provided that where any consumer has required the Undertakers to supply him with a maximum power of any specified amount he shall not be entitled to alter that maximum except upon one month's notice to the Undertakers and any expenses reasonably incurred

Maximum
power.

in providing any electric lines required under this section to be provided by them for the purpose of the supply and give to the Undertakers (if required by them so to do) security for the payment to them of all moneys which may become due to them by the owner or occupier in respect of any electric lines to be furnished by the Undertakers and in respect of energy to be supplied by them :

A.D. 1905.

Woolwich.

Provided always that the Undertakers may after they have given a supply of energy for any premises by notice in writing require the owner or occupier of those premises within seven days after the date of the service of such notice to give to them security for the payment of all moneys which may become due to them in respect of the supply in case the owner or occupier has not already given that security or in case any security given has become invalid or is insufficient and in case any such owner or occupier fail to comply with the terms of the notice the Undertakers may if they think fit discontinue to supply energy for the premises so long as such failure continues :

Provided also that if the owner or occupier of any such premises as aforesaid uses any form of lamp or burner or uses the energy supplied to him by the Undertakers for any purposes or deals with it in any manner so as to interfere unduly or improperly with the efficient supply of energy to any other body or person by the Undertakers the Undertakers may if they think fit discontinue to supply energy to those premises so long as that user continues :

Provided also that the Undertakers shall not be compelled to give a supply of energy to any premises unless they are reasonably satisfied that the electric lines fittings and apparatus therein are in good order and condition and not calculated to affect injuriously the use of energy by the Undertakers or by other persons :

Provided also that notwithstanding anything in the principal Act or this Order a person shall not be entitled to demand from the Undertakers a supply of electricity for any premises having a separate supply unless he shall have agreed with the Undertakers to pay to them such minimum annual sum as will give them a reasonable return on the capital expenditure and will cover other standing charges incurred by them in order to meet the possible maximum demand for those premises and the sum to be so paid shall be determined in default of agreement by arbitration.

If any difference arises under this section as to any improper use of energy or as to any alleged defect in any electric lines fittings or apparatus such difference shall be determined by arbitration.

24. The maximum power with which any consumer shall be entitled to be supplied shall be of such amount as he may require to be supplied with not exceeding what may be reasonably anticipated as the maximum consumption on his premises. Provided that where any consumer has required the Undertakers to supply him with a maximum power of any specified amount he shall not be entitled to alter that maximum except upon one month's notice to the Undertakers and any expenses reasonably incurred

Maximum
power.

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905. by the Undertakers in respect of the service lines by which energy is
Woolwich. supplied to the premises of that consumer or any fittings or apparatus of
the Undertakers upon those premises consequent upon the alteration shall
be paid by him to the Undertakers and may be recovered summarily as a
civil debt.

If any difference arises between any such owner or occupier and the
Undertakers as to what may be reasonably anticipated as the consumption on
his premises or as to the reasonableness of any expenses under this section
such difference shall be determined by arbitration.

Penalty for
failure to
supply.

25. Whenever the Undertakers make default in supplying energy to any
owner or occupier of premises to whom they may be and are required to
supply energy under this Order they shall be liable in respect of every such
default to a penalty not exceeding forty shillings for each day on which any
such default occurs.

Whenever the Undertakers make default in supplying energy in accord-
ance with the terms of the Board of Trade regulations they shall be liable to
such penalties as may by the said regulations be prescribed in that behalf.

Provided that the penalties to be inflicted on the Undertakers under this
section shall in no case exceed in the aggregate the sum of fifty pounds in
respect of any defaults not being wilful defaults on the part of the Under-
takers for any one day and provided also that in no case shall any penalty be
inflicted in respect of any default if the court having cognizance of the case
shall be of opinion that such default was caused by inevitable accident or force
majeure or was of so slight or unimportant a character as not materially to
affect the value of the supply.

Price.

Methods of
charging.

26. The Undertakers may charge for energy supplied by them to any
ordinary consumer (otherwise than by agreement)—

- (1) By the actual amount of energy so supplied; or
- (2) By the electrical quantity contained in the supply; or
- (3) By such other method as may for the time being be approved by the
Board of Trade :

Provided that where the Undertakers charge by any method so approved
by the Board of Trade any consumer who objects to that method may by one
month's notice in writing require the Undertakers to charge him at their
option by the actual amount of energy supplied to him or by the electrical
quantity contained in the supply and thereafter the Undertakers shall not
except with the consumer's consent charge him by any other method :

Provided also that before commencing to supply energy through any
distributing main for the purposes of general supply the Undertakers shall by
public advertisement give notice by what method they propose to charge for
energy supplied through that main and shall serve a copy of such notice upon
the county council and where the Undertakers have given any such notice
they shall not be entitled to change that method of charging except after one

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905. by the Undertakers in respect of the service lines by which energy is
Woolwich. supplied to the premises of that consumer or any fittings or apparatus of
the Undertakers upon those premises consequent upon the alteration shall
be paid by him to the Undertakers and may be recovered summarily as a
civil debt.

If any difference arises between any such owner or occupier and the
Undertakers as to what may be reasonably anticipated as the consumption on
his premises or as to the reasonableness of any expenses under this section
such difference shall be determined by arbitration.

Penalty for
failure to
supply.

25. Whenever the Undertakers make default in supplying energy to any
owner or occupier of premises to whom they may be and are required to
supply energy under this Order they shall be liable in respect of every such
default to a penalty not exceeding forty shillings for each day on which any
such default occurs.

Whenever the Undertakers make default in supplying energy in accord-
ance with the terms of the Board of Trade regulations they shall be liable to
such penalties as may by the said regulations be prescribed in that behalf.

Provided that the penalties to be inflicted on the Undertakers under this
section shall in no case exceed in the aggregate the sum of fifty pounds in
respect of any defaults not being wilful defaults on the part of the Under-
takers for any one day and provided also that in no case shall any penalty be
inflicted in respect of any default if the court having cognizance of the case
shall be of opinion that such default was caused by inevitable accident or force
majeure or was of so slight or unimportant a character as not materially to
affect the value of the supply.

Price.

Methods of
charging.

26. The Undertakers may charge for energy supplied by them to any
ordinary consumer (otherwise than by agreement)—

- (1) By the actual amount of energy so supplied; or
- (2) By the electrical quantity contained in the supply; or
- (3) By such other method as may for the time being be approved by the
Board of Trade :

Provided that where the Undertakers charge by any method so approved
by the Board of Trade any consumer who objects to that method may by one
month's notice in writing require the Undertakers to charge him at their
option by the actual amount of energy supplied to him or by the electrical
quantity contained in the supply and thereafter the Undertakers shall not
except with the consumer's consent charge him by any other method :

Provided also that before commencing to supply energy through any
distributing main for the purposes of general supply the Undertakers shall by
public advertisement give notice by what method they propose to charge for
energy supplied through that main and shall serve a copy of such notice upon
the county council and where the Undertakers have given any such notice
they shall not be entitled to change that method of charging except after one

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

month's notice of such change has been given by them to the county council and to every consumer who is supplied by them from the main. A.D. 1905.

Woolwich.

27. The prices to be charged by the Undertakers for energy supplied by them shall not exceed those stated in that behalf in the Fourth Schedule in the first and second sections thereof respectively or in the case of a method of charge approved by the Board of Trade such price as the Board of Trade shall on approving such method determine.

Maximum prices.

28. Subject to the provisions of this Order and of the principal Act and to the right of the consumer to require that he shall be charged according to some one or other of the methods above mentioned the Undertakers may make any agreement with a consumer as to the price to be charged for energy and the mode in which those charges are to be ascertained and may charge accordingly.

Other charges by agreement.

29.—(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 area of supply 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.

Revision of prices so as to balance revenue and expenditure.

(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 rate 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) 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 :

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

month's notice of such change has been given by them to the county council and to every consumer who is supplied by them from the main. A.D. 1905.

Woolwich.

27. The prices to be charged by the Undertakers for energy supplied by them shall not exceed those stated in that behalf in the Fourth Schedule in the first and second sections thereof respectively or in the case of a method of charge approved by the Board of Trade such price as the Board of Trade shall on approving such method determine.

Maximum prices.

28. Subject to the provisions of this Order and of the principal Act and to the right of the consumer to require that he shall be charged according to some one or other of the methods above mentioned the Undertakers may make any agreement with a consumer as to the price to be charged for energy and the mode in which those charges are to be ascertained and may charge accordingly.

Other charges by agreement.

29.—(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 area of supply 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.

Revision of prices so as to balance revenue and expenditure.

(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 rate 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) 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 :

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

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 general rate or any other rate for energy used by the Undertakers for street lighting or any other purpose a charge at a higher price than that charged to consumers using energy for similar purposes and for the like hours of supply.

Electric Inspectors.

Appointment
of electric
inspectors.

30. The county council may appoint and keep appointed one or more competent and impartial person or persons to be electric inspectors under this Order.

If no electric inspector is appointed by the county council the Board of Trade on the application of any consumer or of the Undertakers may appoint and keep appointed one or more competent and impartial person or persons to be electric inspectors under this Order.

The duties of an electric inspector under this Order shall be as follows :—

- (A) The inspection and testing periodically and in special cases of the Undertakers' electric lines and works and the supply of energy given by them;
- (B) The certifying and examination of meters; and
- (C) Such other duties in relation to the undertaking as may be required of him under the provisions of this Order or of the Board of Trade regulations.

The county council with the approval of the Board of Trade or the Board of Trade if the inspector is appointed by them may prescribe the manner in which and the times at which any such duties are to be performed by an electric inspector and also the fees to be taken by him and such fees shall be accounted for and applied as may be directed by the county council or the Board of Trade as the case may be.

Remuneration
of electric
inspectors.

31. The county council may pay to any electric inspector appointed by them under this Order such reasonable remuneration (if any) as they may determine and that remuneration may be in addition to or in substitution for any fees directed to be paid to electric inspectors in respect of their duties under this Order or of the Board of Trade regulations according as the county council shall determine.

Notice of
accidents and
inquiries by
Board of
Trade.

32.—(1) The Undertakers shall send to the Board of Trade notice of any accident by explosion or fire and also of any other accident of such kind as to have caused or to be likely to have caused loss of life or personal injury which has occurred in any part of the Undertakers' works or their circuits or in connection with those works or circuits and also notice of any loss of life or personal injury occasioned by any such accident. The notice shall be sent by the earliest practicable post after the accident occurs or as the case may be after the loss of life or personal injury becomes known to the Undertakers :

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

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 general rate or any other rate for energy used by the Undertakers for street lighting or any other purpose a charge at a higher price than that charged to consumers using energy for similar purposes and for the like hours of supply.

Electric Inspectors.

Appointment
of electric
inspectors.

30. The county council may appoint and keep appointed one or more competent and impartial person or persons to be electric inspectors under this Order.

If no electric inspector is appointed by the county council the Board of Trade on the application of any consumer or of the Undertakers may appoint and keep appointed one or more competent and impartial person or persons to be electric inspectors under this Order.

The duties of an electric inspector under this Order shall be as follows :—

- (A) The inspection and testing periodically and in special cases of the Undertakers' electric lines and works and the supply of energy given by them;
- (B) The certifying and examination of meters; and
- (C) Such other duties in relation to the undertaking as may be required of him under the provisions of this Order or of the Board of Trade regulations.

The county council with the approval of the Board of Trade or the Board of Trade if the inspector is appointed by them may prescribe the manner in which and the times at which any such duties are to be performed by an electric inspector and also the fees to be taken by him and such fees shall be accounted for and applied as may be directed by the county council or the Board of Trade as the case may be.

Remuneration
of electric
inspectors.

31. The county council may pay to any electric inspector appointed by them under this Order such reasonable remuneration (if any) as they may determine and that remuneration may be in addition to or in substitution for any fees directed to be paid to electric inspectors in respect of their duties under this Order or of the Board of Trade regulations according as the county council shall determine.

Notice of
accidents and
inquiries by
Board of
Trade.

32.—(1) The Undertakers shall send to the Board of Trade notice of any accident by explosion or fire and also of any other accident of such kind as to have caused or to be likely to have caused loss of life or personal injury which has occurred in any part of the Undertakers' works or their circuits or in connection with those works or circuits and also notice of any loss of life or personal injury occasioned by any such accident. The notice shall be sent by the earliest practicable post after the accident occurs or as the case may be after the loss of life or personal injury becomes known to the Undertakers :

If the Undertakers fail to comply with the provisions of this subsection they shall be liable for each offence to a penalty not exceeding twenty pounds.

A.D. 1905.
—
Woolwich.

(2) The Board of Trade may if they deem it necessary appoint any electric inspector or other fit person or persons to inquire and report as to the cause of any accident affecting the safety of the public which may have been occasioned by or in connection with the Undertakers' works whether notice of the accident has or has not been received from the Undertakers or as to the manner and extent in and to which the provisions of this Order and the principal Act and of the Board of Trade regulations so far as those provisions affect the safety of the public have been complied with by the Undertakers and any person appointed under this section not being an electric inspector shall for the purposes of his appointment have all the powers of an electric inspector under this Order.

Testing and Inspection.

33. On the occasion of the testing of any main of the Undertakers reasonable notice thereof shall be given to the Undertakers by the electric inspector and the testing shall be carried out at such suitable hours as in the opinion of the inspector will least interfere with the supply of energy by the Undertakers and in such manner as the inspector may think expedient but except under the provisions of a special order in that behalf made by the Board of Trade he shall not be entitled to have access to or interfere with the mains of the Undertakers at any points other than those at which the Undertakers have reserved for themselves access to the said mains Provided that the Undertakers shall not be held responsible for any interruption in the supply of energy which may be occasioned by or required by such inspector for the purpose of any such testing as aforesaid Provided also that the testings shall not be made in regard to any particular portion of a main oftener than once in any three months unless in pursuance of a special order in that behalf made by the Board of Trade.

Testing of
mains.

34. An electric inspector if and when required to do so by any consumer shall on payment by the consumer of the prescribed fee test the variation of electric pressure at the consumer's terminals or make such other inspection and testing of the service lines apparatus and works of the Undertakers upon the consumer's premises as may be necessary for the purpose of determining whether the Undertakers have complied with the provisions of this Order and the Board of Trade regulations.

Testing of
works and
supply on
consumer's
premises.

35. The Undertakers shall at such places within a reasonable distance from a distributing main establish at their own cost and keep in proper condition such reasonable number of testing stations as the county council shall deem proper and sufficient for testing the supply of energy by the Undertakers through the main and shall place thereat proper and suitable instruments of a pattern to be approved by the Board of Trade and shall connect those stations by means of proper and sufficient electric lines with the mains and supply energy thereto for the purpose of such testing.

Undertakers
to establish
testing
stations.

If the Undertakers fail to comply with the provisions of this subsection they shall be liable for each offence to a penalty not exceeding twenty pounds.

A.D. 1905.
—
Woolwich.

(2) The Board of Trade may if they deem it necessary appoint any electric inspector or other fit person or persons to inquire and report as to the cause of any accident affecting the safety of the public which may have been occasioned by or in connection with the Undertakers' works whether notice of the accident has or has not been received from the Undertakers or as to the manner and extent in and to which the provisions of this Order and the principal Act and of the Board of Trade regulations so far as those provisions affect the safety of the public have been complied with by the Undertakers and any person appointed under this section not being an electric inspector shall for the purposes of his appointment have all the powers of an electric inspector under this Order.

Testing and Inspection.

33. On the occasion of the testing of any main of the Undertakers reasonable notice thereof shall be given to the Undertakers by the electric inspector and the testing shall be carried out at such suitable hours as in the opinion of the inspector will least interfere with the supply of energy by the Undertakers and in such manner as the inspector may think expedient but except under the provisions of a special order in that behalf made by the Board of Trade he shall not be entitled to have access to or interfere with the mains of the Undertakers at any points other than those at which the Undertakers have reserved for themselves access to the said mains Provided that the Undertakers shall not be held responsible for any interruption in the supply of energy which may be occasioned by or required by such inspector for the purpose of any such testing as aforesaid Provided also that the testings shall not be made in regard to any particular portion of a main oftener than once in any three months unless in pursuance of a special order in that behalf made by the Board of Trade.

Testing of
mains.

34. An electric inspector if and when required to do so by any consumer shall on payment by the consumer of the prescribed fee test the variation of electric pressure at the consumer's terminals or make such other inspection and testing of the service lines apparatus and works of the Undertakers upon the consumer's premises as may be necessary for the purpose of determining whether the Undertakers have complied with the provisions of this Order and the Board of Trade regulations.

Testing of
works and
supply on
consumer's
premises.

35. The Undertakers shall at such places within a reasonable distance from a distributing main establish at their own cost and keep in proper condition such reasonable number of testing stations as the county council shall deem proper and sufficient for testing the supply of energy by the Undertakers through the main and shall place thereat proper and suitable instruments of a pattern to be approved by the Board of Trade and shall connect those stations by means of proper and sufficient electric lines with the mains and supply energy thereto for the purpose of such testing.

Undertakers
to establish
testing
stations.

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

If any dispute arises between the county council and the Undertakers as to whether the number of such testing stations and the distance from the main at which they are established is reasonable or excessive or as to any excessive or improper use of energy for such testing or as to the performance by the Undertakers of their duties under this section that dispute shall be determined by arbitration.

Undertakers to keep instruments on their premises.

36. The Undertakers shall set up and keep upon all premises from which they supply energy by any distributing mains such suitable and proper instruments of such pattern and construction as may be approved or prescribed by the Board of Trade and shall take and record and keep recorded such observations as the Board of Trade may prescribe and any observations so recorded shall be receivable in evidence.

Readings of instruments to be taken.

37. The Undertakers shall keep in efficient working order all instruments which they are required by or under this Order to place set up or keep at any testing station or on their own premises and any electric inspector appointed under this Order may examine and record the readings of those instruments and any readings so recorded shall be receivable in evidence.

Electric inspector may test Undertakers' instruments.

38. Any electric inspector appointed under this Order shall have the right to have access at all reasonable hours to the testing stations and premises of the Undertakers for the purpose of testing the electric lines and instruments of the Undertakers and ascertaining if the same are in order and in case the same are not in order he may require the Undertakers forthwith to have the same put in order.

Representation of Undertakers at testings.

39. The Undertakers may if they think fit on each occasion of the testing of any main or service line or the testing or inspection of any instruments of the Undertakers by any electric inspector be represented by some officer or other agent but that officer or agent shall not interfere with the testing or inspection.

Undertakers to give facilities for testing.

40. The Undertakers shall afford all facilities for the proper execution of this Order with respect to inspection and testing and the readings and inspection of instruments and shall comply with all the requirements of or under this Order in that behalf and in case the Undertakers make default in complying with any of the provisions of this section they shall be liable in respect of each default to a penalty not exceeding five pounds and to a daily penalty not exceeding one pound.

Report of results of testing.

41. Every electric inspector shall on the day immediately following that on which any testing has been completed by him under this Order make and deliver a report of the results of his testing to the authority or person by whom he was required to make the testing and also to the Undertakers and that report shall be receivable in evidence.

If the Undertakers or any such authority or person are or is dissatisfied with any report of any electric inspector they or he may appeal to the Board of Trade against such report and thereupon the Board of Trade shall inquire into and decide upon the matter of any such appeal and their decision shall be final and binding on all parties.

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

If any dispute arises between the county council and the Undertakers as to whether the number of such testing stations and the distance from the main at which they are established is reasonable or excessive or as to any excessive or improper use of energy for such testing or as to the performance by the Undertakers of their duties under this section that dispute shall be determined by arbitration.

Undertakers to keep instruments on their premises.

36. The Undertakers shall set up and keep upon all premises from which they supply energy by any distributing mains such suitable and proper instruments of such pattern and construction as may be approved or prescribed by the Board of Trade and shall take and record and keep recorded such observations as the Board of Trade may prescribe and any observations so recorded shall be receivable in evidence.

Readings of instruments to be taken.

37. The Undertakers shall keep in efficient working order all instruments which they are required by or under this Order to place set up or keep at any testing station or on their own premises and any electric inspector appointed under this Order may examine and record the readings of those instruments and any readings so recorded shall be receivable in evidence.

Electric inspector may test Undertakers' instruments.

38. Any electric inspector appointed under this Order shall have the right to have access at all reasonable hours to the testing stations and premises of the Undertakers for the purpose of testing the electric lines and instruments of the Undertakers and ascertaining if the same are in order and in case the same are not in order he may require the Undertakers forthwith to have the same put in order.

Representation of Undertakers at testings.

39. The Undertakers may if they think fit on each occasion of the testing of any main or service line or the testing or inspection of any instruments of the Undertakers by any electric inspector be represented by some officer or other agent but that officer or agent shall not interfere with the testing or inspection.

Undertakers to give facilities for testing.

40. The Undertakers shall afford all facilities for the proper execution of this Order with respect to inspection and testing and the readings and inspection of instruments and shall comply with all the requirements of or under this Order in that behalf and in case the Undertakers make default in complying with any of the provisions of this section they shall be liable in respect of each default to a penalty not exceeding five pounds and to a daily penalty not exceeding one pound.

Report of results of testing.

41. Every electric inspector shall on the day immediately following that on which any testing has been completed by him under this Order make and deliver a report of the results of his testing to the authority or person by whom he was required to make the testing and also to the Undertakers and that report shall be receivable in evidence.

If the Undertakers or any such authority or person are or is dissatisfied with any report of any electric inspector they or he may appeal to the Board of Trade against such report and thereupon the Board of Trade shall inquire into and decide upon the matter of any such appeal and their decision shall be final and binding on all parties.

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

42. Save as otherwise provided by this Order or by the Board of Trade regulations all fees and reasonable expenses of an electric inspector shall unless agreed be ascertained by a court of summary jurisdiction or (where the inspector is appointed by them) by the Board of Trade and shall be paid by the Undertakers :

A.D. 1905.
Woolwich.
Expenses of
electric
inspector.

Provided that where the report of an electric inspector or the decision of the Board of Trade shows that any consumer was guilty of any default or negligence those fees and expenses shall on being ascertained as above mentioned be paid by the consumer or consumers as the court or Board of Trade having regard to the report or decision shall direct and may be recovered summarily as a civil debt :

Provided also that in any proceedings for penalties under this Order the fees and expenses incurred in connection with those proceedings shall be payable by the complainant or defendant as the court may direct.

Meters.

43. The amount of energy supplied by the Undertakers to any ordinary consumer under this Order or the electrical quantity contained in the supply (according to the method by which the Undertakers elect to charge) in this Order referred to as "the value of the supply" shall except as otherwise agreed between the consumer and the Undertakers be ascertained by means of an appropriate meter duly certified under the provisions of this Order.

Meters to be
used except by
agreement.

44. A meter shall be considered to be duly certified under the provisions of this Order if it be certified by an electric inspector appointed under this Order to be a correct meter and to be of some construction and pattern and to have been fixed and to have been connected with the service lines in some manner approved by the Board of Trade and every such meter is in this Order referred to as a "certified meter" Provided that where any alteration is made in any certified meter or where any such meter is unfixed or disconnected from the service lines that meter shall cease to be a certified meter unless and until it be again certified as a certified meter under the provisions of this Order.

Meters to be
certified.

45. An electric inspector on being required to do so by the Undertakers or by any consumer and on payment of the prescribed fee by the party so requiring him shall examine any meter intended for ascertaining the value of the supply and shall certify the same as a certified meter if he considers it entitled to be so certified.

Inspector to
certify meters.

46. Where the value of the supply is under this Order required to be ascertained by means of an appropriate meter the Undertakers shall if required so to do by any consumer supply him with an appropriate meter and shall if required so to do fix the same upon the premises of the consumer and connect the service lines therewith and procure the meter to be duly certified under the provisions of this order and for such purposes may authorise and empower any officer or person to enter upon such premises at all reasonable times and execute all necessary works and do all necessary

Undertakers to
supply meters
if required
to do so.

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

42. Save as otherwise provided by this Order or by the Board of Trade regulations all fees and reasonable expenses of an electric inspector shall unless agreed be ascertained by a court of summary jurisdiction or (where the inspector is appointed by them) by the Board of Trade and shall be paid by the Undertakers :

A.D. 1905.
Woolwich.
Expenses of
electric
inspector.

Provided that where the report of an electric inspector or the decision of the Board of Trade shows that any consumer was guilty of any default or negligence those fees and expenses shall on being ascertained as above mentioned be paid by the consumer or consumers as the court or Board of Trade having regard to the report or decision shall direct and may be recovered summarily as a civil debt :

Provided also that in any proceedings for penalties under this Order the fees and expenses incurred in connection with those proceedings shall be payable by the complainant or defendant as the court may direct.

Meters.

43. The amount of energy supplied by the Undertakers to any ordinary consumer under this Order or the electrical quantity contained in the supply (according to the method by which the Undertakers elect to charge) in this Order referred to as "the value of the supply" shall except as otherwise agreed between the consumer and the Undertakers be ascertained by means of an appropriate meter duly certified under the provisions of this Order.

Meters to be
used except by
agreement.

44. A meter shall be considered to be duly certified under the provisions of this Order if it be certified by an electric inspector appointed under this Order to be a correct meter and to be of some construction and pattern and to have been fixed and to have been connected with the service lines in some manner approved by the Board of Trade and every such meter is in this Order referred to as a "certified meter" Provided that where any alteration is made in any certified meter or where any such meter is unfixed or disconnected from the service lines that meter shall cease to be a certified meter unless and until it be again certified as a certified meter under the provisions of this Order.

Meters to be
certified.

45. An electric inspector on being required to do so by the Undertakers or by any consumer and on payment of the prescribed fee by the party so requiring him shall examine any meter intended for ascertaining the value of the supply and shall certify the same as a certified meter if he considers it entitled to be so certified.

Inspector to
certify meters.

46. Where the value of the supply is under this Order required to be ascertained by means of an appropriate meter the Undertakers shall if required so to do by any consumer supply him with an appropriate meter and shall if required so to do fix the same upon the premises of the consumer and connect the service lines therewith and procure the meter to be duly certified under the provisions of this order and for such purposes may authorise and empower any officer or person to enter upon such premises at all reasonable times and execute all necessary works and do all necessary

Undertakers to
supply meters
if required
to do so.

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

acts Provided that previously to supplying any such meter the Undertakers may require the consumer to pay to them a reasonable sum in respect of the price of the meter or to give security therefor or (if he desires to hire such meter) may require him to enter into an agreement for the hire of the meter as hereinafter provided.

Meters not to be connected or disconnected without notice.

47. No consumer shall connect any meter used or to be used under this Order for ascertaining the value of the supply with any electric line through which energy is supplied by the Undertakers or disconnect any such meter from any such electric line unless he has given to the Undertakers not less than forty-eight hours' notice in writing of his intention so to do and if any person acts in contravention of this section he shall be liable for each offence to a penalty not exceeding forty shillings.

Consumer to keep his meter in proper order.

48. Every consumer shall at all times at his own expense keep all meters belonging to him whereby the value of the supply is to be ascertained in proper order for correctly registering that value and in default of his so doing the Undertakers may cease to supply energy through the meter.

The Undertakers shall have access to and be at liberty to take off remove test inspect and replace any such meter at all reasonable times Provided that all reasonable expenses of and incident to any such taking off removing testing inspecting and replacing and the procuring the meter to be again duly certified where such recertifying is thereby rendered necessary shall if the meter be found to be not in proper order be paid by the consumer but if the same be in proper order all expenses connected therewith shall be paid by the Undertakers.

Power to Undertakers to let meter.

49. The Undertakers may let for hire any meter for ascertaining the value of the supply and any fittings thereto for such remuneration in money and on such terms with respect to the repair of the meter and fittings and for securing the safety and return to the Undertakers of the meter and fittings as may be agreed upon between the hirer and the Undertakers or in case of difference decided by the Board of Trade and that remuneration shall be recoverable by the Undertakers summarily as a civil debt.

Undertakers to keep meters let for hire in repair.

50. The Undertakers shall unless the agreement for hire otherwise provides at all times at their own expense keep all meters let for hire by them to any consumer whereby the value of the supply is ascertained in proper order for correctly registering that value and in default of their so doing the consumer shall not be liable to pay rent for the same during such time as such default continues The Undertakers shall for the purposes aforesaid have access to and be at liberty to remove test inspect and replace any such meter at all reasonable times Provided that the expenses of procuring any such meter to be again duly certified where that recertifying is thereby rendered necessary shall be paid by the Undertakers.

Differences as to correctness of meter to be settled by inspector.

51. If any difference arises between any consumer and the Undertakers as to whether any meter whereby the value of the supply is ascertained (whether belonging to the consumer or the Undertakers) is or is not in proper order for correctly registering that value or as to whether that value has been correctly registered in any case by any meter such difference shall be determined upon the application of either party by an electric inspector or

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

acts Provided that previously to supplying any such meter the Undertakers may require the consumer to pay to them a reasonable sum in respect of the price of the meter or to give security therefor or (if he desires to hire such meter) may require him to enter into an agreement for the hire of the meter as hereinafter provided.

Meters not to be connected or disconnected without notice.

47. No consumer shall connect any meter used or to be used under this Order for ascertaining the value of the supply with any electric line through which energy is supplied by the Undertakers or disconnect any such meter from any such electric line unless he has given to the Undertakers not less than forty-eight hours' notice in writing of his intention so to do and if any person acts in contravention of this section he shall be liable for each offence to a penalty not exceeding forty shillings.

Consumer to keep his meter in proper order.

48. Every consumer shall at all times at his own expense keep all meters belonging to him whereby the value of the supply is to be ascertained in proper order for correctly registering that value and in default of his so doing the Undertakers may cease to supply energy through the meter.

The Undertakers shall have access to and be at liberty to take off remove test inspect and replace any such meter at all reasonable times Provided that all reasonable expenses of and incident to any such taking off removing testing inspecting and replacing and the procuring the meter to be again duly certified where such recertifying is thereby rendered necessary shall if the meter be found to be not in proper order be paid by the consumer but if the same be in proper order all expenses connected therewith shall be paid by the Undertakers.

Power to Undertakers to let meter.

49. The Undertakers may let for hire any meter for ascertaining the value of the supply and any fittings thereto for such remuneration in money and on such terms with respect to the repair of the meter and fittings and for securing the safety and return to the Undertakers of the meter and fittings as may be agreed upon between the hirer and the Undertakers or in case of difference decided by the Board of Trade and that remuneration shall be recoverable by the Undertakers summarily as a civil debt.

Undertakers to keep meters let for hire in repair.

50. The Undertakers shall unless the agreement for hire otherwise provides at all times at their own expense keep all meters let for hire by them to any consumer whereby the value of the supply is ascertained in proper order for correctly registering that value and in default of their so doing the consumer shall not be liable to pay rent for the same during such time as such default continues The Undertakers shall for the purposes aforesaid have access to and be at liberty to remove test inspect and replace any such meter at all reasonable times Provided that the expenses of procuring any such meter to be again duly certified where that recertifying is thereby rendered necessary shall be paid by the Undertakers.

Differences as to correctness of meter to be settled by inspector.

51. If any difference arises between any consumer and the Undertakers as to whether any meter whereby the value of the supply is ascertained (whether belonging to the consumer or the Undertakers) is or is not in proper order for correctly registering that value or as to whether that value has been correctly registered in any case by any meter such difference shall be determined upon the application of either party by an electric inspector or

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
 (No. 3) Act, 1905.

where the county council are the consumers by an inspector to be appointed by the Board of Trade who shall also order by which of the parties the costs of and incidental to the proceedings before him shall be paid and the decision of the inspector shall be final and binding on all parties Subject as aforesaid the register of the meter shall be conclusive evidence in the absence of fraud of the value of the supply.

A.D. 1905.
Woolwich.

52. Where any consumer who is supplied with energy by the Undertakers from any distributing main is provided with a certified meter for the purpose of ascertaining the value of the supply and the Undertakers change the method of charging for energy supplied by them from the main the Undertakers shall pay to that consumer the reasonable expenses to which he may be put in providing a new meter for the purpose of ascertaining the value of the supply according to such new method of charging and such expenses may be recovered by the consumer from the Undertakers summarily as a civil debt.

Undertakers to pay expenses of providing new meters where method of charge altered.

53. In addition to any meter which may be placed upon the premises of any consumer to ascertain the value of the supply the Undertakers may place upon his premises such meter or other apparatus as they may desire for the purpose of ascertaining or regulating either the amount of energy supplied to the consumer or the number of hours during which the supply is given or the maximum power taken by the consumer or any other quantity or time connected with the supply Provided that such meter or apparatus shall be of some construction and pattern and shall be fixed and connected with the service lines in some manner approved by the Board of Trade and shall be supplied and maintained entirely at the cost of the Undertakers and shall not except by agreement be placed otherwise than between the mains of the Undertakers and the consumer's terminals.

Undertakers may place meters to measure supply or to check measurement thereof.

Maps.

54. The Undertakers shall forthwith after commencing to supply energy under this Order cause a map to be made of the area of supply and shall cause to be marked thereon the line and the depth below the surface of all their then existing mains service lines and other underground works and street boxes and shall once in every year cause that map to be duly corrected so as to show the then existing lines The Undertakers shall also if so required by the Board of Trade or the Postmaster-General or the county council cause to be made sections showing the level of all their existing mains and underground works other than service lines The said map and sections shall be on such scale or scales as the Board of Trade shall prescribe.

Map of area supply to be made.

Every map and section so made or corrected or a copy thereof marked with the date when it was so made or last corrected shall be kept by the Undertakers at their principal office within the area of supply and shall at all reasonable times be open to the inspection of all applicants and those applicants may take copies of the same or any part thereof The Undertakers may demand and take from every such applicant as aforesaid such fee not

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
 (No. 3) Act, 1905.

where the county council are the consumers by an inspector to be appointed by the Board of Trade who shall also order by which of the parties the costs of and incidental to the proceedings before him shall be paid and the decision of the inspector shall be final and binding on all parties Subject as aforesaid the register of the meter shall be conclusive evidence in the absence of fraud of the value of the supply.

A.D. 1905.

Woolwich.

52. Where any consumer who is supplied with energy by the Undertakers from any distributing main is provided with a certified meter for the purpose of ascertaining the value of the supply and the Undertakers change the method of charging for energy supplied by them from the main the Undertakers shall pay to that consumer the reasonable expenses to which he may be put in providing a new meter for the purpose of ascertaining the value of the supply according to such new method of charging and such expenses may be recovered by the consumer from the Undertakers summarily as a civil debt.

Undertakers to pay expenses of providing new meters where method of charge altered.

53. In addition to any meter which may be placed upon the premises of any consumer to ascertain the value of the supply the Undertakers may place upon his premises such meter or other apparatus as they may desire for the purpose of ascertaining or regulating either the amount of energy supplied to the consumer or the number of hours during which the supply is given or the maximum power taken by the consumer or any other quantity or time connected with the supply Provided that such meter or apparatus shall be of some construction and pattern and shall be fixed and connected with the service lines in some manner approved by the Board of Trade and shall be supplied and maintained entirely at the cost of the Undertakers and shall not except by agreement be placed otherwise than between the mains of the Undertakers and the consumer's terminals.

Undertakers may place meters to measure supply or to check measurement thereof.

Maps.

54. The Undertakers shall forthwith after commencing to supply energy under this Order cause a map to be made of the area of supply and shall cause to be marked thereon the line and the depth below the surface of all their then existing mains service lines and other underground works and street boxes and shall once in every year cause that map to be duly corrected so as to show the then existing lines The Undertakers shall also if so required by the Board of Trade or the Postmaster-General or the county council cause to be made sections showing the level of all their existing mains and underground works other than service lines The said map and sections shall be on such scale or scales as the Board of Trade shall prescribe.

Map of area supply to be made.

Every map and section so made or corrected or a copy thereof marked with the date when it was so made or last corrected shall be kept by the Undertakers at their principal office within the area of supply and shall at all reasonable times be open to the inspection of all applicants and those applicants may take copies of the same or any part thereof The Undertakers may demand and take from every such applicant as aforesaid such fee not

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905. exceeding one shilling for each inspection of the map section or copy and
Woolwich. such further fee not exceeding five shillings for each copy of the same or
any part thereof taken by the applicant as they may prescribe.

The Undertakers shall if so required by the Board of Trade or the Postmaster-General or the county council supply to them or him a copy of any such map or section and cause that copy to be duly corrected so as to agree with the original or originals thereof as kept for the time being at the office of the Undertakers.

If the Undertakers fail to comply with any of the requirements of this section they shall for every such offence be liable to a penalty not exceeding ten pounds and to a daily penalty not exceeding two pounds.

Application of Moneys received.

Application of
revenue.

55. All moneys received by the Undertakers in respect of the undertaking except (A) borrowed money and (B) money arising from the disposal of lands acquired for the purposes of this Order shall be applied by them as follows :—

- (1) In payment of the working and establishment expenses and cost of maintenance of the undertaking including all costs expenses penalties and damages incurred or payable by the Undertakers consequent upon any proceedings by or against the Undertakers their officers or servants in relation to the undertaking :
- (2) In payment of the interest or dividend on any mortgages stock or other securities granted and issued by the Undertakers in respect of money borrowed for electricity purposes :
- (3) In providing any instalments or sinking fund required to be provided in respect of moneys borrowed for electricity purposes :
- (4) In payment of all other their expenses of executing this Order not being expenses properly chargeable to capital :
- (5) In providing a reserve fund if they think fit by setting aside such money as they may from time to time think reasonable and investing the same and the resulting income thereof in Government securities or in any other securities in which trustees are by law for the time being authorised to invest other than stock or securities of the Undertakers and accumulating the same at compound interest until the fund so formed amounts to one tenth of the aggregate capital expenditure on the undertaking which fund shall be applicable to answer any deficiency at any time happening in the income of the Undertakers from the undertaking or to meet any extraordinary claim or demand at any time arising against the Undertakers in respect of the undertaking and so that if that fund is at any time reduced it may thereafter be again restored to the prescribed limit and so from time to time as often as the reduction happens.

The Undertakers shall carry the net surplus remaining in any year and the annual proceeds of the reserve fund when amounting to the prescribed limit

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905. exceeding one shilling for each inspection of the map section or copy and
Woolwich. such further fee not exceeding five shillings for each copy of the same or
any part thereof taken by the applicant as they may prescribe.

The Undertakers shall if so required by the Board of Trade or the Postmaster-General or the county council supply to them or him a copy of any such map or section and cause that copy to be duly corrected so as to agree with the original or originals thereof as kept for the time being at the office of the Undertakers.

If the Undertakers fail to comply with any of the requirements of this section they shall for every such offence be liable to a penalty not exceeding ten pounds and to a daily penalty not exceeding two pounds.

Application of Moneys received.

Application of
revenue.

55. All moneys received by the Undertakers in respect of the undertaking except (A) borrowed money and (B) money arising from the disposal of lands acquired for the purposes of this Order shall be applied by them as follows :—

- (1) In payment of the working and establishment expenses and cost of maintenance of the undertaking including all costs expenses penalties and damages incurred or payable by the Undertakers consequent upon any proceedings by or against the Undertakers their officers or servants in relation to the undertaking :
- (2) In payment of the interest or dividend on any mortgages stock or other securities granted and issued by the Undertakers in respect of money borrowed for electricity purposes :
- (3) In providing any instalments or sinking fund required to be provided in respect of moneys borrowed for electricity purposes :
- (4) In payment of all other their expenses of executing this Order not being expenses properly chargeable to capital :
- (5) In providing a reserve fund if they think fit by setting aside such money as they may from time to time think reasonable and investing the same and the resulting income thereof in Government securities or in any other securities in which trustees are by law for the time being authorised to invest other than stock or securities of the Undertakers and accumulating the same at compound interest until the fund so formed amounts to one tenth of the aggregate capital expenditure on the undertaking which fund shall be applicable to answer any deficiency at any time happening in the income of the Undertakers from the undertaking or to meet any extraordinary claim or demand at any time arising against the Undertakers in respect of the undertaking and so that if that fund is at any time reduced it may thereafter be again restored to the prescribed limit and so from time to time as often as the reduction happens.

The Undertakers shall carry the net surplus remaining in any year and the annual proceeds of the reserve fund when amounting to the prescribed limit

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

to the credit of the local rate as defined by the principal Act or at their option shall apply that surplus or any part thereof to the improvement of the district for which they are the local authority or in reduction of the capital moneys borrowed for electricity purposes :

A.D. 1905.
Woolwich.

Provided always that if the surplus in any year exceed five pounds per centum per annum upon the aggregate capital expenditure on the undertaking the Undertakers shall make such a rateable reduction in the charge for the supply of energy as in their judgment will reduce the surplus to the said maximum rate of profit but this proviso shall only apply to so much of the undertaking as shall for the time being remain in the hands of the Undertakers.

Any deficiency of income in any year not answered out of the reserve fund shall be charged upon and payable out of the local rate.

56. All moneys arising from the disposal of lands acquired by the Undertakers for the purposes of this Order and all other capital moneys received by them in respect of the undertaking shall be applied by them as follows :—

Application of capital moneys.

- (1) In the reduction of the capital moneys borrowed by them for electricity purposes :
- (2) In the reduction of the capital moneys borrowed by them for other than electricity purposes.

Notices &c.

57. Notices orders and other documents under this Order may be in writing or in print or partly in writing and partly in print and where any such notice order or document requires authentication by the Undertakers the signature thereof by the town clerk or their electrical engineer shall be sufficient authentication.

Notices &c. may be printed or written.

58. Any notice order or document required or authorised to be served upon any body or person under this Order or the principal Act may be served by the same being addressed to such body or person and being left at or transmitted through the post to the following addresses respectively :—

Service of notices &c.

- (A) In the case of the Board of Trade the Office of the Board of Trade :
- (B) In the case of the Postmaster-General the General Post Office :
- (C) In the case of the county council the office of that council :
- (D) In the case of any local authority the office of that local authority :
- (E) In the case of any company having a registered office the registered office of that company :
- (F) In the case of a company having an office or offices but no registered office the principal office of that company :
- (G) In the case of any other person the usual or last known place of abode of that person.

A notice order or document by this Order required or authorised to be served on the owner or occupier of any premises shall be deemed to be

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

to the credit of the local rate as defined by the principal Act or at their option shall apply that surplus or any part thereof to the improvement of the district for which they are the local authority or in reduction of the capital moneys borrowed for electricity purposes :

A.D. 1905.
Woolwich.

Provided always that if the surplus in any year exceed five pounds per centum per annum upon the aggregate capital expenditure on the undertaking the Undertakers shall make such a rateable reduction in the charge for the supply of energy as in their judgment will reduce the surplus to the said maximum rate of profit but this proviso shall only apply to so much of the undertaking as shall for the time being remain in the hands of the Undertakers.

Any deficiency of income in any year not answered out of the reserve fund shall be charged upon and payable out of the local rate.

56. All moneys arising from the disposal of lands acquired by the Undertakers for the purposes of this Order and all other capital moneys received by them in respect of the undertaking shall be applied by them as follows :—

Application of capital moneys.

- (1) In the reduction of the capital moneys borrowed by them for electricity purposes :
- (2) In the reduction of the capital moneys borrowed by them for other than electricity purposes.

Notices &c.

57. Notices orders and other documents under this Order may be in writing or in print or partly in writing and partly in print and where any such notice order or document requires authentication by the Undertakers the signature thereof by the town clerk or their electrical engineer shall be sufficient authentication.

Notices &c. may be printed or written.

58. Any notice order or document required or authorised to be served upon any body or person under this Order or the principal Act may be served by the same being addressed to such body or person and being left at or transmitted through the post to the following addresses respectively :—

Service of notices &c.

- (A) In the case of the Board of Trade the Office of the Board of Trade :
- (B) In the case of the Postmaster-General the General Post Office :
- (C) In the case of the county council the office of that council :
- (D) In the case of any local authority the office of that local authority :
- (E) In the case of any company having a registered office the registered office of that company :
- (F) In the case of a company having an office or offices but no registered office the principal office of that company :
- (G) In the case of any other person the usual or last known place of abode of that person.

A notice order or document by this Order required or authorised to be served on the owner or occupier of any premises shall be deemed to be

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.
Woolwich.

properly addressed if addressed by the description of the "owner" or "occupier" of the premises (naming the premises) without further name or description.

A notice order or document by this Order required or authorised to be served on the owner or occupier of premises may be served by delivering the same or a true copy thereof to some person on the premises or if there is no person on the premises to whom the same can with reasonable diligence be delivered by fixing it on some conspicuous part of the premises.

Subject to the provisions of this Order as to cases of emergency where the interval of time between the service of any notice or document under the provisions of this Order and the execution of any works or the performance of any duty or act is less than seven days the following days shall not be reckoned in the computation of that time that is to say Sunday Christmas Day Good Friday any Bank Holiday under and within the meaning of the Bank Holiday Act 1871 and any Act amending that Act and any day appointed for public fast humiliation or thanksgiving.

Revocation of Order.

Revocation
where works
not executed.

59. If at any time after the commencement of this Order the Board of Trade have reason to believe that the Undertakers have made default in executing works or supplying energy in accordance with the provisions of this Order the Board of Trade may after such inquiry as they may think necessary revoke this Order as to the whole or with the consent of the Undertakers any part of the area of supply upon such terms as to the Board of Trade may seem just.

Revocation of
Order with
consent.

60. In addition to any powers which the Board of Trade may have in that behalf they may revoke this Order at any time with the consent and concurrence of the Undertakers upon such terms as the Board of Trade may think fit.

Provisions
where Order
revoked.

61. If the Board of Trade at any time revoke this Order as to the whole or any part of the area of supply any persons who are liable to repair any street or part of a street within such area or part thereof in which any works of the Undertakers may have been placed may forthwith remove those works with all reasonable care and the Undertakers shall pay to those persons such reasonable costs of such removal as may be specified in a notice to be served on the Undertakers by those persons or if so required by the Undertakers within one week after the service of such notice upon them as may be settled by arbitration.

If the Undertakers fail to pay such reasonable costs as aforesaid within one month after the service upon them of such notice or the delivery of the award of the arbitrator (as the case may be) such persons as aforesaid may without any previous notice to the Undertakers (but without prejudice to any other remedy which they may have for the recovery of the amount) sell and dispose of any such works as aforesaid either by public auction or private sale and for such sum or sums and to such person or persons as they may think fit and may out of the proceeds of the sale pay and reimburse themselves the

[Ch. lxxxi.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905. properly addressed if addressed by the description of the "owner" or
Woolwich. "occupier" of the premises (naming the premises) without further name
or description.

A notice order or document by this Order required or authorised to be served on the owner or occupier of premises may be served by delivering the same or a true copy thereof to some person on the premises or if there is no person on the premises to whom the same can with reasonable diligence be delivered by fixing it on some conspicuous part of the premises.

Subject to the provisions of this Order as to cases of emergency where the interval of time between the service of any notice or document under the provisions of this Order and the execution of any works or the performance of any duty or act is less than seven days the following days shall not be reckoned in the computation of that time that is to say Sunday Christmas Day Good Friday any Bank Holiday under and within the meaning of the Bank Holiday Act 1871 and any Act amending that Act and any day appointed for public fast humiliation or thanksgiving.

Revocation of Order.

Revocation
where works
not executed.

59. If at any time after the commencement of this Order the Board of Trade have reason to believe that the Undertakers have made default in executing works or supplying energy in accordance with the provisions of this Order the Board of Trade may after such inquiry as they may think necessary revoke this Order as to the whole or with the consent of the Undertakers any part of the area of supply upon such terms as to the Board of Trade may seem just.

Revocation of
Order with
consent.

60. In addition to any powers which the Board of Trade may have in that behalf they may revoke this Order at any time with the consent and concurrence of the Undertakers upon such terms as the Board of Trade may think fit.

Provisions
where Order
revoked.

61. If the Board of Trade at any time revoke this Order as to the whole or any part of the area of supply any persons who are liable to repair any street or part of a street within such area or part thereof in which any works of the Undertakers may have been placed may forthwith remove those works with all reasonable care and the Undertakers shall pay to those persons such reasonable costs of such removal as may be specified in a notice to be served on the Undertakers by those persons or if so required by the Undertakers within one week after the service of such notice upon them as may be settled by arbitration.

If the Undertakers fail to pay such reasonable costs as aforesaid within one month after the service upon them of such notice or the delivery of the award of the arbitrator (as the case may be) such persons as aforesaid may without any previous notice to the Undertakers (but without prejudice to any other remedy which they may have for the recovery of the amount) sell and dispose of any such works as aforesaid either by public auction or private sale and for such sum or sums and to such person or persons as they may think fit and may out of the proceeds of the sale pay and reimburse themselves the

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

amount of the costs so specified or settled as aforesaid and of the costs of sale and the balance (if any) of the proceeds of the sale shall be paid over by them to the Undertakers.

A.D. 1905.
Woolwich.

General.

62. If at any time it is established to the satisfaction of the Board of Trade (A) that the Undertakers are supplying energy otherwise than by means of a system which has been approved by the Board of Trade or except in accordance with the provisions of this Order have permitted any part of their circuits to be connected with earth or placed any electric line above ground or (B) that any electric lines or works of the Undertakers are defective so as not to be in accordance with the provisions of this Order or the Board of Trade regulations or (C) that any work of the Undertakers or their supply of energy is attended with danger to the public safety or injuriously affects any telegraphic line of the Postmaster-General the Board of Trade may by order specify the matter complained of and require the Undertakers to abate or discontinue the same within such period as may be therein limited in that behalf and if the Undertakers make default in complying with the order they shall be liable to a penalty not exceeding twenty pounds for every day during which such default continues.

Remedying of
system and
works.

The Board of Trade may also if they think fit by the same or any other order forbid the use of any electric line or work as from such date as may be specified in that behalf until the order is complied with or for such time as may be so specified and if the Undertakers make use of any such electric line or work while the use thereof is so forbidden they shall be liable to a penalty not exceeding one hundred pounds for every day during which the user continues.

In any case of non-compliance with an order under this section whether a pecuniary penalty has been recovered or not the Board of Trade if in their opinion the public interest so requires may revoke this Order on such terms as they may think just.

63. The Board of Trade regulations for the time being in force shall within one month after the same as made or last altered have come into force be printed at the expense of the Undertakers and true copies thereof certified by or on behalf of the Undertakers shall be forthwith served upon the county council and like copies shall also be kept by them at their principal office within the area of supply and supplied to any person demanding the same at a price not exceeding sixpence for each copy.

Publication of
regulations.

If the Undertakers make default in complying with the provisions of this section they shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding five pounds.

64. Where any security is required under this Order to be given to or by the Undertakers that security may be by way of deposit or otherwise and of such amount as may be agreed upon between the parties or as in default of agreement may be determined on the application of either party by a court of summary jurisdiction who may also order by which of the parties the

Nature and
amount of
security.

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

amount of the costs so specified or settled as aforesaid and of the costs of sale and the balance (if any) of the proceeds of the sale shall be paid over by them to the Undertakers.

A.D. 1905.
Woolwich.

General.

62. If at any time it is established to the satisfaction of the Board of Trade (A) that the Undertakers are supplying energy otherwise than by means of a system which has been approved by the Board of Trade or except in accordance with the provisions of this Order have permitted any part of their circuits to be connected with earth or placed any electric line above ground or (B) that any electric lines or works of the Undertakers are defective so as not to be in accordance with the provisions of this Order or the Board of Trade regulations or (C) that any work of the Undertakers or their supply of energy is attended with danger to the public safety or injuriously affects any telegraphic line of the Postmaster-General the Board of Trade may by order specify the matter complained of and require the Undertakers to abate or discontinue the same within such period as may be therein limited in that behalf and if the Undertakers make default in complying with the order they shall be liable to a penalty not exceeding twenty pounds for every day during which such default continues.

Remedying of
system and
works.

The Board of Trade may also if they think fit by the same or any other order forbid the use of any electric line or work as from such date as may be specified in that behalf until the order is complied with or for such time as may be so specified and if the Undertakers make use of any such electric line or work while the use thereof is so forbidden they shall be liable to a penalty not exceeding one hundred pounds for every day during which the user continues.

In any case of non-compliance with an order under this section whether a pecuniary penalty has been recovered or not the Board of Trade if in their opinion the public interest so requires may revoke this Order on such terms as they may think just.

63. The Board of Trade regulations for the time being in force shall within one month after the same as made or last altered have come into force be printed at the expense of the Undertakers and true copies thereof certified by or on behalf of the Undertakers shall be forthwith served upon the county council and like copies shall also be kept by them at their principal office within the area of supply and supplied to any person demanding the same at a price not exceeding sixpence for each copy.

Publication of
regulations.

If the Undertakers make default in complying with the provisions of this section they shall be liable to a penalty not exceeding five pounds and to a daily penalty not exceeding five pounds.

64. Where any security is required under this Order to be given to or by the Undertakers that security may be by way of deposit or otherwise and of such amount as may be agreed upon between the parties or as in default of agreement may be determined on the application of either party by a court of summary jurisdiction who may also order by which of the parties the

Nature and
amount of
security.

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

costs of the proceedings before them shall be paid and the decision of the said court shall be final and binding on all parties. Provided that where any such security is given by way of deposit the party to whom the security is given shall pay interest at the rate of four per centum per annum on every sum of ten shillings so deposited for every six months during which the same remains in their hands.

Proceedings of
Board of Trade.

65. All things required or authorised under this Order to be done by or before the Board of Trade may be done by or before the President or a secretary or an assistant secretary of the Board.

All documents purporting to be orders made by the Board of Trade and to be sealed with the seal of the Board or to be signed by a secretary or assistant secretary of the Board or by any person authorised in that behalf by the President of the Board shall be received in evidence and shall be deemed to be those orders without further proof unless the contrary is shown.

A certificate signed by the President of the Board of Trade that any order made or act done is the order or act of the Board shall be conclusive evidence of the order or act so certified.

As to approval
or consent of
Board of Trade.

66. Where this Order provides for any consent or approval of the Board of Trade the Board may give that consent or approval subject to terms or conditions or may withhold their consent or approval as in their discretion they may think fit.

All costs and expenses of or incident to any approval consent certificate or order of the Board of Trade or of any inspector or person appointed by the Board of Trade including the cost of any inquiry or tests which may be required to be made by the Board of Trade for the purpose of determining whether the same should be given or made to such an amount as the Board of Trade shall certify to be due shall be borne and paid by the applicant or applicants therefor. Provided always that where any approval is given by the Board of Trade to any plan pattern or specification they may require such copies of the same as they may think fit to be prepared and deposited at their office at the expense of the said applicant or applicants and may as they think fit revoke any approval so given or permit the approval to be continued subject to such modifications as they may think necessary.

Notice of
approval of
Board of Trade
&c. to be given
by advertise-
ment.

67. Where the Board of Trade upon the application of the Undertakers give any approval or grant any extension of any time limited for the performance of any duties by the Undertakers or revoke this Order as to the whole or any part of the area of supply notice that the approval has been given or the extension of time granted or the revocation made shall if the Board of Trade so direct be published by public advertisement once at least in each of two successive weeks in some one and the same local newspaper by the Undertakers.

Notice of
application for
extension of
time to be
given to county
council.

68. Where any application is made to the Board of Trade to extend any time limited for the performance of any duties by the Undertakers notice of such application shall be served on the county council by the Undertakers and an opportunity shall be given to the county council to make representations or objections with reference thereto.

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

costs of the proceedings before them shall be paid and the decision of the said court shall be final and binding on all parties. Provided that where any such security is given by way of deposit the party to whom the security is given shall pay interest at the rate of four per centum per annum on every sum of ten shillings so deposited for every six months during which the same remains in their hands.

Proceedings of
Board of Trade.

65. All things required or authorised under this Order to be done by to or before the Board of Trade may be done by to or before the President or a secretary or an assistant secretary of the Board.

All documents purporting to be orders made by the Board of Trade and to be sealed with the seal of the Board or to be signed by a secretary or assistant secretary of the Board or by any person authorised in that behalf by the President of the Board shall be received in evidence and shall be deemed to be those orders without further proof unless the contrary is shown.

A certificate signed by the President of the Board of Trade that any order made or act done is the order or act of the Board shall be conclusive evidence of the order or act so certified.

As to approval
or consent of
Board of Trade.

66. Where this Order provides for any consent or approval of the Board of Trade the Board may give that consent or approval subject to terms or conditions or may withhold their consent or approval as in their discretion they may think fit.

All costs and expenses of or incident to any approval consent certificate or order of the Board of Trade or of any inspector or person appointed by the Board of Trade including the cost of any inquiry or tests which may be required to be made by the Board of Trade for the purpose of determining whether the same should be given or made to such an amount as the Board of Trade shall certify to be due shall be borne and paid by the applicant or applicants therefor. Provided always that where any approval is given by the Board of Trade to any plan pattern or specification they may require such copies of the same as they may think fit to be prepared and deposited at their office at the expense of the said applicant or applicants and may as they think fit revoke any approval so given or permit the approval to be continued subject to such modifications as they may think necessary.

Notice of
approval of
Board of Trade
&c. to be given
by advertise-
ment.

67. Where the Board of Trade upon the application of the Undertakers give any approval or grant any extension of any time limited for the performance of any duties by the Undertakers or revoke this Order as to the whole or any part of the area of supply notice that the approval has been given or the extension of time granted or the revocation made shall if the Board of Trade so direct be published by public advertisement once at least in each of two successive weeks in some one and the same local newspaper by the Undertakers.

Notice of
application for
extension of
time to be
given to county
council.

68. Where any application is made to the Board of Trade to extend any time limited for the performance of any duties by the Undertakers notice of such application shall be served on the county council by the Undertakers and an opportunity shall be given to the county council to make representations or objections with reference thereto.

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

69. All penalties fees expenses and other moneys recoverable under this Order or under the Board of Trade regulations the recovery of which is not otherwise specially provided for may be recovered summarily in manner provided by the Summary Jurisdiction Acts.

A.D. 1905.

Woolwich,
Recovery and
application of
penalties.

Any penalty recovered on prosecution by an officer of the county council shall if there is an electric inspector for the time being appointed by the county council be paid to that officer and by him to the county council and shall be carried to the county fund.

Any penalty recovered on prosecution by any other body or person or any part thereof may if the court shall so direct be paid to that body or person.

Save as aforesaid all penalties recovered summarily under this Order shall be applied according to the law regulating the application of penalties so recovered within the metropolitan police district.

70. The Undertakers shall be answerable for all accidents damages and injuries happening through the act or default of the Undertakers or of any person in their employment by reason of or in consequence of any of the Undertakers' works and shall save harmless all authorities bodies and persons by whom any street is repairable and all other authorities companies and bodies collectively and individually and their officers and servants from all damages and costs in respect of such accidents damages and injuries.

Undertakers to
be responsible
for all damages.

71. Section one hundred and twenty-four of the Public Health (London) Act 1891 shall be incorporated with this Order and in the construction of that section for the purposes of this Order "this Act" means this Order and the principal Act and "any sanitary authority" means the Undertakers.

Incorporation
of section 124
of Public
Health (Lon-
don) Act 1891.

72. Nothing herein contained shall affect prejudicially any estate right power privilege or exemption of the King's most Excellent Majesty and in particular—

Saving rights
of Crown.

(A) Nothing herein contained shall authorise the Undertakers to take use or in any manner interfere with any land or hereditaments (including the sub-soil of any street) or any rights of whatsoever description belonging to or under the management of the Secretary of State for War without the consent in writing of the Secretary of State first had and obtained for that purpose (which consent the Secretary of State is hereby authorised to give) neither shall anything herein contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Secretary of State for War :

(B) Nothing herein contained shall authorise the Undertakers to take use or in any manner interfere with any portion of the shore or bed (including the sub-soil) of the River Thames or any land or hereditaments (including the sub-soil of any street) or any rights of whatsoever description belonging to the King's most Excellent Majesty in right of His Crown and under the management of

[5 EDW. 7.] *Electric Lighting Order Confirmation* [Ch. lxxxii.]
(No. 3) Act, 1905.

69. All penalties fees expenses and other moneys recoverable under this Order or under the Board of Trade regulations the recovery of which is not otherwise specially provided for may be recovered summarily in manner provided by the Summary Jurisdiction Acts.

A.D. 1905.

Woolwich,
Recovery and
application of
penalties.

Any penalty recovered on prosecution by an officer of the county council shall if there is an electric inspector for the time being appointed by the county council be paid to that officer and by him to the county council and shall be carried to the county fund.

Any penalty recovered on prosecution by any other body or person or any part thereof may if the court shall so direct be paid to that body or person.

Save as aforesaid all penalties recovered summarily under this Order shall be applied according to the law regulating the application of penalties so recovered within the metropolitan police district.

70. The Undertakers shall be answerable for all accidents damages and injuries happening through the act or default of the Undertakers or of any person in their employment by reason of or in consequence of any of the Undertakers' works and shall save harmless all authorities bodies and persons by whom any street is repairable and all other authorities companies and bodies collectively and individually and their officers and servants from all damages and costs in respect of such accidents damages and injuries.

Undertakers to
be responsible
for all damages.

71. Section one hundred and twenty-four of the Public Health (London) Act 1891 shall be incorporated with this Order and in the construction of that section for the purposes of this Order "this Act" means this Order and the principal Act and "any sanitary authority" means the Undertakers.

Incorporation
of section 124
of Public
Health (Lon-
don) Act 1891.

72. Nothing herein contained shall affect prejudicially any estate right power privilege or exemption of the King's most Excellent Majesty and in particular—

Saving rights
of Crown.

(A) Nothing herein contained shall authorise the Undertakers to take use or in any manner interfere with any land or hereditaments (including the sub-soil of any street) or any rights of whatsoever description belonging to or under the management of the Secretary of State for War without the consent in writing of the Secretary of State first had and obtained for that purpose (which consent the Secretary of State is hereby authorised to give) neither shall anything herein contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Secretary of State for War :

(B) Nothing herein contained shall authorise the Undertakers to take use or in any manner interfere with any portion of the shore or bed (including the sub-soil) of the River Thames or any land or hereditaments (including the sub-soil of any street) or any rights of whatsoever description belonging to the King's most Excellent Majesty in right of His Crown and under the management of

A.D. 1905.
Woolwich.

the Commissioners of Woods without the consent in writing of the Commissioners of Woods on behalf of His Majesty first had and obtained for that purpose which consent the Commissioners are hereby authorised to give.

Saving for
Postmaster-
General.

73. Nothing in this Order shall affect any right or remedy of the Postmaster-General under the principal Act or the Telegraph Acts 1863 to 1897 and all provisions contained in this Order in favour of the Postmaster-General shall be construed to be in addition to and not in modification of the provisions of those Acts.

Protection for
Conservators of
River Thames.

74. Nothing in this Order shall authorise the Undertakers to interfere in any manner with the bed soil banks or shores of the River Thames or the navigation thereof or affect in any manner the rights powers or privileges of the Conservators of the River Thames.

Saving or
embankment
&c. of county
council.

75. Nothing in this Order shall authorise the Undertakers to break up or otherwise interfere with any embankment park or open space for the time being vested in the county council except so far as any part of such embankment park or open space forms part of a street or to interfere with or make use of any tunnel sewer or subway so vested except with the consent in writing of the county council and subject to such terms and conditions as they may impose.

Undertakers
not exempted
from proceed-
ings for
nuisance.

76. Nothing in this Order shall exonerate the Undertakers from any indictment action or other proceedings for nuisance in the event of any nuisance being caused or permitted by them.

Provision as to
general Acts.

77. Nothing in this Order shall exempt the Undertakers or their undertaking from the provisions of or deprive the Undertakers of the benefits of any general Act relating to electricity or to the supply of or price to be charged for energy which may be passed after the commencement of this Order.

Revocation of
Orders.

78. As from the commencement of this Order the Woolwich Electric Lighting Orders 1899 and 1902 shall be revoked and the Blackheath and Greenwich District Electric Lighting Orders 1897 and 1899 shall cease to apply to the area of supply but without prejudice to anything done or suffered or any liability to a penalty or otherwise incurred or to the prosecution of any legal proceedings under any of the said Orders.

SCHEDULES.

FIRST SCHEDULE.

AREA OF SUPPLY.

The metropolitan borough of Woolwich as constituted at the commencement of this Order.

A.D. 1905.
Woolwich.

the Commissioners of Woods without the consent in writing of the Commissioners of Woods on behalf of His Majesty first had and obtained for that purpose which consent the Commissioners are hereby authorised to give.

Saving for
Postmaster-
General.

73. Nothing in this Order shall affect any right or remedy of the Postmaster-General under the principal Act or the Telegraph Acts 1863 to 1897 and all provisions contained in this Order in favour of the Postmaster-General shall be construed to be in addition to and not in modification of the provisions of those Acts.

Protection for
Conservators of
River Thames.

74. Nothing in this Order shall authorise the Undertakers to interfere in any manner with the bed soil banks or shores of the River Thames or the navigation thereof or affect in any manner the rights powers or privileges of the Conservators of the River Thames.

Saving or
embankment
&c. of county
council.

75. Nothing in this Order shall authorise the Undertakers to break up or otherwise interfere with any embankment park or open space for the time being vested in the county council except so far as any part of such embankment park or open space forms part of a street or to interfere with or make use of any tunnel sewer or subway so vested except with the consent in writing of the county council and subject to such terms and conditions as they may impose.

Undertakers
not exempted
from proceed-
ings for
nuisance.

76. Nothing in this Order shall exonerate the Undertakers from any indictment action or other proceedings for nuisance in the event of any nuisance being caused or permitted by them.

Provision as to
general Acts.

77. Nothing in this Order shall exempt the Undertakers or their undertaking from the provisions of or deprive the Undertakers of the benefits of any general Act relating to electricity or to the supply of or price to be charged for energy which may be passed after the commencement of this Order.

Revocation of
Orders.

78. As from the commencement of this Order the Woolwich Electric Lighting Orders 1899 and 1902 shall be revoked and the Blackheath and Greenwich District Electric Lighting Orders 1897 and 1899 shall cease to apply to the area of supply but without prejudice to anything done or suffered or any liability to a penalty or otherwise incurred or to the prosecution of any legal proceedings under any of the said Orders.

SCHEDULES.

FIRST SCHEDULE.

AREA OF SUPPLY.

The metropolitan borough of Woolwich as constituted at the commencement of this Order.

SECOND SCHEDULE,

A.D. 1905.

Woolwich.

List of 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.

Globe Lane High Street Eltham on the south side from 200 yards west of Well Hall Road to the Monument and on the north side from the same point to Gravel Pit Lane Court Road on the west side from Eltham High Street to Wellington Road thence on the west side to a point 200 yards north of the South Eastern and Chatham Railway Victoria Road from Eltham High Street to Footscray Road on west side.

THIRD SCHEDULE.

List of Streets not repairable by the Local Authority Railways and Tramways which may be broken up by the Undertakers in pursuance of the special powers granted by this Order.

(a) STREETS :

Shrewsbury Lane Plum Lane footpath leading from Shooter's Hill opposite the "Bull Inn" Shooter's Hill to the boundary of the Corbett Estate Eltham Westmount Road.

(b) RAILWAYS :

The level crossings on the South Eastern and Chatham Railway at Sand Street Bostall Lane and Station Road Abbey Wood.

(c) TRAMWAYS :

The tramways of the Bexley Urban District Council of the Woolwich and South-East London Tramways Company Limited and of the London County Council.

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.

SECOND SCHEDULE,

A.D. 1905.

Woolwich.

List of 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.

Globe Lane High Street Eltham on the south side from 200 yards west of Well Hall Road to the Monument and on the north side from the same point to Gravel Pit Lane Court Road on the west side from Eltham High Street to Wellington Road thence on the west side to a point 200 yards north of the South Eastern and Chatham Railway Victoria Road from Eltham High Street to Footscray Road on west side.

THIRD SCHEDULE.

List of Streets not repairable by the Local Authority Railways and Tramways which may be broken up by the Undertakers in pursuance of the special powers granted by this Order.

(a) STREETS :

Shrewsbury Lane Plum Lane footpath leading from Shooter's Hill opposite the "Bull Inn" Shooter's Hill to the boundary of the Corbett Estate Eltham Westmount Road.

(b) RAILWAYS :

The level crossings on the South Eastern and Chatham Railway at Sand Street Bostall Lane and Station Road Abbey Wood.

(c) TRAMWAYS :

The tramways of the Bexley Urban District Council of the Woolwich and South-East London Tramways Company Limited and of the London County Council.

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.

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

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:—

- (A) For any amount up to twenty units ten shillings and for each unit over twenty units sixpence ; or
- (B) With the consent of the consumer for any amount not exceeding the equivalent of ninety-one hours of supply at the maximum power which has been demanded by him at the rate of sevenpence per unit and for any further amount exceeding the equivalent of ninety-one hours of supply at such maximum power at the rate of threepence-halfpenny per unit.

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 such 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.

Printed by EYRE and SPOTTISWOODE,

FOR

ROWLAND BAILEY, Esq., M.V.O., I.S.O., the King's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
WYMAN AND SONS, LTD., FETTER LANE, E.C.; or
OLIVER AND BOYD, EDINBURGH; or
E. PONSONBY, 116, GRAFTON STREET, DUBLIN.

[Ch. lxxxii.] *Electric Lighting Order Confirmation* [5 EDW. 7.]
(No. 3) Act, 1905.

A.D. 1905.

Woolwich.

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:—

- (A) For any amount up to twenty units ten shillings and for each unit over twenty units sixpence ; or
- (B) With the consent of the consumer for any amount not exceeding the equivalent of ninety-one hours of supply at the maximum power which has been demanded by him at the rate of sevenpence per unit and for any further amount exceeding the equivalent of ninety-one hours of supply at such maximum power at the rate of threepence-halfpenny per unit.

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 such 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.

Printed by EYRE and SPOTTISWOODE,

FOR

ROWLAND BAILEY, Esq., M.V.O., I.S.O., the King's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
WYMAN AND SONS, LTD., FETTER LANE, E.C.; or
OLIVER AND BOYD, EDINBURGH; or
E. PONSONBY, 116, GRAFTON STREET, DUBLIN.