



CHAPTER xcii.

An Act to authorise the Clyde Valley Electrical Power Company to raise additional capital to extend the area of supply of the Company and for other purposes. [7th August 1924.]

A.D. 1924.

WHEREAS by the Clyde Valley Electrical Power Act 1901 the Clyde Valley Electrical Power Company (hereinafter called "the Company") were incorporated and authorised (amongst other things) to acquire lands and buildings to erect certain generating stations and other works and to supply electricity within the area described in the Second Schedule to the said Act and by the Clyde Valley Electrical Power Act 1904 the Clyde Valley Electrical Power Order 1912 the Clyde Valley Electrical Power Order 1918 and the Clyde Valley Electrical Power Order 1919 further powers were conferred upon the Company :

And whereas the capital of the Company authorised under the said Acts and Orders is one million nine hundred thousand pounds :

And whereas the Company have issued sixty thousand ordinary shares of ten pounds each thirty thousand preference shares of ten pounds each and fifty thousand second preference shares of ten pounds each the whole of which are fully paid up :

And whereas the Company have expended on capital account for the purposes of and in connection with their undertaking upwards of two million three hundred

A.D. 1924. and sixty-three thousand five hundred and eighty-six pounds :

And whereas it is expedient that the Company should be empowered to raise additional capital and that they should in respect of such additional capital be empowered to raise money by borrowing or by the creation and issue of debentures or debenture stock and that the powers of the Company in respect of the raising of money should be enlarged and extended as by this Act provided :

And whereas it is expedient that the capital of the Company should be divided into shares of one pound each and that such provisions in connection with such division or consequential thereon should be made as are in this Act contained :

And whereas it is expedient that the limits of supply of the Company set out in the Second Schedule to the Act of 1901 should be extended as hereinafter in this Act provided :

And whereas it is expedient that further powers as in this Act contained be conferred upon the Company :

And whereas it is expedient that the other provisions contained in this Act be enacted :

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

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows :—

Short title.

1. This Act may be cited as the Clyde Valley Electrical Power Act 1924.

Citation of Acts.

2. This Act and the Clyde Valley Electrical Power Acts 1901 to 1919 may be cited as the Clyde Valley Electrical Power Acts 1901 to 1924.

Incorporation of Acts.

3. The following Act and Parts of an Act are (except where expressly varied by this Act) incorporated with and form part of this Act and this Act shall be deemed to be a special Act within the meaning of those Acts (that is to say) :—

The Companies Clauses Consolidation (Scotland) Act 1845 ;

Parts I. II. and III. of the Companies Clauses Act 1863 (as amended by subsequent Acts) relating respectively to cancellation and surrender of shares to additional capital and to debenture stock. A.D. 1924.

4. In this Act the several words terms and expressions to which meanings are assigned by the Electricity (Supply) Acts 1882 to 1922 the Schedule to the Electric Lighting (Clauses) Act 1899 or by the Acts wholly or partially incorporated herewith shall have the same respective meanings unless there be something in the subject or context repugnant to such construction And in this Act unless the context otherwise requires the following expressions shall have the respective meanings in this section applied to them (that is to say) :— Interpretation.

“ The Company ” means the Clyde Valley Electrical Power Company;

“ The Act of 1901 ” means the Clyde Valley Electrical Power Act 1901;

“ The Act of 1904 ” means the Clyde Valley Electrical Power Act 1904;

“ The Order of 1912 ” means the Clyde Valley Electrical Power Order 1912;

“ The Order of 1918 ” means the Clyde Valley Electrical Power Order 1918;

“ The existing Acts ” means the Act of 1901 the Act of 1904 the Order of 1912 the Order of 1918 and the Clyde Valley Electrical Power Order 1919;

“ The area of supply ” means the area within which the Company are or may hereafter be authorised to supply electricity;

“ The existing ordinary shares ” means the ordinary shares of ten pounds each in the capital of the Company authorised at the date of the passing of this Act;

“ The existing preference shares ” means the preference shares of ten pounds each in the capital of the Company authorised at the date of the passing of this Act;

“ The existing shares ” means the existing ordinary shares and the existing preference shares;

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“Converted ordinary shares” means the shares into which the existing ordinary shares are converted by virtue of this Act;

“Converted preference shares” means the shares into which the existing preference shares are converted by virtue of this Act;

“Converted shares” means the converted ordinary shares and the converted preference shares.

Power to raise additional capital.

5. The Company may from time to time raise additional capital not exceeding in the whole one million pounds nominal capital by the creation and issue at their option of new ordinary shares preferred ordinary shares deferred ordinary shares or new preference shares of one pound each or wholly or partially by any one or more of these modes respectively and they may attach to any such capital such rights liabilities privileges and preferences as they think fit Provided always :

(a) That no right shall thereby be conferred upon the holders of ordinary shares to convert the same into preference shares; and

(b) That any new shares issued shall not have right to participate in the special reserve funds which have already been established under the powers of subsection (4) of section 2 of the Order of 1912 and subsection (3) of section 7 of the Order of 1918 for the benefit of the preference shares referred to in the said subsections respectively without the consent of the holders of these respective preference shares (so far as these may be affected) in terms of a resolution passed by a majority of not less than three-fourths of the votes of the holders of these respective preference shares entitled to vote present personally or by proxy at a general meeting of these holders duly called for that purpose.

New ordinary shares to be subject to same incidents as other shares.

6. The new ordinary shares created by the Company under this Act (not being preferred ordinary shares or deferred ordinary shares) and the holders of such new ordinary shares respectively shall be subject and entitled to the same powers provisions liabilities rights privileges and incidents in all respects as if the capital represented by these new ordinary shares were part of the now

existing ordinary capital of the Company of the same class or description and the new ordinary shares were shares in that capital. -A.D. 1924.

7.—(1) The Company may provide that any preference shares created under the powers of this Act shall be entitled to a cumulative preferential dividend not exceeding the rate of eight pounds per centum per annum and that if the profits of any year are not sufficient to pay such dividend the deficiency shall be made good out of any funds of the Company which may be available for that purpose or out of the profits of any subsequent year. Dividends
&c. on
preference
shares.

(2) Such preference shares may from time to time be issued by the Company with such rights of priority and other rights in the distribution of the assets of the Company as the Company may think fit (including the right of repayment of the amount of preference capital at the time issued and paid up and of any arrears or deficiency of dividend thereon in priority to the ordinary share capital) and the Company may provide that when the holders of such preference shares shall have received repayment in full of the amounts paid up by them and of any arrears or deficiency in the dividend which should have been paid to them thereon they shall not in respect of such shares be entitled to any further participation in the assets of the Company.

(3) The Company may on such terms and conditions as they think fit form and maintain special sinking contingency or reserve funds for the purpose of securing the repayment in any distribution of the assets of the Company of any issue of preference shares of the Company and of the payment of any deficiency or arrears of dividend thereon and may provide for yearly or other payments out of profits into such funds and for the application thereof to the payment of dividends on such issue of preference shares and to the purchase of such preference shares or of other securities or otherwise and for the final distribution of such funds and they may appoint trustees to receive hold manage and apply such funds all on such terms and conditions and with such powers and immunities as the Company may prescribe.

(4) No preference shares of the Company issued in terms of this section shall rank prior to the existing

A.D. 1924. preference shares of the Company as regards payment of capital or dividend.

(5) Except as otherwise expressly provided by the resolution creating the same no person shall be entitled to vote in respect of any preference shares issued under the authority of this section.

(6) The terms and conditions on which any preference shares are issued shall be clearly stated on the certificate of such shares.

Calls.

8. Section 10 (Calls) of the Act of 1901 is hereby repealed and as respects any capital issued after the passing of this Act (whether under the powers of this Act or of the existing Acts) one-fourth of the amount of a share shall be the greatest amount of a call and one month at least shall be the interval between successive calls on any share in such capital.

Additional capital to form part of capital of Company.

9. The additional capital authorised by this Act shall form part of the capital of the Company.

Borrowing powers.

10. The Company may from time to time subject to the provisions of this Act borrow on mortgage of their undertaking in respect of the additional capital authorised by this Act any sum or sums not exceeding in the whole one half of the nominal amount of the said additional capital which at the time of borrowing has been raised and upon which not less than one-half part thereof has been paid up but no sum shall be borrowed in respect of any capital so raised until the Company have proved to the sheriff before he gives his certificate under the forty-second section of the Companies Clauses Consolidation (Scotland) Act 1845 that not less than one-half of the amount of each of the shares in respect of which the Company propose to borrow has been paid on account thereof and that such shares were issued bonâ fide and are held by the persons to whom the same were issued or their executors administrators successors or assigns and that such persons their executors administrators successors or assigns are legally liable for the same and upon production to such sheriff of the books of the Company or of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which certificate shall be sufficient evidence thereof.

11. The Company may create and issue debentures or debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 and of section 23 (Debenture stock) of the Act of 1901.

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Debentures
and debenture stock.

12. The provisions of section 9 (Company may issue redeemable debentures or debenture stock) of the Order of 1918 shall extend and apply to any debentures or debenture stock proposed to be issued under the powers of this Act. All redeemable debentures or debenture stock created and issued in exercise of the powers of borrowing conferred by this Act shall (except as may be otherwise expressly provided by the resolution creating the same)—

Application
of powers
of issuing
redeemable
debentures
or debenture stock.

- (a) rank as regards principal as well as interest *pari passu* with the redeemable debentures or debenture stock issued or to be issued under the powers of the existing Acts; and
- (b) be issued subject to the condition that the Company may under the powers conferred or to be conferred by the existing Acts and by this Act and by any subsequent Act or Order create and issue further amounts of redeemable debentures or debenture stock ranking *pari passu* therewith as regards principal as well as interest.

13.—(1) Notwithstanding anything contained in section 8 (Capital) of the Act of 1901 or in section 5 (Power to raise additional capital) of the Order of 1918 the existing authorised capital of the Company shall as from the date of the passing of this Act be divided into one million nine hundred thousand shares of one pound each.

Sub-division
of shares
in existing
capital.

(2) Each of the existing ordinary shares shall be and is hereby converted into ten ordinary shares of one pound each and each of the existing preference shares shall be and is hereby converted into ten preference shares of one pound each and such alterations in the register of shareholders as may be necessary for giving effect to the provisions of this section shall be made therein.

14.—(1) The respective holders for the time being of the converted shares shall be entitled in respect thereof to the like rights privileges and priorities in

Converted
shares to
confer like

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rights as
existing
shares and
as to shares
not fully
paid up.

all respects as those to which if this Act had not been passed they would have been entitled in respect of the existing shares for which the converted shares held by them are substituted by virtue of this Act.

(2) If any of the existing shares shall not at the date of the passing of this Act have been fully paid up the respective holders of the converted shares substituted for such existing shares by virtue of this Act shall be liable in respect of each of such converted shares to pay one-tenth of the amount remaining to be paid up on each of such existing shares.

Shares to be
held on
same trusts
&c.

15. The converted shares to which any person shall become entitled under the provisions of this Act shall be held in the same rights upon the same trusts and subject to the same powers provisions charges and liabilities as those upon or to which the existing shares for which such converted shares are substituted were held or were subject immediately before the date of the passing of this Act and shall be dealt with applied and disposed of accordingly and so as to give effect to and not to revoke any deed will or other instrument (whether executed before or after such date) disposing of or affecting any such existing shares and trustees executors or administrators or other parties under disability shall and may accept such converted shares in substitution for the existing ordinary shares or existing preference shares as the case may be in the existing capital held by them and may retain dispose of or otherwise deal with the same as fully and freely in all respects as they might have retained disposed of or otherwise dealt with such existing ordinary shares or existing preference shares.

Provisions
as to ex-
change of
certificates.

16. The Company shall call in the certificates of the existing shares and shall issue in exchange for those certificates to the respective proprietors thereof free of charge certificates of converted ordinary shares or converted preference shares as the case may be for the respective amounts to which those proprietors are under this Act respectively entitled but no proprietor shall be entitled to a new certificate until he shall have delivered up to the Company to be cancelled the existing certificate for which such certificate is to be substituted. If any such existing certificate shall have been lost or destroyed the new certificate shall be issued upon

such terms as to evidence of loss or destruction and indemnity as the directors may think sufficient Until the issue of such new certificates the existing certificates shall have and possess the same rights and advantages as if they were certificates for those respective amounts of converted ordinary shares or converted preference shares as the case may be but if any holder of any existing shares neglect or omit to send or deliver to the Company his existing certificates for the period of one year after notice in writing sent by registered letter to such holder at the address appearing in the shareholders' address book the Company may suspend the payment of any dividend declared or made payable upon or in respect of the converted ordinary shares or converted preference shares as the case may be to which such holder is entitled under the provisions of this Act until such existing certificates are sent or delivered to the Company or are proved to the reasonable satisfaction of the directors to have been lost or destroyed and until such indemnity as the directors may think fit shall have been given.

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17. All transfers or other dispositions of any of the existing shares shall after the passing of this Act and notwithstanding the provisions thereof be valid and have due effect given to them respectively as transfers of the amount of converted ordinary shares or converted preference shares as the case may be which is substituted under the provisions of this Act for the existing shares thereby expressed to be transferred or disposed of although the instrument transferring or disposing of such shares shall describe the same by the name or denomination which the shares transferred or disposed of had before conversion under the provisions of this Act and the bequest of or any covenant or provision in any will deed or agreement (whether executed before or after the date of the passing of this Act) relating to any specific nominal amount of any of the existing shares shall be held to apply to a nominal amount of converted ordinary shares or converted preference shares as the case may be equal to that into which such existing shares are converted by virtue of this Act.

As to transfers.

18. Subject to the provisions of this Act at all general meetings of the Company every shareholder

Prescribed scale of voting.

A.D. 1924. — shall have one vote for every share held by him and this shall be deemed to be the prescribed scale of voting within the meaning of the Companies Clauses Consolidation (Scotland) Act 1845.

Power to issue short-term notes &c.

19.—(1) The Company may for the purposes of or in connection with their undertaking raise money by the issue of notes or bonds of a currency of not less than five or more than ten years.

(2) The powers of raising moneys conferred upon the Company by this section shall be in addition to any powers for the time being conferred upon them of borrowing on debenture or mortgage of their undertaking or raising moneys by the issue of debentures debenture stock or temporary loans.

Auditors.

20.—(1) The books of the Company shall be audited by one or more persons who shall be chartered accountants appointed by the Company at each annual meeting.

(2) It shall not be necessary for an auditor to hold any shares or stock in the Company.

As to sealing of register of members.

21. Notwithstanding anything contained in the existing Acts or in any enactment incorporated therewith it shall not be necessary after the passing of this Act to authenticate the register of the shareholders or stockholders of the Company by affixing the common seal of the Company to such register.

Power to contribute to welfare schemes &c.

22.—(1) The Company may contribute to welfare schemes for their employees and may grant such gratuities pensions or allowances or make such other payments as they may think fit to any employees of the Company or to the widows or dependents of employees.

(2) The Company may enter into and carry into effect agreements with any insurance company or other association or company for securing to any such employee widow or dependent as aforesaid such gratuities pensions allowances or payments as are by this section authorised to be granted or made.

(3) The Company may prepare put in force and from time to time modify alter or rescind a scheme or schemes (temporary or permanent) enabling the

employees of the Company or any section thereof as may be defined in such scheme or schemes to participate as part of the terms of remuneration for the services of any such employee in the whole or any part of the profits of the Company or of any department of the Company's undertaking. A.D. 1924.

(4) The Company may apply set aside and accumulate funds for all or any of the purposes of this section.

(5) In this section the word "employee" includes any officer workman or servant.

23.—(1) From and after the passing of this Act the limits within which the Company may supply electrical energy shall be extended so as to include the parishes of Avondale Lesmahagow Douglas Carmichael Covington Culter Biggar Pettinain Libberton and Symington in the county of Lanark and the parish of Row in the county of Dunbarton and the Company within such extended limits shall subject to all obligations incumbent on them under the existing Acts have and may exercise all powers rights privileges and authorities which they now have or may exercise under the existing Acts within the limits of supply set out in the Second Schedule to the Act of 1901 and the existing Acts shall accordingly from and after the passing of this Act be read and construed as if the parishes hereinbefore in this section mentioned had been included within the limits of supply set out in the Second Schedule to the Act of 1901. Extension of area of supply.

(2) The Company shall within six months from the passing of this Act deposit at the office of the Electricity Commissioners an Ordnance survey map showing the limits within which the Company may supply electrical energy as the same are extended by this Act.

24. The Company may for the purposes of their undertaking purchase take and hold (by agreement but not otherwise) any lands and heritages not exceeding in the whole two hundred acres which the Company may require for the purposes of their works and undertaking but nothing in this Act shall exonerate the Company from any action or proceeding for nuisance Power to purchase lands by agreement.

A.D. 1924. — in the event of any nuisance being caused or permitted by them on any such lands.

Additional powers.

25. The powers of the Company under the existing Acts shall be extended to include the following additional powers videlicet :—

- (1) The Company may with the consent of the Electricity Commissioners and subject to such conditions as these Commissioners may impose enter into arrangements for working or managing any undertaking for generating or distributing electricity within or adjacent to the area of supply; and
- (2) The Company may take a transfer of the rights powers and liabilities of any authorised undertakers adjacent to the area of supply and section 4 (Transfer of undertakings of local authorities and others to Company) of the Act of 1904 shall apply to any such transfer.

Supply for lighting purposes.

26.—(1) In addition to their existing powers the Company may subject to the provisions of this section and with the consent of the county council or other local authority having jurisdiction supply electricity for lighting purposes to any premises within the area of supply to which the Company have power to supply electricity for other purposes Provided that the Company shall not give any such supply to any premises within the area of supply of any authorised distributor without the consent of such authorised distributor.

(2) With regard to any supply which may be given by the Company for lighting purposes only in any part of the area of supply which does not at the time form part of the area of supply of an authorised distributor but which afterwards comes to form part of the area of supply of an authorised distributor such authorised distributor shall be entitled to intimate to the Company its intention to take over any such supply for lighting purposes within its area and to purchase from the Company on the terms of section 2 of the Electric Lighting Act 1888 the distribution works constructed by the Company for the purpose of giving such lighting supply under the terms of this section or if such authorised

distributor be the county council or other local authority having jurisdiction within the said area upon such other terms as may have been agreed between such county council or other local authority and the Company as a condition of consent being given by such county council or other local authority under subsection (1) of this section. A.D. 1924.
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(3) The Third Schedule to the Act of 1901 shall not apply to any supply of electricity given under the powers of this section and such supply may be charged for in accordance with the rates set out in the Schedule to this Act. The Company shall be entitled to charge for energy supplied by them under the powers of this section to any dwelling-house for lighting and other purposes by the method set out in section 3 of the Schedule to this Act.

(4) In ascertaining for the purposes of section 57 (Relation between price and dividend) of the Act of 1901 the average price per unit obtained by the Company for energy supplied by them throughout their district the price obtained by the Company for the supply by them under any Provisional Order or special order or under this section shall be disregarded.

(5) (a) The Company shall—

(i) within a period of two years from the passing of this Act as respects any area within the area of supply (not being the area of supply of an authorised distributor) in which there is at the passing of this Act a demand for a supply of electricity and a reasonable prospect of such supply being remunerative; and

(ii) within a period of two years from the date on which the conditions hereinbefore referred to first exist after the passing of this Act in any area within the area of supply as is referred to in the foregoing paragraph (i);

or in either case within such extended time as may be approved by the Electricity Commissioners submit to those Commissioners proposals for the supply of electricity in that area and those proposals to such extent as may be approved by the said Commissioners shall be

A.D. 1924. — carried into effect by the Company within the time prescribed by the said Commissioners when giving their approval.

(b) In the event of default by the Company under the provisions of this subsection the Minister of Transport may if he thinks fit revoke the powers of the Company under this section in respect of any part or parts of the area of supply with respect to which the Company have so made default.

Power to
erect tele-
phones &c.

27.—(1) The provisions of the existing Acts and the Acts incorporated therewith shall so far as these are applicable to the purposes of this section and subject to the necessary modifications apply to the construction laying down erection and maintenance in any streets or roads of any telephone or telegraph posts wires conductors or apparatus which the Company may and which they are hereby authorised to erect or lay down for the purposes of their undertaking but no posts shall be erected in any street or road without the consent of the local authority which shall not be unreasonably withheld and any question whether or not such consent has been unreasonably withheld shall be determined by the Electricity Commissioners.

(2) Any telephone or telegraph posts wires conductors or apparatus erected or laid down by the Company under the authority of this Act shall not be used for the purpose of transmitting telegrams which are within the exclusive privilege conferred upon the Postmaster-General by the Telegraph Act 1869.

(3) The Company shall not construct any telephone or telegraph posts wires conductors or apparatus which shall interfere in any way with any telegraphic line (as defined by the Telegraph Act 1878) belonging to or used by the Postmaster-General and the Company shall within forty-eight hours of the service on them of a notice in writing by the Postmaster-General in that behalf remove or alter to the satisfaction of the Postmaster-General any such telephone or telegraph posts wires conductors or apparatus as aforesaid which in the opinion of the Postmaster-General interfere or will interfere with the efficient or convenient maintaining working or user of any telegraphic line which the Postmaster-General has constructed or desires to construct

and in default of such removal or alteration as aforesaid the Postmaster-General may remove or alter any such telephone or telegraph posts wires conductors or apparatus as aforesaid at the expense of the Company.

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28. The Company may subject to the provisions of the Electricity (Supply) Acts 1882 to 1922 and of the Schedule to the Electric Lighting (Clauses) Act 1899 and of the existing Acts construct and maintain in or under any street within the area of supply transforming stations section boxes and other works in connection with their electricity undertaking and may in any such street provide and maintain all such means of access and approach to such transforming stations section boxes and works as may be necessary or convenient.

Power to construct transforming stations &c. in streets.

29. The Company may within the area of supply for the purpose of supplying any premises with electricity lay down take up alter relay or renew in across or along any street not repairable by the local authority such mains wires and apparatus as may be requisite or proper for furnishing a supply in such street or in the neighbourhood thereof and the provisions of the Electricity (Supply) Acts 1882 to 1922 and of the Schedule to the Electric Lighting (Clauses) Act 1899 and of the existing Acts so far as they are applicable for the purposes of this section shall extend and apply mutatis mutandis to and for the purposes of this section as if all such streets had been specified in this Act.

Power to lay electric mains in private streets.

30. Section 62 (For protection of county authorities) section 63 (For protection of corporations) and section 68 (For protection of burghs of Govan Partick Port Glasgow Paisley and Hamilton) of the Act of 1901 shall apply to the additional powers conferred by this Act upon the Company in the same way as if such powers had been included among the powers conferred on the Company by the Act of 1901.

For protection of county and other authorities.

31. Notwithstanding anything contained in this Act the Company shall not without the consent of the corporation of Greenock under their common seal exercise any of the powers conferred by this Act on the Company within the burghs of Greenock Gourock and Port Glasgow respectively or within the parishes of Greenock and Inverkip in the county of Renfrew.

For protection of corporation of Greenock.

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For protec-
tion of
railway
companies.

32. The Company shall not under the powers of this Act except by agreement enter upon take or use any lands works or other property of any railway company or construct any work in or otherwise interfere with any bridge road or street or station approach belonging to or maintained by any railway company.

For protec-
tion of
corporation
of Glasgow.

33. The Company shall not under the powers conferred by the sections of this Act of which the marginal notes are respectively "Additional powers" "Supply for lighting purposes" "Power to erect tele-phones &c." "Power to construct transforming stations &c. in streets" and "Power to lay electric mains in private streets" interfere except with the consent of the corporation of the city of Glasgow with any statutory or other works or property of that corporation within or without the city of Glasgow and shall not except with such consent exercise within the city of Glasgow any of the powers conferred by the said sections.

Provisions
as to supply
of electricity
by agree-
ment.

34. If any consumer of electricity supplied by the Company under the terms of any agreement uses the electricity supplied to him by the Company in any manner contrary to the terms of such agreement the Company may if they think fit discontinue to supply electricity to such consumer until they are satisfied that any electricity so supplied will be consumed in accordance with the terms of such agreement :

Provided that before discontinuing any such supply the Company shall give to the consumer taking the same seven days' notice in writing of their intention so to do and shall in such notice specify in what respect the electricity is used contrary to the terms of such agreement.

Power to
refuse to
supply elec-
trical energy
in certain
cases.

35. The Company may refuse to supply electrical energy to any person from whom any payment for the supply of electrical energy or meter rent is for the time being in arrear (not being the subject of a bonâ fide dispute) whether the payment be due to the Company in respect of the premises for which a supply is demanded or in respect of other premises.

Notice to
discontinue
supply of
electricity.

36.—(1) A notice to the Company from a consumer for the discontinuance of a supply of electricity shall not be of any effect unless it be in writing signed by or on behalf of the consumer and left with or sent by post to

the Company or be given by the consumer personally at the head office or any recognised local office of the Company. A.D. 1924.
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(2) Notice of the effect of this section shall be endorsed upon every demand note for charges for electricity.

37. Any expenses reasonably incurred by the Company in reconnecting any electric line or other work through which electricity may be supplied which may have been lawfully cut off or disconnected by reason of any default of the consumer may be recovered by the Company in like manner as expenses lawfully incurred by them in such cutting off or disconnecting. Power to recover charge for reconnection.

38. The Company may apply for or towards the purposes of this Act to which capital is properly applicable any sums of money which they have already raised or are authorised to raise under the authority of the Act of 1901 the Act of 1904 the Order of 1912 the Order of 1918 or this Act or any of them and any funds under the control of the directors. Power to apply funds.

39. All moneys raised by the Company under this Act shall be applied to the general purposes of the Company to which capital is properly applicable. Application of moneys.

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

A.D. 1924. The SCHEDULE referred to in the foregoing Act.

MAXIMUM PRICES CHARGEABLE UNDER THE SECTION OF
THE ACT THE MARGINAL NOTE OF WHICH IS
"SUPPLY FOR LIGHTING PURPOSES."

In this Schedule:—

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

SECTION 1.

Where the Company 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) In respect of the quarters ending thirty-first March and
thirty-first December—

For any amount up to fifteen units ten shillings
and for each unit over fifteen units eightpence:

(B) In respect of the quarters ending thirtieth June and
thirtieth September—

For any amount up to ten units six shillings and
eightpence and for each unit over ten units eight-
pence.

SECTION 2.

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

SECTION 3.

A service rental charge payable in advance of four pounds
per annum for any dwelling-house containing not more than
three apartments with a further charge at the rate of one pound

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per annum for each additional apartment and in addition a sum of threepence per unit for all units supplied. Provided that the sums so charged to an individual consumer shall not in any calendar year exceed eightpence per unit supplied.

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For the purpose of this section the word "apartment" shall or shall be deemed to include all apartments in or connected with a dwelling-house but shall not include passages landings cellars cloakrooms bathrooms or lavatories. Any domestic offices or outside buildings may be included or excluded according to the use of electricity proposed to be made therein.

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