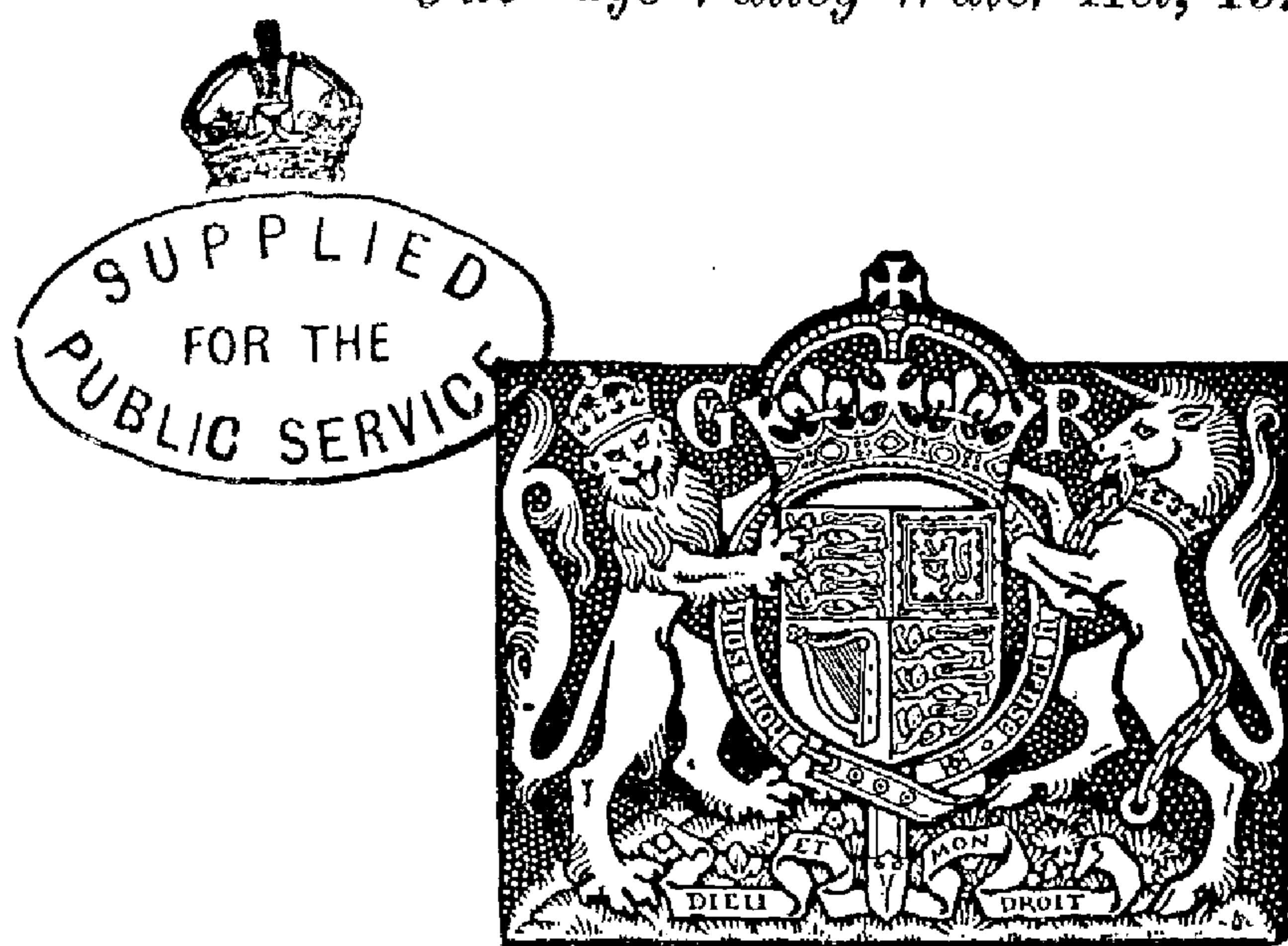


[18 & 19 GEO. 5.] *Rickmansworth and Uxbridge Valley Water Act, 1928.* [Ch. xlix.]



CHAPTER xlix.

An Act to empower the Rickmansworth and Uxbridge Valley Water Company to construct further works and to raise additional capital to confer additional powers upon the Company and for other purposes. [2nd July 1928.] A.D. 1928.

WHEREAS by the Rickmansworth Water Act 1884 the Rickmansworth and Uxbridge Valley Water Company (in this Act referred to as "the Company") were incorporated under the name of the Rickmansworth Waterworks Company and were authorised to supply water within the limits therein described:

And whereas further powers in relation to their undertaking were conferred upon the Company by the Rickmansworth and Uxbridge Valley Water Act 1885 the Rickmansworth and Uxbridge Valley Water Act 1900 the Rickmansworth and Uxbridge Valley Water Orders 1906 and 1917 the Rickmansworth and Uxbridge Valley Water Company (Capital Issues) Consents 1920 and 1921 and the Rickmansworth and Uxbridge Valley Water Company (Modification of Charges) Order 1922 and in pursuance of the said Acts and Orders the Company are carrying on their undertaking and supplying water within certain parishes and places in the counties of Hertford Middlesex and Buckingham:

And whereas it is expedient that the supplies of water at present available to the Company should be

[Ch. xlix.] *Rickmansworth and [18 & 19 Geo. 5.]
Uxbridge Valley Water Act, 1928.*

A.D. 1928. increased and that the Company should be empowered to make and maintain the new wells in this Act mentioned :

And whereas a small portion of the parish of Langley in the county of Buckingham which is included within the limits for the supply of water by the Slough Urban District Council can more conveniently be supplied with water by the Company than by the said council and it has been agreed between the said council and the Company and is expedient that the said portion of parish should be included within the limits for the supply of water by the Company and should be excluded from the limits for the supply of water by the said council as by this Act provided :

And whereas small portions of the parish of Wraysbury in the county of Buckingham which are included within the limits for the supply of water by the Company can more conveniently be supplied with water by the South West Suburban Water Company than by the Company and it has been agreed between the said companies and is expedient that the said portions of parish should be excluded from the limits for the supply of water by the Company and should be included within the limits for the supply of water by the South West Suburban Water Company as by this Act provided :

And whereas the existing capital powers of the Company have been fully exercised and a statement of the authorised share and loan capital of the Company is set forth in the schedule to this Act and it is expedient that the Company should be empowered to raise further moneys for the purposes of this Act and for the general purposes of their undertaking :

And whereas it is expedient that such further provisions should be made with respect to the Company and their undertaking as are in this Act contained :

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

And whereas plans of the wells by this Act authorised and of the lands in which the said wells are situate and a book of reference to the said plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers

of this Act have been deposited with the clerks of the peace for the counties of Middlesex Hertford and Buckingham and are in this Act referred to as the deposited plans and book of reference : A.D. 1928.
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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 :—

1. This Act may be cited as the Rickmansworth and Uxbridge Valley Water Act 1928 and the Rickmansworth and Uxbridge Valley Water Acts and Orders 1884 to 1917 and this Act may be cited together as the Rickmansworth and Uxbridge Valley Water Acts and Orders 1884 to 1928. Short and collective titles.

2. The following Acts and parts of Acts (so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act (namely) :— Incorporation of Acts.

(1) The Lands Clauses Acts—

Provided always that any question of disputed compensation under this Act or any Act incorporated herewith (other than a question required to be determined by two justices) shall be determined by a single arbitrator to be agreed upon between the Company and the person claiming the compensation or in default of such agreement appointed by the Minister of Health on the application of either party :

(2) The Waterworks Clauses Acts 1847 and 1863 except the words “ with the consent in writing “ of the owner or reputed owner of any such “ house or of the agent of such owner ” in section 44 of the Waterworks Clauses Act 1847 :

(3) The Companies Clauses Consolidation Act 1845 (except the provisions relating to the conversion of borrowed money into capital) and Part I (relating to cancellation and surrender of shares) Part II (relating to additional capital) and

[Ch. xlix.] *Rickmansworth and Uxbridge Valley Water Act, 1928.* [18 & 19 GEO. 5.]

A.D. 1928.
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Part III (relating to debenture stock) of the Companies Clauses Act 1863 as amended by subsequent Acts.

As to application of Waterworks Clauses Act 1847.

3. Notwithstanding anything contained in the Rickmansworth and Uxbridge Valley Water Acts and Orders 1884 to 1928 sections 76 to 79 (both inclusive) of the Waterworks Clauses Act 1847 shall cease to apply to the Company.

Interpretation.

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

“the Company” means the Rickmansworth and Uxbridge Valley Water Company;

“the undertaking” means the undertaking of the Company as from time to time authorised;

“the limits of supply” means the limits within which the Company are from time to time authorised to supply water;

“the Act of 1884” means the Rickmansworth Waterworks Act 1884;

“the Order of 1917” means the Rickmansworth and Uxbridge Valley Water Order 1917.

Power to construct works.

5. Subject to the provisions of this Act the Company may in the situation and upon the lands delineated on the deposited plans and described in the deposited book of reference make and maintain the following works and they may enter upon take and use all or any of the lands in that behalf delineated on the said plans and described in the deposited book of reference relating thereto respectively (that is to say):—

In the county of Middlesex—

Work No. 1 A well in the urban district of Yiewsley and in the parish of West Drayton in the rural district of Uxbridge on the west side of the existing engine house at the West Drayton pumping station of the Company;

In the county of Hertford—

A.D. 1928.

Work No. 2 A well in the urban district of Rickmansworth on the north side of the existing engine house at the Batchworth pumping station of the Company;

In the county of Buckingham—

Work No. 3 A well in the parish of Great Missenden in the rural district of Amersham on the east side of the existing engine house at the Deep Mill pumping station of the Company;

and the Company may make and maintain within the limits of deviation shown on the deposited plans all such wells shafts adits borings headings machinery works and apparatus as may be necessary or convenient in connection with or subsidiary to the works by this Act authorised :

Provided that any electrical works or apparatus made or maintained under the provisions of this section shall be so constructed maintained and used as to prevent any interference with any telegraphic line (as defined by the Telegraph Act 1878) belonging to or used by the Postmaster-General or with telegraphic communication by means of such line :

Provided also that in the construction of the wells (Works Nos. 1 and 2) by this Act authorised the same shall be lined for a depth of at least one hundred feet so as to keep out all surface waters and no adit shall be constructed at a less depth than one hundred feet from the top of the said wells respectively or at a less depth than seventy-five feet from the top of the well (Work No. 3) by this Act authorised.

6. In the construction of the works authorised by this Act the Company may deviate laterally to any extent not exceeding the limits of deviation shown on the deposited plans. Limits of deviation.

7.—(1) Subject to the provisions of section 7 of the Rickmansworth and Uxbridge Valley Water Act 1900 and this Act the Company may pump collect impound take use divert and appropriate for the purposes of the undertaking all underground streams springs and waters which will or may be taken or intercepted by means of Power to take waters.

A.D. 1928. any of the works authorised by the section of this Act of which the marginal note is "Power to construct works":

Provided that the Company shall not abstract by means of any works at the Batchworth and Mill End pumping stations of the Company (including Work No. 2 by this Act authorised) in any day of twenty-four hours a greater total quantity of water than five million gallons.

(2) For the purpose of ascertaining the quantity of water pumped by the Company the Company shall within one month from the completion of the well (Work No. 2) by this Act authorised provide at their Batchworth and Mill End pumping stations and shall at all times thereafter maintain in an efficient state of repair suitable appliances for automatically measuring or otherwise ascertaining and recording the quantities of water so pumped and such appliances and records shall at all reasonable hours in the daytime be open to the inspection of the Hertfordshire County Council or any person duly authorised in writing by them.

(3) If it appears that the Company have been pumping water at such pumping stations in excess of the amount prescribed by this section they shall be liable to a penalty not exceeding ten pounds for every day on which they have exceeded such prescribed quantity but without prejudice to any other right or remedy.

As to
records of
pumping at
wells.

8. The expression "well" where used in paragraphs (a) and (b) of section 8 (Certain records to be kept) of the Rickmansworth and Uxbridge Valley Water Act 1900 shall in regard to any pumping station of the Company mean and include all wells constructed by the Company at such pumping station together with any adits connected therewith respectively.

For pro-
tection of
conserva-
tors of
river
Thames.

9. For the protection of the conservators of the river Thames (in this section referred to as "the conservators") the following provisions shall unless otherwise agreed in writing between the conservators and the Company have effect (that is to say):—

(1) The quantity of water to be pumped by the Company at their Mill End pumping station and works shall not exceed three million gallons in any one day of twenty-four hours calculated from midnight to midnight:

[18 & 19 GEO. 5.] *Rickmansworth and* [Ch. xlix.]
Uxbridge Valley Water Act, 1928.

- (2) The quantity of water to be pumped by the Company at their Batchworth pumping station and works and from the well (Work No. 2) and any wells and works in connection therewith or subsidiary thereto by this Act authorised shall not in the aggregate exceed two million gallons in any one day of twenty-four hours calculated from midnight to midnight: A.D. 1928.
- (3) The quantity of water to be pumped by the Company at their Deep Mill pumping station and works and from the well (Work No. 3) and any wells and works in connection therewith or subsidiary thereto by this Act authorised shall not in the aggregate exceed four hundred thousand gallons in any one day of twenty-four hours calculated from midnight to midnight:
- (4) On or before the tenth day of every month the Company shall furnish to the conservators free of charge copies of all daily records taken at the said pumping stations and the wells and works at or connected therewith respectively pursuant to section 8 (Certain records to be kept) of the Rickmansworth and Uxbridge Valley Water Act 1900 and the section of this Act whereof the marginal note is "As to records of pumping at wells."

10. For the protection of the Metropolitan Water Board (in this section referred to as "the board") the following provisions shall unless otherwise agreed in writing between the board and the Company have effect (that is to say):— For protection of Metropolitan Water Board.

- (1) Nothing contained in this Act shall authorise the Company to abstract any water from the river Colne or from any stream discharging into that river:
- (2) Notwithstanding anything contained in this Act the Company shall not construct under the river Colne any adit or similar work in connection with the wells (Works Nos. 1 and 2) or the works in connection therewith authorised by this Act:
- (3) (a) The provisions of the section of this Act of which the marginal note is "For protection of

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conservators of river Thames" shall apply and have effect as if the board had been named therein in addition to the conservators of the river Thames :

- (b) If it appears that the Company have been pumping water at or from any of the pumping stations wells and works referred to in the said section of this Act in excess of the respective daily amounts prescribed by that section they shall be liable on proceedings instituted by the board to a penalty not exceeding ten pounds for every day on which they have exceeded any such prescribed quantity but without prejudice to any other right or remedy available to the board.

For protection of certain existing sources of supply.

11.—(1) If at any time after the completion of the well (Work No. 2) by this Act authorised it shall be proved by the owner of any well pond spring or stream which is situate within a radius of two miles from the Batchworth pumping station of the Company and which is used at the passing of this Act as an effective source of supply (in this section called "the owner") that the pumping by the Company at their Batchworth or Mill End pumping stations has caused a diminution or cesser of the supply of water in such well pond spring or stream the Company shall upon the written request of such owner afford to him a supply of water equal to the amount of such diminution or the supply which shall have ceased (as proved) at such cost or rate (if any) as that the total cost of the owner of obtaining his full supply shall be the same after as before the construction of the said well (Work No. 2) by this Act authorised and upon such other terms as may be agreed or failing agreement may be settled by arbitration as hereinafter provided.

(2) Provided that—

- (a) the Company shall not be under any obligation to give a supply of water for domestic purposes under this section in respect of any well pond spring or stream the water from which is so polluted as to be or to be likely to be injurious or dangerous to health;
- (b) the Company shall not be liable in respect of any claim made by the owner under this

section if such owner shall have failed to afford to the Company and their officers servants and other representatives at all reasonable times after the passing of this Act access to the well pond spring or stream in respect of which the claim is made and facilities for ascertaining particulars thereof and the level of the water therein;

A.D. 1928.
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- (c) the Company shall not be subject to the obligations of this section if prevented from supplying water thereunder in consequence of frost unusual drought or other unavoidable cause or accident.

(3) All mains pipes meters and fittings required for the purpose of supplying water to any owner in pursuance of this section shall be provided laid down and fixed and all such mains pipes and meters shall be maintained by and at the expense of the Company and the owner shall afford to the Company all reasonable or necessary facilities for these purposes but all such fittings which shall be placed or fixed upon the land or premises of any owner shall be repaired maintained and (when necessary) renewed and made good by such owner to the satisfaction of the Company.

(4) The Company may if they think fit in lieu of affording a supply of water equal to the diminution of the supply or cesser of supply in any such well pond spring or stream deepen such well pond spring or stream or make such borings therein or headings therefrom as will increase the supply so as to make good the said diminution or cesser and the owner shall without making any charge therefor give the Company access and every facility for carrying out such deepening borings or headings.

(5) The Company may if they think fit in lieu of affording a supply equal to the diminution or the supply which shall have ceased as aforesaid make compensation in money to any such owner for such diminution or cesser of supply and they shall also make like compensation for any injury caused to such owner by the powers conferred by the last preceding subsection and the amount of such compensation shall be settled in case of difference by arbitration as hereinafter provided.

[Ch. xlix.] *Rickmansworth and Uxbridge Valley Water Act, 1928.* [18 & 19 GEO. 5.]

A.D. 1928.

(6) For the purpose of affording a supply of water under this section the Company may supply water beyond the limits of supply and carry out all such works within or beyond such limits as may be necessary for that purpose.

(7) Any question which may arise between the Company and any owner as to the quantity time place or manner of the supply to be afforded by the Company in pursuance of this section and any other question dispute or difference which may arise between the Company and the owner under the foregoing provisions of this section shall be referred to the arbitration of a single arbitrator appointed unless otherwise agreed by the President of the Institution of Civil Engineers and the provisions of the Arbitration Act 1889 shall apply to any such arbitration.

(8) The Company and the owner may enter into and fulfil agreements with reference to the supply of water by the Company to such owner or with reference to any matter referred to in this section and may by any such agreement alter or modify any of the provisions of this section so far as they relate to such owner.

(9) In this section the expression "owner" shall include any lessee or occupier or riparian owner.

Period for compulsory purchase of lands.

12. The powers granted by this Act for the compulsory purchase of lands shall cease on the first day of October one thousand nine hundred and thirty-one.

Extension of limits of supply.

13.—(1) The limits within which the Company may supply water shall extend to and include in addition to their present limits of supply so much of the parish of Langley in the rural district of Eton in the county of Buckingham as lies to the north of a line drawn due east and west through a point four hundred and fifty yards due south of the junction of roads at Langley Corner and the provisions of the Rickmansworth and Uxbridge Valley Water Acts and Orders 1884 to 1928 shall so far as applicable be in full force and have effect throughout the limits of supply as extended by this Act.

(2) The said portion of the parish of Langley (which is within the limits for the supply of water by the urban district council of Slough in pursuance of the provisions of section 4 of the Slough Urban District Water Act 1911)

shall cease to be within those limits and the said council shall cease to exercise any powers in relation to the supply of water within the said portion of the said parish. A.D. 1928.
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14.—(1) The portions of the parish of Wyrardisbury (otherwise Wraysbury) in the rural district of Eton in the county of Buckingham situate to the south of a line drawn along the centre of the river Thames in that parish (which parish is within the limits for the supply of water by the Company in pursuance of section 4 of the Rickmansworth and Uxbridge Valley Water Act 1900) shall cease to be within those limits and the Company shall cease to exercise any powers in relation to the supply of water within the said portions of the said parish. Exclusion of parts of parish of Wyrardisbury from limits of supply.

(2) The limits within which the South West Suburban Water Company may supply water shall extend to and include the said portions of the said parish in addition to their present limits of supply and subject to the provisions of any Act passed or to be passed in this present session of Parliament conferring powers upon that company the South West Suburban Water Company shall have and may exercise within the said portions of the said parish all and the like powers rights privileges and authorities and be subject to all and the like duties and obligations as they now have and are subject to within the urban district of Egham.

15.—(1) Section 41 (Rates for supply of water for domestic purposes) of the Act of 1884 and the schedule to that Act shall apply and have effect as if the various rates and charges thereby authorised (other than the charges for baths and waterclosets) were increased by thirty-three and one-third per centum. Maximum rates and charges.

(2) From and after the coming into operation in any area within the limits of supply of the first new valuation list made under Part II of the Rating and Valuation Act 1925 the expression “gross estimated rental” where used in the schedule to the Act of 1884 shall in its application to such area have the meaning assigned to the expression “gross value” by section 68 of the said Act of 1925.

16. The charge by the Company for a supply of water by measure shall not exceed two shillings and sixpence per thousand gallons. Price for supply by measure.

A.D. 1928.

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Revision of
rates and
charges.

17.—(1) If the Company or a county council or a local authority having jurisdiction within the limits of supply apply to the Minister of Health at any time during the period of three months before and three months after the coming into force within the limits of supply of any new valuation lists under the Rating and Valuation Act 1925 for a revision of the rates and charges for the supply of water authorised or varied by this Act or for the time being in force under any order of the said Minister made in pursuance of this section and the Minister is satisfied that the cost of labour and materials or other circumstances affecting the undertaking have substantially altered he may by order (subject to the provisions of subsection (3) of this section) vary either by way of increase or decrease such rates and charges or any of them.

(2) The making of any new valuation list under Part II of the said Act of 1925 shall be deemed to be a circumstance affecting the undertaking within the meaning and for the purposes of this section.

(3) The rates and charges prescribed in any such order shall be of such respective amounts as to produce (after providing for all proper expenses of and in connection with the working and management of the undertaking and providing for any contribution which the Company may carry to any reserve fund or contingency fund formed under the provisions of this or any other Act and paying all other costs charges and expenses (if any) properly chargeable to revenue) a reasonable return on the share capital and capital stock of the Company due regard being had to any capital which may be reasonably expected to be expended by the Company during the five years immediately following the date of such order.

Supplies to
institutions
&c.

18.—(1) The Company shall not be bound to supply with water otherwise than by measure—

- (a) any workhouse hospital or asylum (whether public or private) sanatorium school club hotel restaurant public-house or inn;
- (b) any boarding house or common lodging house capable of accommodating at least twelve persons; or
- (c) any public institution which is habitually occupied by at least twenty persons.

(2) Where a supply of water to a farmhouse is used for farming purposes the Company may require that the supply for farming purposes shall be taken by measure but nothing in this section shall authorise the Company to refuse a supply of water for domestic purposes to a farmhouse at the ordinary rate. A.D. 1928.

(3) The minimum quarterly charge (exclusive of meter rent) for a supply of water to any premises by measure for domestic purposes under section 55 (Company not bound to supply water in certain cases) of the Act of 1884 or to any of the premises in this section mentioned shall be one-fourth of the annual amount which would be payable according to the scale for the time being in force for a domestic supply furnished to a dwelling-house of the same gross estimated rental.

19.—(1) Where water supplied for domestic purposes is used for horses or washing carriages or motor cars or for other purposes in stables garages or premises where horses carriages or motor cars are kept the Company may if a hose-pipe or other similar apparatus is used charge such sum not exceeding twenty shillings per annum as they may prescribe and (where more motor cars than one are kept) a further sum not exceeding ten shillings per annum for each motor car beyond the first Any sums chargeable under this subsection shall be payable quarterly in advance and be in addition to the rates authorised by section 41 (Rates for supply of water for domestic purposes) of the Act of 1884 and the schedule to that Act as amended by the section of this Act of which the marginal note is "Maximum rates and charges" and shall be recoverable in all respects with and in the same manner as the said rates. Charges for supplies for motor cars refrigerating apparatus &c.

(2) Where water supplied by the Company to a person who takes a supply both for domestic purposes and by measure for trade or other purposes is used by him by means of a hose-pipe or other similar apparatus for horses or washing carriages or motor cars or for other purposes in stables garages or premises where horses carriages or motor cars are kept the Company may if they think fit require that all water so used shall be taken by measure and paid for accordingly.

(3) Where a person who takes a supply of water for domestic purposes from the Company desires to use for or in connection with a refrigerating apparatus any of the

A.D. 1928. water so supplied the Company shall be entitled to require that all water so used shall—

(a) be taken by measure and paid for accordingly and in that event the minimum quarterly charge for the water shall be ten shillings; or

(b) be paid for at such rates as may be agreed between the consumer and the Company.

Guarantees
by district
councils.

20.—(1) Any urban or rural district council whose district is in whole or in part within the limits of supply may give and enter into any guarantee or contract for securing payment to the Company of such periodical or other sum or sums at such time or times in such manner and subject to such stipulations as may be agreed by and between such council and the Company for the purpose of or with respect to the providing or laying down by the Company of any main pipe or works for the supply of water within any part of such district.

(2) The giving of such guarantee and the performance of any contract in relation thereto shall be deemed to be a purpose for which under the provisions of any general Act relating to the powers of such council they may incur expenditure and any such council may raise in like manner as money may be raised under the provisions of any such general Act any money which may become payable to the Company under this section. Provided that where such money is raised by a rural district council by means of a rate such rate shall be or shall be deemed to be a special rate.

(3) Nothing in this section shall be deemed to authorise any such urban or rural district council to use any water supplied by the Company under any such guarantee or contract as aforesaid in any part of the district of such council which is beyond the limits of supply and within the limits for the supply of water of any other authority supplying water under parliamentary authority without the consent of such other authority.

Company to
connect
communi-
cation pipes
with mains.

21. Notwithstanding anything contained in any Act or Order relating to the Company the Company shall have the exclusive right of executing any works on any of the water mains of the Company for connecting any communication or service pipe therewith and the Company shall on the request of the owner or occupier of any premises who is entitled to be supplied with water by the

Company execute on any such main any work which shall be necessary to connect the communication or service pipe of such owner or occupier therewith but subject to any obligations of such owner or occupier in relation to the execution of such work and any expenses incurred by the Company in so doing shall be repaid by the owner or occupier so requesting and shall be recoverable summarily as a civil debt. A.D. 1928.

22. The Company may by agreement with any owner or occupier entitled or required to lay maintain repair or remove any communication pipe and for that purpose to open or break up any street within the limits of supply execute such works on behalf of such owner or occupier and any expenses incurred by the Company in so doing shall be repaid by the owner or occupier with whom the agreement is made and shall be recoverable summarily as a civil debt. Power to Company to lay communication pipes.

23. If the owner of any house supplied with water by the Company when so required in pursuance of section 66 (Company not bound to supply several houses by one pipe) of the Act of 1884 fails within a period of three months after the receipt of such requirement to provide a separate pipe from the main into such house the Company may themselves do the work necessary in that behalf and may recover the cost incurred by them in so doing from such owner. As to provision of separate pipe.

24. All engines fittings apparatus and appliances (in this section referred to as "fittings") let by the Company on hire or under a hire-purchase agreement under any statutory powers shall notwithstanding that they be fixed or fastened to any part of any premises in which they may be situate or to the soil under any such premises at all times continue to be the property of and removable by the Company. Provided that such fittings are marked or impressed with a sufficient mark or brand indicating the Company as the actual owners thereof. Provided also that nothing in this section shall affect the amount of the assessment for rating of any premises upon which any such fittings are or shall be fixed. Fittings on hire to remain property of Company.

25.—(1) Where water is supplied by measure the register of the meter or other instrument for measuring water shall be prima facie evidence of the quantity of water consumed and in respect of which any water rate As to register of meter.

A.D. 1928. — or rent is charged and sought to be recovered by the Company. Provided that if the Company and the person to whom the water is supplied differ as to the quantity consumed such difference shall be determined on the application of either party by a court of summary jurisdiction who may also order by which of the parties any costs of the proceedings before them shall be paid and the decision of such court shall be final and binding on all parties.

(2) In the event of any meter used by a consumer of water being proved to register erroneously such erroneous registration shall be deemed to have first arisen during the then last preceding quarter of the year unless it be proved to have first arisen during the then current quarter. The amount of the allowance to be made to or of the surcharge to be made upon the consumer by the Company shall be paid by or to the Company to or by the consumer as the case may be and shall be recoverable in the like manner as rates for water are recoverable by the Company.

Injuring
meters &c.

26.—(1) Every person who wilfully fraudulently or by culpable negligence injures or suffers to be injured any pipe meter or other instrument for measuring water or any fittings belonging to the Company or who fraudulently alters the index to any meter or other instrument for measuring water or prevents any meter or other instrument for measuring water from duly registering the quantity of water supplied or fraudulently abstracts consumes or uses water of the Company shall (without prejudice to any other right or remedy for the protection of the Company) be liable to a fine not exceeding five pounds and the Company may in addition thereto recover the amount of any damage by them sustained.

(2) In any case in which any person has wilfully fraudulently or by culpable negligence injured or suffered to be injured any pipe meter instrument or fittings belonging to the Company or has fraudulently altered the index to any meter or other instrument for measuring water or prevented the same from duly registering the quantity of water supplied or has fraudulently abstracted consumed or used water of the Company the Company may also enter upon the premises occupied by the offender and repair such injury and do all such works matters and things as may be necessary for insuring the

proper registering by such meter of the quantity of water supplied by means thereof and the expense of such repair and of all such works matters and things shall be repaid to the Company by the person so offending and may be recovered by them as water rates are recoverable. The existence of artificial means for causing such injury alteration or prevention or for abstracting consuming or using water of the Company when such pipe meter instrument or fittings is or are under the custody or control of the consumer shall be prima facie evidence that such injury alteration prevention abstraction consumption or use as the case may be has been fraudulently knowingly and wilfully caused by the consumer using such pipe meter instrument or fittings.

A.D. 1928.

27. Before any person connects or disconnects any meter by means of which any of the water of the Company is intended to be or has been registered he shall give not less than twenty-four hours' notice in writing to the Company of his intention to do so and all alterations or repairs and the connecting and disconnecting of meters shall be done at his cost and under due superintendence of any officer of or person authorised by the Company and any person offending against this enactment shall for every such offence be liable to a penalty not exceeding forty shillings.

Notice to Company of connecting or disconnecting meters.

28. The Company may require that any dwelling-house erected after the passing of this Act and situate on land at a higher level than fifty feet below the service reservoir from which a supply of water is furnished by them to such dwelling-house shall be provided with a cistern or cisterns capable of containing a total quantity of water sufficient to provide an adequate supply for such dwelling-house for a period of twenty-four hours and the Company shall not be required to supply any such dwelling-house until the same is provided with a cistern in conformity with the requirements of this section.

Cisterns to be provided for high level supplies.

29. In addition to the powers conferred by section 57 of the Waterworks Clauses Act 1847 any officer of the Company may at all reasonable times between the hour of four o'clock in the afternoon and one hour after sunset enter into any house or premises supplied with water by the Company in order to examine if there be any waste or misuse of such water and if any person hinder any

Extension of power to inspect premises.

[Ch. xlix.] *Rickmansworth and* [18 & 19 GEO. 5.]
Uxbridge Valley Water Act, 1928.

A.D. 1928. — such officer from entering or making such examination as aforesaid he shall for every such offence be liable to a penalty not exceeding five pounds.

Penalty for
closing
valves &c.

30. Every person who shall wilfully (without the consent of the Company) or negligently close or shut off any valve cock or other work or apparatus belonging to the Company whereby the supply of water shall be interfered with shall (without prejudice to any other right or remedy of the Company) be liable on conviction to a penalty not exceeding five pounds and the Company may in addition thereto recover the amount of any damage sustained by them. Provided that this section shall not apply to a consumer closing the valve fixed on his communication pipe.

Penalty for
opening
valves &c.

31. Any person being the owner or occupier of any house or building or part of a house or building or premises to or in respect of which he is not for the time being entitled to a supply or the continuance of a supply of water by the Company who shall without the authority of the Company turn on any valve cock or other work or apparatus attached to any service main or pipe connected with any main of the Company and provided or available for the purposes of affording such supply shall be deemed to commit an offence under section 60 of the Waterworks Clauses Act 1847 and the said section shall extend and apply accordingly.

Power to
hold lands
and
exercise
powers for
protection
of waters.

32.—(1) For the purpose of protecting any of their waters and waterworks against pollution nuisance encroachment or injury the Company may by agreement purchase take on lease and acquire any lands and may hold such lands and any other lands which the Company may have acquired for the purposes of the undertaking so long as they shall deem it necessary or expedient for those purposes.

(2) The Company shall not create or permit the creation or continuance of any nuisance on any lands acquired under this section nor shall they erect any buildings thereon except offices and dwellings for persons in their employment and such buildings and works as may be incident to or connected with the undertaking but the restrictions of this section as to the erection of buildings shall not apply in respect of lands leased or sold by the Company.

(3) The Company may in and upon the lands referred to in subsection (1) of this section construct and lay down drains sewers watercourses and other works and conveniences necessary or proper for the purpose of intercepting or taking all foul waters arising or flowing upon such lands or necessary or proper for preventing the water which the Company are empowered to take from being polluted and the Company may for the purposes aforesaid carry any such drain sewer or watercourse under across and along any street or road traversing the said lands subject and according to the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes.

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(4) The Company may make and carry into effect agreements with the owners lessees or occupiers of any lands within the drainage area of any of the works forming part of the undertaking with reference to the execution by the Company or such owners lessees or occupiers of such works as may be necessary for the purpose of draining such lands or any of them or for more effectually collecting conveying and preserving the purity of the waters authorised to be collected diverted and appropriated by the Company flowing to upon or from such lands directly or derivatively into any of the works forming part of the undertaking.

33. Notwithstanding anything in this or any other Act to the contrary the Company may retain hold and use for such time and for the purposes of the undertaking or may sell lease exchange or otherwise dispose of in such manner and for such consideration and purpose and on such terms and conditions as they may think fit and either in consideration of the execution of works or of the payment of a gross sum or of an annual rent or of any payment in any other form any lands or any interest therein acquired by them under the Rickmansworth and Uxbridge Valley Water Acts and Orders 1884 to 1928 and may sell exchange or dispose of any rents reserved on the sale lease exchange or disposition of such lands or interests therein and may make do and execute any deed act or thing proper for effectuating any such sale lease exchange or other disposition and on any exchange may give or take any money for equality of exchange.

Retention and disposal of lands.

34. The Company may from time to time raise additional capital not exceeding in the whole two hundred

Power to Company

[Ch. xlix.] *Rickmansworth and* [18 & 19 GEO. 5.]
Uxbridge Valley Water Act, 1928.

A.D. 1928.
—
to raise
additional
capital.

thousand pounds by the creation and issue of new ordinary shares or stock or new preference shares or stock or wholly or partially by one or more of those modes respectively but the Company shall not issue any share of less nominal value than ten pounds. Provided that it shall not be lawful for the Company to create and issue under the powers of this section any greater nominal amount of capital than shall after taking into account the premiums or discounts (if any) which may be obtained or allowed respectively on the issue thereof be sufficient to produce the sum of two hundred thousand pounds.

Incidents
of new
capital.

35. Except as is by this Act otherwise provided the capital in new shares or stock created by the Company under this Act and the new shares or stock therein and the holders thereof respectively shall be subject and entitled to the same powers provisions liabilities rights privileges and incidents whatsoever in all respects as if that capital were part of the now existing capital of the Company of the same class or description and the new shares or stock were shares or stock in that capital. The capital in new shares or stock so created shall form part of the capital of the Company.

Dividends
on addi-
tional
capital
limited.

36. The Company shall not in any one year make out of their profits any larger dividend on the additional capital to be raised under the powers of this Act than seven pounds in respect of every one hundred pounds actually paid up of such capital as shall be issued as ordinary capital unless a larger dividend be at any time necessary to make up the deficiency of any previous dividend which shall have fallen short of the said sum of seven pounds per centum per annum or than seven pounds in respect of every one hundred pounds actually paid up of such capital as may be issued as preference capital.

Dividend
on different
classes of
ordinary
capital to
be paid
propor-
tionately.

37. In case in any year or half-year the funds of the Company applicable to dividend shall be insufficient to pay the full amount of the prescribed maximum rate of dividend on each class of ordinary shares or stock in the capital of the Company a proportionate reduction shall be made in the dividend of each class.

A.D. 1928.

38. Except as otherwise expressly provided by the resolution creating the same no person shall be entitled to vote in respect of any new shares or stock to which a preferential dividend shall be assigned.

—
Restrictions
as to votes in
respect of
preference
capital.

39.—(1) All shares or stock (other than debenture stock) issued by the Company after the passing of this Act shall subject to the provisions of this Act be issued in accordance with the provisions of this section.

New shares
or stock
to be sold
by auction
or tender.

(2) All shares or stock so to be issued shall be offered for sale by public auction or tender in such manner at such times and subject to such conditions of sale as the Company shall from time to time determine Provided as follows:—

(a) Notice of the intended sale shall be given in writing to the clerk to the council of any district or county which includes a part of the limits of supply and to the secretary of the London Stock Exchange at least fourteen days before the day of auction or the last day for the reception of tenders as the case may be and shall also be duly advertised once in each of two consecutive weeks in one or more local newspapers circulating within the limits of supply;

(b) A reserve price shall be fixed and notice thereof shall be sent by the Company in a sealed letter to be received by the Board of Trade not less than twenty-four hours before but not to be opened till after the day of auction or last day for the receipt of tenders as the case may be;

(c) No lot offered for sale shall comprise shares or stock of greater nominal value than one hundred pounds;

(d) In the case of a sale by tender no preference shall be given to one of two or more persons tendering the same sum except that the offer by tender of any holder of shares or stock of the Company may be accepted in preference to the offer of the same sum by any person not such a holder as aforesaid and preference may in like manner be given to the offer of any

A.D. 1928.

employee of the Company or consumer of water supplied by the Company;

- (e) In the case of a sale by auction a bid shall not be recognised unless it is in advance of the last preceding bid;
- (f) It shall be one of the conditions of sale that the total sum payable by the purchaser shall be paid to the Company within three months after the date of the auction or of the acceptance of the tender as the case may be.

(3) Any shares or stock which have been so offered for sale and are not sold may be offered at the reserve price to the holders of ordinary and preference shares or stock of the Company in accordance with the provisions of sections 18 19 and 20 of the Companies Clauses Act 1863 and to the employees of the Company and to the consumers of water supplied by the Company in such proportions as the Company may think fit or to one or more of these classes of persons only Provided in a case of an offer to holders of shares or stock that if the aggregate amount of shares or stock applied for shall exceed the aggregate amount so offered as aforesaid the same shall be allotted to and distributed amongst the applicants as nearly as may be in proportion to the amounts applied for by them respectively.

(4) Any shares or stock which have been offered for sale in accordance with subsection (2) or with subsections (2) and (3) of this section and are not sold may be disposed of at such price and in such manner as the directors may determine for the purpose of realising the best price obtainable.

(5) As soon as possible after the conclusion of the sale or sales the Company shall send a report thereof to the Board of Trade stating the total amount of the respective shares or stock sold the total amount obtained as premium (if any) and the highest and lowest prices obtained for the respective shares or stock.

Power to borrow in respect of authorised capital.

40. Subject to the provisions of this Act but without being required to obtain the certificate of a justice under section 40 of the Companies Clauses Consolidation Act 1845 the Company may borrow on

mortgage of the undertaking in respect of the capital which has already been raised by them and in addition to the moneys which they have already borrowed in respect of such capital any sum or sums not exceeding in the whole forty-one thousand nine hundred and twenty pounds being the amount necessary to increase their borrowing powers in respect of such capital to one-half of the amount thereof. A.D. 1928.

41.—(1) Subject to the provisions of this Act the Company may borrow on mortgage of the undertaking any sum or sums not exceeding in the whole one-half part of the amount of the additional capital which at the time of borrowing has been raised under the powers of this Act including the premiums (if any) realised on the sale thereof. Power to borrow in respect of additional capital.

(2) No sum shall be borrowed under or in pursuance of this section until the Company have proved to a justice before he gives his certificate under section 40 of the Companies Clauses Consolidation Act 1845 that the whole of the capital in respect of which such sum is borrowed together with the premiums (if any) realised on the sale thereof has been fully paid up.

42. The Company may create and issue debenture stock subject to the provisions of section 33 (Power to create debenture stock) of the Order of 1917. Debenture stock.

43. All moneys raised or to be raised by the Company on mortgage or by debenture stock under the provisions of the Rickmansworth and Uxbridge Valley Water Acts and Orders 1884 to 1928 shall have priority against the Company and the property from time to time of the Company over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act : Priority of mortgages over other debts.

Provided that this priority shall not affect any claim against the Company or their property in respect of any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease granted or made to or vested in the Company which is entitled to rank in priority to or *pari passu* with the interest on their mortgages or debenture stock.

A.D. 1928.

Priority of
existing
mortgages.

44. The principal moneys secured by all mortgages granted by the Company before the passing of this Act and subsisting at the passing thereof shall during the continuance of such mortgages and subject to the provisions of the Act or Order under which such mortgages were respectively granted have priority over all mortgages granted by virtue of this Act but nothing in this section contained shall affect any priority of the interest of any debenture stock at any time created and issued by the Company.

Appoint-
ment of
receiver.

45. Section 32 (Appointment of receiver) of the Order of 1917 is hereby repealed but without prejudice to any appointment made thereunder or to any proceedings pending at the passing of this Act. The mortgagees of the Company may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver. In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than ten thousand pounds in the whole.

Application
of moneys.

46. All moneys raised under this Act or any other Act or Order relating to the Company including premiums (after deducting from such moneys the expenses of and incidental to the issue of shares or stock under the provisions of any such Act or Order) shall be applied only to purposes to which capital is properly applicable and any sum of money which may arise by way of premium from the issue of such shares or stock shall not be considered as part of the capital of the Company entitled to dividend:

Provided that in any case where a power to raise money by borrowing or to create a reserve or other fund is made proportionate to the paid-up or nominal capital the net premium received from the sale of shares or stock shall for such purpose be reckoned as part of the paid up or nominal capital.

As to back
dividends.

47. Notwithstanding anything in the Waterworks Clauses Act 1847 or any other Act or Order relating to the Company it shall not be lawful for the Company during any year or half-year in which the rates and charges received by the Company exceed by more than

sixteen and two-thirds per centum the rates and charges provided for by section 41 (Rates for supply of water for domestic purposes) of the Act of 1884 and the schedule to that Act to apply any of their funds or profits to the making up of the deficiency of any dividends payable in respect of any previous year or half-year. A.D. 1928. —

48. It shall not be lawful for the Company to carry forward at the end of any year to the credit of the profit and loss (net revenue) account any sum exceeding the total of the following amounts (that is to say) :— Limitation on carry forward.

- (a) the amount required by the Company for paying any dividend or interest which the Company are entitled or required to pay but have not paid in respect of that year;
- (b) an amount equal to the total sum which the Company would be lawfully entitled to distribute as dividends on their preference and ordinary capital in respect of the next following year; and
- (c) an amount equal to the total sum which the Company will be required to pay during the next following year as interest on any mortgages debentures or debenture stock.

49.—(1) The directors may (if they think fit) in any year set apart out of the clear profits of the undertaking such sum as they may determine (subject to the provisions of subsections (2) and (3) of this section) and any sums so set apart may from time to time be invested in Government or other securities and the dividends and interest arising from such securities may also be invested in the same or like securities in order that the same may accumulate at compound interest. The fund so formed shall form a reserve fund to answer any deficiency which may at any time happen in the amount of divisible profits or to meet any extraordinary claim or demand which may at any time arise against the Company and if such fund be at any time reduced it may thereafter be again restored within the limit prescribed by the said subsection (3) and so from time to time as often as such reduction shall happen. Provided that no sum of money shall be taken from the said fund for the purpose of meeting any extraordinary claim or demand unless it be first certified by two justices that the sum so proposed Reserve fund.

A.D. 1928. — to be taken is required for the purpose of meeting an extraordinary claim or demand within the meaning of this section.

(2) The amount which may be carried by the Company in any year to the reserve fund shall not exceed a sum equal to one per centum of the capital of the Company for the time being authorised other than loan capital.

(3) The amount standing to the credit of the reserve fund shall not at any time exceed a sum equal to ten per centum of the capital of the Company for the time being authorised other than loan capital and whenever and so long as the reserve fund amounts to such sum the interest and dividends on the reserve fund shall no longer be invested but shall be applied to any of the general purposes of the undertaking to which the profits of the Company are applicable.

Limit on contingency fund.

50.—(1) The amount which may be carried by the Company in any year to any contingency fund formed under section 122 of the Companies Clauses Consolidation Act 1845 shall not exceed a sum equal to one per centum of the capital of the Company for the time being authorised other than loan capital.

(2) The amount standing to the credit of such contingency fund shall not at any time exceed a sum equal to ten per centum of the capital of the Company for the time being authorised other than loan capital.

Redeemable preference shares or stock and debenture stock.

51.—(1) The Company may create and issue all or any of the preference shares or stock or debenture stock which they may hereafter create and issue under the powers of any of their Acts or Orders (all of which together with any redeemable debenture stock already issued by the Company are in this section included in the expression "stock") so as to be redeemable on such terms and conditions as may be specified in a resolution of the Company passed or to be passed at a special meeting convened for the purpose.

(2) If it is so provided in the resolution the Company may—

- (a) call in and pay off the stock or any part thereof at any time before the date fixed for redemption; and

- (b) redeem the stock or any part thereof either by paying off the stock or by issuing to the holder of any stock subject to his consent other stock in substitution therefor. A.D. 1928. —

(3) For the purpose of providing money for paying off the stock or for the purpose of providing substituted stock the Company may create and issue new stock (either redeemable or irredeemable) or re-issue stock originally created and issued as aforesaid :

Provided that the creation and issue for any such purpose of any particular class of stock does not make the total nominal amount of such stock exceed the amount of that class of stock which the Company are for the time being authorised to create except during the necessary interval between the creation and issue of the new stock and the redemption of the old stock.

(4) The Company shall not redeem out of revenue any stock created and issued as aforesaid.

(5) Any stock created and issued solely in substitution for stock shall not be subject to the provisions of the section of this Act of which the marginal note is "New shares or stock to be sold by auction or tender."

52.—(1) Notwithstanding anything contained in the section of this Act of which the marginal note is "New shares or stock to be sold by auction or tender" the Company with the approval of the Minister of Health may—

Provisions as to sale of shares or stock and payment of commissions.

(a) when ordinary or preference shares or stock of the Company are or is to be issued (and whether or not the then existing ordinary or preference shares or stock are or is at a premium) before offering the shares or stock so to be issued for sale by auction or tender offer the shares or stock to the consumers of water supplied by the Company and persons in the employ of the Company at not less than the then value thereof;

(b) offer for subscription by the public free from the provisions of the said section of this Act (but subject to such conditions as the said Minister may think fit to impose) any shares or stock to be so issued as aforesaid; and

A.D. 1928.

(c) on the offer for sale or subscription by the public of any shares or stock to be so issued as aforesaid or any debenture stock to be issued by the Company after the passing of this Act pay a commission not exceeding five per centum. Provided that the payment of the commission and the amount or rate per centum of the commission paid or agreed to be paid shall be disclosed in every prospectus advertisement or other document of the Company relating to the offer for sale or inviting subscriptions for such shares or stock.

(2) For the purposes of paragraph (a) of subsection (1) of this section the value of any shares or stock at the date of the offer thereof to any consumer or employee shall be deemed to be the average price at which according to the Company's books sales of shares or stock of the same class were effected within the period of six months immediately preceding the date on which the value of the shares or stock is required to be determined or if there has been only one sale or no sale of such shares or stock during such period then the price at which the last sale of such shares or stock was effected making due allowance for any probable change in value since such date due to the accrual or payment of dividend or any other cause.

(3) Nothing in this section shall affect any power of the Company to pay brokerage.

Auditors.

53. The prescribed number of auditors shall be two or the Company may at any time and from time to time appoint any firm to be the auditors of the Company. The auditors or in the case of a firm being so appointed as auditors the members of such firm shall be persons who are members of the Institute of Chartered Accountants or the Society of Incorporated Accountants and Auditors and the auditors need not hold shares or stock of the Company but nothing in this section shall prevent any person who at the date of the passing of this Act is an auditor of the Company continuing to act as such auditor. If and so long as a firm appointed under the provisions of this section are the auditors of the Company the provisions of this Act and of any Act

[18 & 19 GEO. 5.] *Rickmansworth and Uxbridge Valley Water Act, 1928.* [Ch. xlix.]

incorporated herewith relating to the prescribed number of auditors shall not apply to the Company. A.D. 1928. —

54. Notwithstanding anything contained in the Companies Clauses Consolidation Act 1845 or in any Act relating to the Company the ordinary general meeting of the Company shall be held in each year in the month of February or March or at such other time as the directors may appoint and it shall not be obligatory on the Company to hold half-yearly general meetings or to balance their accounts or to make up a balance sheet half-yearly. Ordinary meetings.

55. Notwithstanding anything in the Companies Clauses Consolidation Act 1845 the attorney of any shareholder or stockholder duly authorised in writing may appoint a proxy to vote for and on behalf of the shareholder or stockholder and for that purpose may execute on behalf of the shareholder or stockholder the necessary form of proxy Provided that the instrument appointing the attorney shall be transmitted to the secretary of the Company before or at the same time as the instrument appointing the proxy. As to appointment of proxies.

56. Notwithstanding anything contained in the Companies Clauses Consolidation Act 1845 where several persons are jointly entitled to and registered as holders of any shares or stock any one of those persons may vote at any meeting either personally or by proxy in respect of the shares or stock as if he were solely entitled thereto but if more than one of the joint holders be present at any meeting personally or by proxy that one of the said persons so present whose name stands first on the register in respect of the shares or stock shall alone be entitled to vote in respect thereof Several executors or administrators of a deceased member in whose name any shares or stock stands shall for the purposes of this section be deemed joint holders thereof. Joint holders.

57.—(1) The directors may close the register of transfers of any ordinary or preference shares or stock of the Company for a period not exceeding fourteen days previous to the payment of any interim dividend on any such ordinary or preference shares or stock and may close the register of transfers of debentures or debenture stock or mortgages of the Company for a period not exceeding fourteen days previous to the payment of any Closing of transfer books.

A.D. 1928. interest on any such debentures or debenture stock or mortgages and the directors may in any such case fix a day for the closing of any register which they are authorised to close under the provisions of this section. Seven days' notice of the closing of any such register shall be given by advertisement in some newspaper published and circulating within the limits of supply.

(2) Any transfer of any ordinary or preference shares or stock or of any debentures or debenture stock or mortgages lodged for registration with the Company while the transfer books relating to such ordinary or preference shares or stock or to such debentures or debenture stock or mortgages are so closed shall as between the Company and the person claiming under any such transfer but not otherwise be considered as made subsequently to the declaration of any such dividend or the payment of any such interest as the case may be.

As to shareholders' register.

58. Notwithstanding anything in the Companies Clauses Consolidation Act 1845 it shall not be necessary after the passing of this Act to authenticate the register of the shareholders of the Company by affixing the common seal of the Company to such register.

Notice of candidature of or of opposition to re-election of director.

59. No person not being a retiring director of the Company shall be eligible to be elected a director of the Company at any general meeting unless notice in writing is given to the secretary of the Company or left at the principal office of the Company fourteen days at least before the date of election that such person will be proposed for election as a director of the Company and the secretary of the Company shall during such fourteen days and on the day of election fix a copy of every such notice so delivered in some conspicuous place in such office. No person shall be eligible to be elected a director at any general meeting of the Company unless he shall have been the holder of the qualifying amount of shares or stock for at least three months prior to his election. In the case of a retiring director or directors notice of opposition to his or their re-election shall be given in like manner.

Application of section 87 of Companies

60. Section 87 of the Companies Clauses Consolidation Act 1845 in its application to the Company shall be read and have effect as if the word "shareholder"

where it occurs in that section includes and had always included a director.

Clauses Consolidation Act 1845.

61. In addition to the powers which the directors may exercise under the Companies Clauses Consolidation Act 1845 they may from time to time determine the remuneration of the secretary and auditors of the Company.

Directors may determine remuneration of secretary and auditors.

62.—(1) The directors may grant such gratuities pensions and superannuation allowances or make such other payments as they may think fit to any employee or the personal representatives of any employee or (where in any particular case no adequate provision is in their opinion otherwise made) to the widow or family or any dependant of an employee and they may establish and maintain a fund out of which such gratuities pensions allowances and payments may be granted or made.

Power to grant pensions &c.

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

(3) The directors may subscribe or make donations to any fund raised in case of national emergency and to infirmaries hospitals convalescent homes and other institutions and objects which would be for the benefit of the employees and to the benevolent and sick funds of the employees.

(4) The directors may apply the revenues of the Company for the purposes of this section.

63. Any notice to be served by the Company on a person supplied with water shall be sufficiently authenticated by the signature of the secretary or other officer of the Company for the time being authorised in writing by the directors being affixed thereto in writing or in print or by a stamp or if it be a notice to pay any charge in respect of a supply of water by the name either of the secretary or of such other officer as aforesaid being affixed thereto as aforesaid and any such notice may be served on such person either personally or by sending the same through the post by a prepaid letter addressed to him by name at his last known or usual place of abode

Authentication and service of notices by Company.

A.D. 1928. — or of business or by delivering the same to some inmate at his last known or usual place of abode or business or to any inmate of the premises supplied or if such premises be unoccupied and the place of abode of the person to be served is after proper inquiry unknown it shall in the case of any notice not being a notice to pay any charge be sufficient to affix such notice or a copy thereof upon some conspicuous part of such premises.

Judges not disqualified. 64. A judge of any court or a justice shall not be disqualified from acting in the execution of any Act or Order from time to time relating to the Company by reason of his being liable to any rate.

Contents of summons &c. 65. Where the payment of more than one sum by any person is due under any Act or Order from time to time relating to the Company any summons or warrant issued for the purposes of any such Act or Order in respect of that person may contain in the body thereof or in a schedule thereto all the sums payable by him.

Penalties not cumulative. 66. Penalties imposed under any Act or Order from time to time relating to the Company for one and the same offence shall not be cumulative.

Recovery of penalties &c. 67. Save as otherwise by this Act expressly provided all offences against any Act or Order from time to time relating to the Company and all penalties forfeitures costs and expenses imposed or recoverable under those Acts or any byelaw made in pursuance thereof may be prosecuted and recovered in a summary manner Provided that costs or expenses except such as are recoverable along with a penalty shall not be recovered as penalties but may be recovered summarily as civil debts.

Recovery of demands. 68. Proceedings for the recovery of any demand made under the authority of any Act or Order from time to time relating to the Company whether provision is or is not made for the recovery in any specified court or manner may be taken in any county court having otherwise jurisdiction in the matter provided that the demand does not exceed the amount recoverable in that court in a personal action.

69.—(1) The following enactments are hereby re- A.D. 1928.
pealed (namely) :—

Repeal.

The Act of 1884—

Section 9 (Receipt clause in case of persons not sui juris);

Section 33 (Power to hold lands for protection of works);

Section 34 (Company may sell spare lands of undertaking Reservation of water rights &c. on sale);

Section 50 (Service pipes);

Section 52 (Meters not to be connected or disconnected without notice to Company);

Section 54 (Register of meter to be prima facie evidence);

Section 56 (Fraudulently injuring meter);

Section 70 (Liability to rates not to disqualify justices);

Section 71 (Authentication of notices &c.);

Section 72 (Contents of summons &c.);

Section 73 (Costs of distress);

Section 74 (Penalties not cumulative).

The Order of 1917—

Section 16 (Price of supply by measure);

Section 19 (Fittings let for hire not to be subject to distress);

Section 35 (Preference shares or stock may be created subject to redemption);

Section 38 (Consent of Treasury to raising of money).

The Rickmansworth and Uxbridge Valley Water Company (Capital Issues) Consent 1920.

The Rickmansworth and Uxbridge Valley Water Company (Capital Issues) Consent 1921.

The Rickmansworth and Uxbridge Valley Water Company (Modification of Charges) Order 1922.

[Ch. xlix.] *Rickmansworth and* [18 & 19 GEO. 5.]
Uxbridge Valley Water Act, 1928.

A.D. 1928.

—

(2) The following sections of the Act of 1884 are hereby repealed and that Act shall apply and have effect as if those sections had not been inserted therein (that is to say):—

Section 42 (Rates payable quarterly in advance);

Section 46 (Supply of water to tenements in a row);

Section 47 (Company's officers to enter buildings);

Section 65 (Incoming tenant not liable for arrears); and

Section 67 (Recovery of sums due).

Costs of
Act.

70. All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company and may in whole or in part be paid by the Company as part of their expenses on revenue account to the extent of not exceeding one-third part of such charges and expenses in any one year.

The SCHEDULE referred to in the
foregoing Act.

A.D. 1928.

AUTHORISED CAPITAL OF THE COMPANY.

	Nature of Capital.	Amount authorised.	Total realised.
SHARE CAPITAL.		£ s. d.	£ s. d.
Acts of 1884 and 1885.	10 % Ordinary Shares.	76,000 0 0	76,000 0 0
Act of 1900	7 % Ordinary Shares.	150,000 0 0	96,440 0 0
	4½ % Preference Shares.		53,560 0 0
Order of 1917	7 % "A" Stock	100,000 0 0	99,996 7 0 (including pre- miums).
		£326,000 0 0	£325,996 7 0
LOAN CAPITAL.			
Order of 1917	Debenture Stock	108,666 13 4	42,190 0 0 4 % Debenture Stock. 38,530 0 0 7½ % Redeemable Debenture Stock 27,946 13 4 5 % Debenture Stock. 12,413 6 8 5 % Debenture Stock.
Capital Issues (Consent) 1921	Debenture Stock	12,413 6 8	
		£121,080 0 0	£121,080 0 0

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