



CHAPTER xxxiv.

An Act to provide for the transfer of the gas undertaking of the mayor aldermen and burgesses of the borough of Wokingham to the Yorktown (Camberley) and District Gas and Electricity Company and to confer further powers on such company and for other purposes.

A.D. 1929.

[10th May 1929.]

WHEREAS the Yorktown (Camberley) and District Gas and Electricity Company (in this Act referred to as "the Company") were incorporated by the York Town and Blackwater Gas Act 1904 for the purpose of making and supplying gas within the limits of supply therein described :

And whereas further powers with regard to the supply of gas and electricity were conferred on them by the Acts and Orders set out in the First Schedule to this Act :

And whereas the mayor aldermen and burgesses of the borough of Wokingham (in this Act referred to as "the Corporation") were under the Public Health Act 1875 empowered to supply gas in the borough as then constituted and under the powers of the Wokingham Gas Order 1894 confirmed by the Local Government Board's Provisional Order Confirmation (Gas) Act 1894 (in this Act referred to as "the Order of 1894") the Corporation were authorised to maintain and continue the undertaking of the Wokingham Gas and Coke Company (when

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929. — the same had been acquired by them) and on certain lands scheduled to such order were authorised to maintain continue and construct works for the manufacture and storage of gas and residual products :

And whereas further powers with regard to their gas undertaking were conferred on the Corporation by the Wokingham Gas Order 1899 confirmed by the Local Government Board's Provisional Orders Confirmation (Gas) Act 1899 (in this Act referred to as " the Order of 1899 ") the Wokingham Gas Order 1914 confirmed by the Local Government Board's Provisional Orders Confirmation (Gas) Act 1914 (in this Act referred to as " the Order of 1914 ") the Wokingham Gas (Charges) Order 1923 and the Wokingham Gas Order 1927 (in this Act referred to as " the Order of 1927 ") :

And whereas by the Wokingham (Extension) Order 1927 confirmed by the Ministry of Health Provisional Order Confirmation (Wokingham Extension) Act 1927 the boundary of the borough was extended but (except as therein provided) no powers were conferred on the Corporation to supply gas within the area added to the borough by that Order which area was and is supplied by the Company :

And whereas the area within which the Corporation are supplying gas as aforesaid is surrounded by the area within which the Company are supplying gas and the Corporation have agreed to sell their undertaking to the Company and the Company have agreed to purchase the said undertaking upon the terms hereinafter set forth and it is expedient that the sale and purchase of the said undertaking should be sanctioned as by this Act provided :

And whereas it is expedient that the provisions contained in this Act with respect to the price to be charged by the Company for gas supplied by them in the borough of Wokingham as at present constituted should be made :

And whereas the demand for gas within the Company's and the Corporation's limits of supply has increased and is still increasing and to enable the Company to fulfil their obligations to the public it is expedient that the Company should be authorised to continue the works of the Corporation for the manufacture and storage of gas and residual products and to raise additional capital :

[19 & 20 GEO. 5.] *Yorktown (Camberley)* [Ch. xxxiv.]
and District Gas and Electricity Act, 1929.

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 : A.D. 1929.
—

And whereas the objects of this Act cannot be attained 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 :—

PRELIMINARY.

1. This Act may be cited as the *Yorktown (Camberley) and District Gas and Electricity Act 1929* and this Act and the Acts and Orders set out in the First Schedule to this Act may be cited together as the *Yorktown (Camberley) and District Gas and Electricity Acts and Orders 1904 to 1929.* Short and
collective
titles.

2. The following Acts and parts of Acts are (subject to the provisions of and so far as applicable to the purposes of this Act) hereby incorporated with and form part of this Act (namely)— Incorporation of Acts.

(1) The Gasworks Clauses Act 1847 :

Provided that section 13 of that Act in its application to the Company shall be read as if the words “ or any premises ” were inserted therein after the words “ private building ” and as if the words “ provided that every such contract entered into by the undertakers shall be alike in terms and amount to all consumers of gas supplied in like circumstances and for the same purposes ” were added at the end of that section :

(2) The Gasworks Clauses Act 1871 :

(3) The Companies Clauses Consolidation Act 1845 (except the provisions thereof with respect to the conversion of borrowed money into capital) and Part II (relating to additional capital) and Part III (relating to debenture stock) of the Companies Clauses Act 1863 as amended by subsequent Acts.

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929.

—
Interpreta-
tion.

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

“ The Company ” means the Yorktown (Camberley) and District Gas and Electricity Company ;

“ The borough ” means the borough of Wokingham as constituted at the passing of this Act ;

“ The Corporation ” means the mayor aldermen and burgesses of the borough ;

“ The date of transfer ” means the thirtieth day of September the thirty-first day of December the thirty-first day of March or the twenty-ninth day of June next following the date of the payment by the Company to the Corporation of the sum mentioned in paragraph (a) of subsection 1 of the section of this Act of which the marginal note is “ Consideration for transfer ” ;

“ The Wokingham undertaking ” means the gas undertaking of the Corporation as it exists on the date of transfer and includes all rights of making distributing and supplying gas and all other the rights powers authorities and privileges lands hereditaments easements buildings works plant mains pipes machinery fittings apparatus meters appliances stores and stock in hand and all other real and personal property whatsoever of or belonging or in any way attached to or vested in the Corporation in connection with their gas undertaking as the same respectively exists at the date of transfer and the benefit of all contracts and insurances existing at the date of transfer and relating to the said undertaking and all books accounts deeds documents and vouchers relating solely to the said undertaking but does not include the fourteen cottages known as “ Prospect cottages ” or the four cottages in Gipsy Lane belonging to the Corporation and numbered 17 19 21 and 23 Gipsy Lane or the drain from any of the said cottages under the lands described in the Second

Schedule to this Act or some of them or the air compressors air vessels and works connected therewith used by the Corporation for dealing with the flow of sewage from the borough or any cash in hand or at the bank belonging to or any moneys due or accrued due to the Corporation at the date of transfer in connection with the said undertaking or any liability under any superannuation scheme applicable to the officers or servants of the Corporation;

A.D. 1929.

“ The Order of 1894 ” means the Wokingham Gas Order 1894 confirmed by the Local Government Board’s Provisional Order Confirmation (Gas) Act 1894;

“ The Order of 1899 ” means the Wokingham Gas Order 1899 confirmed by the Local Government Board’s Provisional Orders Confirmation (Gas) Act 1899;

“ The Order of 1914 ” means the Wokingham Gas Order 1914 confirmed by the Local Government Board’s Provisional Orders Confirmation (Gas) Act 1914;

“ The Order of 1927 ” means the Wokingham Gas Order 1927;

“ The Wokingham Gas Orders ” means the Order of 1894 the Order of 1899 the Order of 1914 the Wokingham Gas (Charges) Order 1923 the Order of 1927 and so much of the Wokingham (Extension) Order 1927 confirmed by the Ministry of Health Provisional Order Confirmation (Wokingham Extension) Act 1927 as relates to the gas undertaking of the Corporation;

“ The Wokingham limits ” means the limits within which the Corporation are authorised to supply gas;

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

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

“ The undertaking ” means the gas undertaking and the electricity undertaking;

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929.
—

“The existing limits of supply” means the limits within which the Company are authorised to supply gas immediately before the passing of this Act;

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

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

“The Act of 1904” means the York Town and Blackwater Gas Act 1904;

“The Act of 1928” means the York Town and Blackwater Gas and Electricity Act 1928.

ACQUISITION OF WOKINGHAM UNDERTAKING.

Transfer of
Wokingham
under-
taking to
Company.

4. As from the date of transfer the Wokingham undertaking shall become and be transferred to and vested in the Company upon and subject to the terms and conditions of this Act and freed and discharged from all mortgages debts and liabilities of the Corporation on capital account.

Considera-
tion for
transfer.

5.—(1) As consideration for the aforesaid transfer and vesting the Company shall pay to the Corporation in cash—

(a) within three months from the date of the passing of this Act the sum of thirty-five thousand six hundred pounds;

(b) within one month from the date of transfer a sum to be agreed as the value at the date of transfer of tools meters other loose plant and stores in so far as they are in stock and not in use and of coal and residual products in the hands of the Corporation at the date of transfer as part of the Wokingham undertaking.

(2) The Corporation shall pay and discharge all outgoings and liabilities of every kind properly chargeable to revenue up to the date of transfer and shall be entitled to all rents profits and other income on revenue account from the gas undertaking up to the date of transfer and

[19 & 20 GEO. 5.] *Yorktown (Camberley)* [Ch. xxxiv.]
and District Gas and Electricity Act, 1929.

when necessary for the purpose of giving effect to the provisions of this Act such outgoings and liabilities rents profits and income (including income and outgoings under current contracts and engagements) shall be apportioned between the Corporation and the Company as on the date of transfer and any such rents profits and income attributable to the period prior to the date of transfer but not due or payable at the date of transfer shall when due so far as may be reasonably possible be recovered by the Company who shall if and so far as they recover the same pay to the Corporation the proportion of such rents profits and income due to them in respect of the period ending on the date of transfer. A.D. 1929.

(3) Any sums payable by or to the Company to or by the Corporation under this section other than the sum mentioned in paragraph (a) of subsection (1) of this section shall be agreed between the respective engineers of the Corporation and the Company or failing such agreement shall be referred to a single arbitrator to be agreed between the Company and the Corporation or failing such agreement to be appointed by the President of the Institution of Gas Engineers and the provisions of the Arbitration Act 1889 shall apply to the reference.

(4) If the sum mentioned in paragraph (b) of subsection (1) of this section as part of the consideration for the aforesaid transfer and vesting is not ascertained before the date of transfer the date of the final ascertainment of the amount thereof shall for the purpose of section 12 of the Finance Act 1895 (which relates to stamp duty on property vested by Act of Parliament) be treated as the date of vesting.

6.—(1) The sum payable to the Corporation under paragraph (a) of subsection (1) of the section of this Act of which the marginal note is "Consideration for transfer" shall be applied by the Corporation in the discharge of any outstanding mortgages securities debts or liabilities on capital account incurred by them for the purposes of the Wokingham undertaking and after such discharge either shall be applied to such capital purposes as the Minister of Health may approve or shall be invested by the Corporation in any securities in which trustees are authorised to invest trust moneys and the interest dividends or other annual proceeds of such investments credited to the general rate fund. Application of payments to Corporation.

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929.

(2) The sum paid to the Corporation under paragraph (b) of the said subsection shall be credited by the Corporation to the general rate fund.

(3) The net sum payable to or by the Corporation under subsection (2) of the said section of which the marginal note is "Consideration for transfer" shall be credited to or paid out of the general rate fund of the borough.

Receipt for
considera-
tion money.

7. The receipt in writing of the treasurer of the borough for any money paid by the Company to the Corporation in pursuance of this Act shall be a proper and effectual discharge to the Company in respect of the sum which in such receipt shall be acknowledged to have been received and the Company shall not be bound to see to the proper application thereof or be answerable or accountable for the loss misapplication or non-application thereof and if from any cause the Company are unable to obtain such a receipt from the said treasurer for any money due to the Corporation they may pay the same into the Bank of England in the name of the Paymaster-General for and on behalf of the Supreme Court to the credit of an account to be opened in the matter of this Act and a receipt shall be given to the Company by the cashier of the said bank for the money so paid which shall have the same effect as a receipt in writing of the said treasurer.

Evidence of
transfer.

8. The production of a King's Printer's copy of this Act duly stamped together with a receipt for the moneys payable to the Corporation under subsection (1) of the section of this Act of which the marginal note is "Consideration for transfer" purporting to be signed by the treasurer of the borough or by the cashier of the Bank of England shall be conclusive evidence in all courts and proceedings of the transfer to and vesting in the Company of the Wokingham undertaking.

Reservation
of ease-
ments to
Corporation.

9. From and after the transfer of the Wokingham undertaking from the Corporation to the Company there shall be reserved to the Corporation an easement or right across and under the lands described in the Second Schedule to this Act or any of them of maintaining the drain referred to in the definition of "the Wokingham undertaking" contained in this Act and by the officers

[19 & 20 GEO. 5.] *Yorktown (Camberley)* [Ch. xxxiv.]
and District Gas and Electricity Act, 1929.

and servants of the Corporation of entering upon the said lands and executing all necessary works for the purpose of maintaining the said drain in proper order and condition : A.D. 1929.
—

Provided that the Corporation before entering upon the said lands for the purpose of executing such works shall give seven days' previous notice in writing to the Company of their intention so to do (except in case of emergency) and shall in executing such works cause as little inconvenience as possible to the Company's property rights and interests and shall make good any injury to the Company's lands and works and restore the same to as good a condition as they were in before such entry and execution of such works and shall indemnify the Company against all loss damage or injury occasioned thereby.

10. All deposits which at the date of transfer are in the hands of the Corporation on account of any consumers of gas supplied by the Corporation shall be paid over to the Company as trustees for those consumers : As to consumer's deposits.

Provided that the Corporation may if they think fit retain out of the deposit of any consumer any debt owing to them at the date of transfer from the consumer for any gas supplied or as rent for any meters or fittings or for any charge incurred for fitting or maintenance.

11. The Company shall take over and employ William Peters Tucker and Charles Thomas May (the manager and accountant respectively of the Wokingham undertaking) at a salary of four hundred and fourteen pounds and three hundred and twelve pounds per annum respectively for a period of twelve months from the date of transfer and the Company shall not discharge them or either of them from their service during such period (except for serious misconduct) and at the end of such period may continue to employ them on such terms and conditions as may then be agreed : As to certain officers of Corporation.

Provided that should the said William Peters Tucker or Charles Thomas May decide not to enter the service of the Company at the date of transfer or at the end of the said period of twelve months elect not to continue in such service or if the Company decide

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929. — not to continue to employ them or either of them they or either of them shall receive as compensation from the Company for loss of office a sum equivalent to seven years' purchase of the above-mentioned salaries.

Extension of limits of supply. **12.**—(1) As from the date of transfer the Wokingham limits shall be added to the existing limits of supply.

(2) Subject to the provisions of this Act the Company shall have and may exercise within the Wokingham limits all and the like rights powers privileges and authorities and be subject to all and the like duties and obligations as they now have and are subject to within the existing limits of supply.

Repeal of Corporation's Gas Orders. **13.** The Wokingham Gas Orders as defined by this Act are hereby repealed as from the date of transfer.

Maintenance of gasworks &c. **14.** Subject to the provisions of this Act the Company may upon the lands described in the schedules to the Order of 1894 the Order of 1899 the Order of 1914 and the Order of 1927 (which schedules are set out in the Second Schedule to this Act) while they are possessed of the same maintain erect alter and improve and renew gasworks with all necessary machinery and apparatus and do all such acts as may be proper for making and storing gas and for supplying gas within the limits of supply and may also upon the said lands work up and convert the residual products arising directly or indirectly from the manufacture of gas.

Subsidiary provisions relating to transfer. **15.** Notwithstanding the transfer to and vesting in the Company of the Wokingham undertaking and the repeal of the Wokingham Gas Orders the following provisions shall have effect :—

(1) All conveyances deeds leases contracts agreements and other instruments affecting the Corporation in respect of the Wokingham undertaking and in force at the date of transfer shall (except as in this Act otherwise provided) be read and construed and be as binding and of as full force and effect against or in favour of the Company and may be enforced as fully and effectually as if instead of the Corporation the Company had been a party

thereto or bound thereby or entitled to the benefit thereof : A.D. 1929.

- (2) All books and documents relating to the Wokingham undertaking which if this Act had not been passed would have been evidence for or against the Corporation in respect of any matter which has occurred since the date of transfer shall be evidence to the same extent in respect of the same or the like matter for or against the Company :
- (3) All persons who at the date of transfer have in their possession or under their control any books documents papers moneys or effects forming part of or relating solely to the Wokingham undertaking shall account for and deliver up the same to the Company or to such persons as the Company may appoint and subject to the same consequences on refusal or neglect as if those persons had become possessed of such books documents papers moneys or effects for the Company :
- (4) Any officer of the Company or other person duly authorised by them in writing under the hand of their secretary shall be entitled at all reasonable times without payment to inspect and take copies of or extracts from any books documents or papers relating to the Wokingham undertaking and retained in the possession or under the control of the Corporation or of any officer of the Corporation :
- (5) All rents rates and charges and other sums which at the date of transfer are due or payable or accruing due or payable in connection with the Wokingham undertaking shall notwithstanding anything in this Act if they were or had accrued due at the date of transfer be collected and recovered and enforced by the Corporation and if they have become or accrued due or payable since the date of transfer be collected and recovered and enforced by the Company in the same manner as the Corporation might have collected recovered and enforced them and in either case shall where necessary be apportioned

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 Geo. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929.

in the manner provided by the section of this Act of which the marginal note is "Consideration for transfer" :

- (6) Without prejudice to any necessary apportionment under the provisions of the section of this Act of which the marginal note is "Consideration for transfer" all outgoings and liabilities which at the date of transfer are due or payable in respect of the Wokingham undertaking shall notwithstanding anything in this Act continue due and payable and be paid and discharged by the Corporation if they were due at the date of transfer and by the Company if the same have become due since the date of transfer.

SUPPLY OF GAS.

Price of gas.

16. Notwithstanding anything contained in this Act for a period of seven years following the date of transfer the Company shall not charge a higher price than thirteen pence per therm for gas supplied to persons who consume the same by meter within the limits of supply other than the parishes of Twyford Wargrave Saint Nicholas Hurst and Ruscomb in the rural district of Wokingham in the county of Berks unless the cost and charges of and incidental to the production and supply of gas by the Company have increased above those obtaining on the thirty-first day of December one thousand nine hundred and twenty-eight owing to circumstances beyond the control of or which could not reasonably have been avoided by the Company.

As to supply of gas in borough of Wokingham.

17.—(1) Notwithstanding anything contained in this Act the price to be charged by the Company for gas supplied to ordinary meter consumers within the borough from and after the reading of the meter indices in respect of the quarter ending on the date of transfer shall be one penny per therm less than that charged by the Company to ordinary meter consumers in the parish of Wokingham Without in the rural district of Wokingham.

(2) The price of gas in the borough shall not be taken into account in ascertaining the rate of dividend payable on the ordinary stock of the Company.

[19 & 20 GEO. 5.] *Yorktown (Camberley)* [Ch. xxxiv.]
and District Gas and Electricity Act, 1929.

(3) Between the date of transfer and the reading of the meter indices in respect of the quarter ending on the date of transfer the terms and conditions on which gas shall be supplied by the Company in the Wokingham limits and the quality and pressure of and the price which may be charged for gas so supplied shall notwithstanding the repeal of the Wokingham Gas Orders or any other provision of this Act be the terms and conditions quality pressure and price prescribed by the Wokingham Gas Orders 1894 to 1927 and not those prescribed by the Yorktown (Camberley) and District Gas Acts and Orders 1904 to 1928. A.D. 1929.

FINANCIAL AND MISCELLANEOUS.

18. The Company may from time to time raise by the creation and issue of consolidated ordinary stock and consolidated preference stock of the Company or by either of those modes additional capital to such an amount as shall be sufficient to produce after taking into account premiums and discounts (if any) which may be obtained or allowed on the issue thereof the sum of forty thousand pounds. Additional capital.

The provisions of the Act of 1928 as to raising additional capital shall apply to any capital raised under the provisions of this Act.

19. The Company may subject to the provisions of this Act borrow on mortgage of the undertaking or by the issue of debenture stock in accordance with section 36 of the Act of 1904 any sum or sums not exceeding in the whole one half of the amount of the additional capital authorised by this Act but no sum shall be borrowed in respect of any capital so raised until the Company have proved to a justice (before he gives a certificate under section 40 of the Companies Clauses Consolidation Act 1845) that the amounts payable in respect of such capital at the time issued together with the premiums (if any) realised on the sale thereof have been fully paid up and have not been repaid. Additional borrowing powers.

The provisions of the Act of 1928 as to priority of mortgages over other debts and issue of redeemable stock shall apply to any borrowing powers under the provisions of this Act.

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929.

—
Application
of money.

20. All money raised under this Act including premiums 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 stock under the provisions of this Act shall not be considered as part of the capital of the Company entitled to dividend.

Priority of
existing
mortgages.

21. 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.

22. The mortgagees of the undertaking may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver and 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 one-tenth of the amount for the time being borrowed by the Company.

Power to
subscribe
towards
capital of
other
companies.

23. The Company may subject to the conditions hereinafter in this section prescribed with the authority of three-fourths of the votes of the shareholders present in person or by proxy at a general meeting of the Company specially convened for the purpose—

- (a) Subscribe towards the capital of another company and the Company may take and hold shares or stock in the capital of such other company in respect of such subscription;
- (b) Guarantee or join with others in guaranteeing the payment of interest or dividends or other annual payments on any shares stock or loan of any other company;
- (c) Lend money on mortgage of the undertaking of any such other company:

Provided that no sum shall be subscribed guaranteed or lent under this section except only to an amount

approved by the Board of Trade or the Electricity Commissioners as the case may be (which approval the said Board or Commissioners are hereby empowered to give) but the Board or Commissioners before giving such approval shall satisfy themselves that such subscription guarantee or loan would conduce to the development of the output of gas or electricity by the Company as the case may be or the turning to the best account the residuals and resources generally of the Company :

A.D. 1929.

Provided further that any capital appropriated for the purpose of any subscription or loan under this section shall be within the limit of the total amount of capital for the time being authorised.

24. The Company and any company authorised to supply gas or electricity as the case may be under parliamentary powers in any district adjacent to the limits of supply or the area of supply of the Company may with the approval of the Board of Trade or the Electricity Commissioners as the case may be to be signified in writing under the hand of the secretary or an assistant secretary of the said Board or Commissioners enter into and carry into effect any agreement with each other in regard to all or any of the following purposes :—

Agreements
between
Company
and other
gas and
electricity
companies.

The use or the participation in the use of or in any benefit of any premises plant organisation operations or other facilities belonging to enjoyed by carried on or provided wholly or partly by the Company in relation to the manufacture and sale of gas or products arising in such manufacture or the production generation and sale of electricity or provision of any such facilities;

The purchase transport landing and delivery of coal in relation to the manufacture of gas or the production and generation of electricity and the dispatch or disposal of residual products arising in the manufacture of gas;

The carrying out of scientific research in relation to coal and such residual products as aforesaid;

The extension provision maintenance or use of any laboratories and apparatus for such research

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929.

and the use or benefit of any results or discoveries arising thereby;

The provision of any buildings works or plant for the purpose of enabling either party to such agreement to give a supply of gas or electricity in bulk to the other of them;

The provision of moneys for carrying into effect any such agreement; and

Any matters or things incidental to or connected with any of the purposes aforesaid.

The Company and any company entering into any such agreement shall remain and be subject to all and the same obligations and liabilities to all persons not being parties to any such agreement as they would have been subject to if such agreement had not been entered into.

The Company and any company when submitting to the Board of Trade or the Electricity Commissioners any proposals for an agreement under this section shall furnish particulars of such proposals to every local authority having jurisdiction either within the limits of supply or the area of supply or of any company who are a party to any such agreement and the said local authorities shall respectively be entitled to make representations to and be heard by the said Board or Commissioners thereon before the agreement embodying such proposals is approved by the said Board or Commissioners.

Nothing contained in this section shall empower the Company or any such company as aforesaid to lay any mains or interfere with any street beyond their respective limits of supply or area of supply or to work up and convert residual products arising from the manufacture of gas except in accordance with the provisions of and subject to the restrictions imposed by the Acts or Orders by which the Company or such other company are authorised to work up and convert residual products.

In this section the expression "local authority" has the same meaning as in the Gas Regulation Act 1920.

Securities
may be
taken as
considera-
tion.

25. Any agreement entered into under the immediately preceding section of this Act may provide that any consideration being in the nature of a capital payment and payable thereunder by either of the parties

[19 & 20 GEO. 5.] *Yorktown (Camberley)* [Ch. xxxiv.]
and District Gas and Electricity Act, 1929.

thereto to the other of them may be satisfied wholly or in part by the allotment of such shares or stock in the capital of the company from whom such consideration is due or such debentures or debenture stock of such company as shall be agreed upon between the parties or partly by the one and partly the other of such modes as may be so agreed and thereupon it shall be lawful for either of the parties to issue such shares stock or debentures or debenture stock accordingly and all shares or stock so issued shall for all purposes be deemed fully paid up :

A.D. 1929.

Provided that in estimating the extent to which any such consideration is satisfied by any shares or stock issued under the provisions of this section the shares or stock shall be taken at the average price at which according to the books of the company issuing the same sales of similar shares or stock were effected within the period of six months immediately preceding the issue thereof or if there has been only one sale or no sale of similar shares or stock within the said period then at the price at which the last sale of similar shares or stock was effected making due allowance in each case for any enhancement of value by reason of any accrued dividend.

The price at which such shares or stock are or is to be issued shall be determined in accordance with the provisions of this section.

26.—(1) The directors of the Company may at any time appoint any person being a director of any company which has entered into an agreement with the Company under this Act to be a director of the Company and for such purpose the number of the directors of the Company limited by section 48 of the Act of 1904 may be increased by such number being not more than two as is necessary to allow of such appointment.

Additional
directors in
certain
cases.

(2) Any such increase if made may continue in force so long as the person in respect of whom it is made is in office as a director by virtue of the provisions of this section but no longer and in no event shall there be at the same time more than two persons holding office as directors under such provisions and no person shall hold such office thereunder except during the continuance of such agreement.

(3) No person shall be appointed a director by virtue of the provisions of this section unless he has

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929. — the qualification prescribed by section 33 of the Act of 1928.

Loans to
other com-
panies and
exchange of
securities.

27. In any case in which the Company and any other company have entered into any agreement authorised by this Act the Company may effect exchanges of stock or securities of the Company with proprietors of stock shares or securities of such other company or may with the approval of the Board of Trade to be signified in writing under the hand of a secretary or an assistant secretary of the said Board lend money to such other company to such extent as in the opinion of the directors of such other company will be of advantage for furthering the purposes of such agreement including reduction in the price of gas or electricity.

Costs of
Act.

28. All costs charges and expenses of and incidental 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 charged against revenue.

[19 & 20 GEO. 5.] *Yorktown (Camberley)* [Ch. xxxiv.]
and District Gas and Electricity Act, 1929.

The SCHEDULES referred to in the
foregoing Act.

A.D. 1929.
—

FIRST SCHEDULE.

ACTS AND ORDERS RELATING TO THE COMPANY.

The York Town and Blackwater Gas Act 1904 (4 Edw. 7. c. xxxvi).

The York Town and Blackwater Gas (Electric Lighting &c.) Act 1909 (9 Edw. 7. c. xxxiii).

The Order made by the Minister of Transport dated 11th November 1921 relating to prices for electricity.

The York Town and Blackwater Gas (Charges) Order 1921 (S. R. & O. 1921 No. 2054).

The York Town and Blackwater Gas Order 1922 (S. R. & O. 1922 No. 1319).

The York Town and Blackwater Gas Order 1924 (S. R. & O. 1924 No. 270).

The York Town and Blackwater Gas and Electricity Act 1928 (18 & 19 Geo. 5. c. xlii).

SECOND SCHEDULE.

EXISTING GAS LANDS.

THE SCHEDULE TO THE ORDER OF 1894.*

All that piece of land together with the gasworks and other buildings thereon belonging to the Wokingham Gas and Coke Company situate in the parish and borough of Wokingham in the county of Berks containing 1920 square yards or thereabouts on the east side of and adjoining the high road leading from Wokingham to Sandhurst and Finchampstead and called the Finchampstead Road and having a frontage to that road of 110 feet or thereabouts and bounded on or towards the north by

[Ch. xxxiv.] *Yorktown (Camberley) [19 & 20 GEO. 5.]
and District Gas and Electricity Act, 1929.*

A.D. 1929. — property belonging or reputed to belong to Mrs. Warwick and Messrs. Brakspear and on or towards the south by property belonging or reputed to belong to Mr. Arthur Everest and Mr. William Neal.

THE SCHEDULE TO THE ORDER OF 1899.

All that piece of land situate at the rear of Portland Place in the borough containing 1423 square yards or thereabouts adjoining and on the north-east side of the land on which the existing gasworks of the Corporation are situate bounded on the north and north-east by a new road called Norton Road on the east and south-east by property belonging to or reputed to belong to Tom Dowsett on the south by the existing gasworks of the Corporation and on the west and north-west partly by property belonging to or reputed to belong to Mrs. Warwick and partly by property belonging to or reputed to belong to Mrs. White.

THE SCHEDULE TO THE ORDER OF 1914.

A piece of land in the parish of Wokingham Within in the borough containing .577 of an acre or thereabouts forming the site of twelve messuages cottages or tenements with the out-buildings gardens and appurtenances thereto respectively belonging and respectively known as Nos. 1 to 12 (inclusive) Prospect Place Finchampstead Road which said premises are bounded on or towards the north-east by property belonging or reputed to belong to Mesdames Monger and Dearlove on or towards the north-west by the Finchampstead Road aforesaid and on or towards the south and south-east by land on which the existing gasworks of the Corporation are situate.

THE SCHEDULE TO THE ORDER OF 1927.

First a piece of land with dwelling-houses thereon known as Nos. 17 19 21 and 23 Gipsy Lane with a frontage to Gipsy Lane of eighty-nine feet a width at the rear boundary of one hundred and seventeen feet a depth on the south side of two hundred and forty-two feet and on the north side of one hundred and forty-five feet and bounded on the south by the lands and premises known as Nos. 21 23 25 27 29 31 33 35 and 37 Carey Road and 25 Gipsy Lane on the east by Gipsy Lane on the north by land belonging or reputed to belong to the Wokingham Foresters and on the north-west partly by the land secondly and thirdly described in this schedule and partly by the land described in the Order of 1899.

Secondly a piece of land belonging or reputed to belong to the Corporation forming a continuation of Norton Road and having

[19 & 20 GEO. 5.] *Yorktown (Camberley)* [Ch. xxxiv.]
and District Gas and Electricity Act, 1929.

a width on the north-east of sixty-seven feet and on the south-west of seventy-two feet and a depth from north-east to south-west of thirty-five feet bounded on the south-east by the lands first described in this schedule on the south-west by the land described in the Order of 1899 on the north-west by Norton Road and on the north-east by the land thirdly described in this schedule.

A.D. 1929.

Thirdly a piece of land with a uniform depth from north-east to south-west of twenty-two feet and a uniform width from north-west to south-east of sixty-seven feet bounded on the south-west by the land secondly described in this schedule on the north-west and north-east by land belonging or reputed to belong to the trustees of the late Tom Dowsett and on the south-east by the land first described in this schedule.

Printed by EYRE and SPOTTISWOODE, LTD.,
FOR

WILLIAM RICHARD CODLING, Esq., C.B., C.V.O., C.B.E., the King's Printer of
Acts of Parliament.

To be purchased directly from H.M. STATIONERY OFFICE at the following addresses :
Adastral House, Kingsway, London, W.C.2; 120, George Street, Edinburgh;
York Street, Manchester; 1, St. Andrew's Crescent, Cardiff;
15, Donegall Square West, Belfast;
or through any Bookseller.

