



CHAPTER lxi.

An Act to provide for the transfer to the East Surrey Water Company of the undertakings of the Limpsfield and Oxted Water Company and the Chelsham and Woldingham Waterworks Company Limited to extend the area of supply of the East Surrey Water Company and authorise them to raise additional capital and for other purposes. A.D. 1930.

[4th June 1930.]

WHEREAS by the Caterham Spring Water Company's Act 1862 the East Surrey Water Company (then called "the Caterham Spring Water Company" and hereinafter referred to as "the Company") were incorporated for the purpose of supplying with water certain places in the county of Surrey and the various Acts and Orders mentioned in the First Schedule to this Act have been passed in reference to the Company and the Company's area of supply has been extended :

And whereas the Limpsfield and Oxted Water Company (hereinafter referred to as "the Limpsfield Company") were incorporated by the Limpsfield and Oxted Water Act 1888 and by that Act and by the Limpsfield and Oxted Water Act 1902 were authorised to continue or construct and to maintain a pumping station at Paines Hill in the parish of Limpsfield and a pumping station at Westwood in the parish of Tatsfield both in the rural district of Godstone and other works and to supply water in the area hereinafter mentioned and to exercise other powers :

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And whereas the Chelsham and Woldingham Waterworks Company Limited (hereinafter referred to as "the Chelsham Company") were by the Chelsham and Woldingham Water Order 1910 authorised to continue or construct and to maintain a pumping station in the parish of Chelsham in the rural district of Godstone and other works and to supply water in the area hereinafter mentioned and to exercise other powers :

And whereas the rates and charges which the Limpsfield Company and the Chelsham Company are authorised to demand for water supplied by them respectively have been respectively modified by the Limpsfield and Oxted Water Company (Modification of Charges) Order 1923 and the Chelsham and Woldingham Waterworks Company Limited (Modification of Charges) Order 1923.:

And whereas the area of supply of the Limpsfield Company under the aforesaid Acts relating to that company as amended by the Water Orders Confirmation Act 1910 which confirmed the said Chelsham and Woldingham Water Order 1910 comprises the parish of Tatsfield and parts of the parishes of Limpsfield Oxted and Titsey in the rural district of Godstone in the county of Surrey and the parishes of Cowden and Edenbridge and part of the parish of Westerham in the rural district of Sevenoaks in the county of Kent :

And whereas the Limpsfield Company are not supplying water in so much of the said parish of Tatsfield as is also within the area of supply of the Metropolitan Water Board as successors of the Kent Waterworks Company but are supplying water beyond their area of supply in the parishes of Chiddingstone and Hever and in the portion of the parish of Brasted known as Brasted Detached and in part of the parish of Penshurst all in the rural district of Sevenoaks in the county of Kent :

And whereas the area of supply of the Chelsham Company as amended by the Water Orders Confirmation Act 1912 which confirmed the East Surrey Water Order 1912 comprises so much of the parishes of Chelsham and Woldingham in the said rural district of Godstone as is not within the area of supply of the Company and so much of the said parishes of Oxted Limpsfield and Titsey as is not now within the area of supply of the Limpsfield Company :

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And whereas the respective areas of supply of the Company the Limpsfield Company and the Chelsham Company adjoin and the Company have agreed with the Limpsfield Company and the Chelsham Company respectively for the acquisition by the Company of the respective undertakings of those companies on the terms set forth in this Act and it is expedient that such acquisition be sanctioned and that the area of supply of the Company be extended to include the areas in which the Limpsfield Company and the Chelsham Company are now supplying water :

And whereas statements of the authorised and issued share and loan capital of the Company and the Limpsfield Company are respectively set out in the Second and Third Schedules hereto :

And whereas the issued capital of the Chelsham Company consists of—

350 preference shares of £10 each fully paid up ;

320 ordinary shares of £10 each fully paid up ;

386 ordinary shares of £10 each paid up to the extent of £3,310 ;

£5,500 five per centum mortgage debentures :

And whereas it is expedient to authorise the Company to raise further capital and to confer further powers on the Company as in this Act contained and that the other provisions of this Act be enacted :

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

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

1.—(1) This Act may be cited as the East Surrey Water Act 1930. Short and collective titles.

(2) The East Surrey Water Acts and Orders 1862 to 1927 and this Act may together be cited as the East Surrey Water Acts and Orders 1862 to 1930.

2. The following Acts so far as applicable for the purposes of this Act and not inconsistent with the provisions of the existing Acts and Orders or this Act are Incorporation of Acts.

A.D. 1930. (subject to the provisions of the existing Acts and Orders and this Act) hereby incorporated with this Act (namely):—

The Companies Clauses Consolidation Act 1845 except the provisions thereof with respect to the conversion of borrowed money into capital;

The Companies Clauses Act 1863 as amended by subsequent Acts except Part IV;

The Lands Clauses Acts except the provision thereof with respect to the purchase and taking of lands otherwise than by agreement and with respect to the entry upon lands by the promoters of the undertaking;

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

Interpreta-
tion.

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

“The Company” means the East Surrey Water Company;

“The undertaking” means the undertaking of the Company for the time being authorised;

“The Order of 1912” means the East Surrey Water Order 1912;

“The Act of 1921” means the East Surrey Water Act 1921;

“The Act of 1927” means the East Surrey Water Act 1927;

“The existing Acts and Orders” means the East Surrey Water Acts and Orders 1862 to 1927;

“East Surrey B shares” means ordinary shares in the capital of the Company of £10 each entitled to a maximum dividend of 7 per centum per annum;

“East Surrey debenture stock” means East Surrey Water Company 4 per centum consolidated debenture stock;

- “The Limpsfield Company” means the Limpsfield A.D. 1930.
and Oxted Water Company;
- “The Limpsfield Act 1888” means the Limpsfield
and Oxted Water Act 1888;
- “The Limpsfield Act 1902” means the Limpsfield
and Oxted Water Act 1902;
- “The Limpsfield Acts and Order” means the
Limpsfield Act 1888 the Limpsfield Act 1902
and the Limpsfield and Oxted Water Company
(Modification of Charges) Order 1923 (S.R. & O.
1923 No. 851);
- “The Limpsfield undertaking” means the under-
taking of the Limpsfield Company and includes
(subject to the provisions of this Act) all wells
boreholes pumping stations reservoirs mains
pipes and other waterworks lands buildings
goods chattels stocks and stores of all kinds
moneys credits bills notes powers rights privi-
leges and authorities and all other the real and
personal property whatsoever and wheresoever
of or belonging to or in any way attaching to or
vested in the Limpsfield Company at the date
of transfer including things in action and the
full benefit of all contracts and agreements
entered into by the Limpsfield Company which
shall be subsisting at that date but subject
(except as in this Act otherwise expressly
provided) to all debts liabilities and obligations
of the Limpsfield Company which shall be
subsisting at that date;
- “Limpsfield 10 per centum shares” means shares
in the capital of the Limpsfield Company of £10
each entitled to a maximum dividend of 10 per
centum per annum;
- “Limpsfield 7 per centum shares” means shares
in the capital of the Limpsfield Company of
£10 each entitled to a maximum dividend of
7 per centum per annum;
- “Limpsfield shares” includes Limpsfield 10 per
centum shares and Limpsfield 7 per centum
shares;
- “Limpsfield 4 per centum debenture stock” means
debenture stock issued by the Limpsfield

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Company and entitled to interest at the rate of 4 per centum per annum;

“Limpsfield 5 per centum debenture stock” means debenture stock issued by the Limpsfield Company and entitled to interest at the rate of 5 per centum per annum;

“Limpsfield debenture stock” includes Limpsfield 4 per centum debenture stock and Limpsfield 5 per centum debenture stock;

“The Chelsham Company” means the Chelsham and Woldingham Waterworks Company Limited;

“The Chelsham Order 1910” means the Chelsham and Woldingham Water Order 1910;

“The Chelsham undertaking” means the undertaking of the Chelsham Company and includes (subject to the provisions of this Act) all wells boreholes pumping stations reservoirs mains pipes and other waterworks lands buildings goods chattels powers rights privileges and authorities and all other the real and personal property whatsoever and wheresoever of and belonging to or in any way attaching to or vested in the Chelsham Company at the date of transfer including things in action and the full benefit of all contracts or agreements entered into by the Chelsham Company which shall be subsisting at that date but not including—

(i) stocks and stores of coal coke oil tools and materials;

(ii) cash in hand and at the bank and securities for money;

(iii) investments representing the reserve fund of the Chelsham Company;

(iv) book debts due on revenue account;

(v) office furniture fittings and fixtures; and

(vi) the directors' minute books and other books and papers relating exclusively to the shareholders and mortgagees of the Chelsham Company;

and freed and discharged (except as in this Act otherwise expressly provided) from all mortgages

debts liabilities and obligations of the Chelsham Company which shall be subsisting at that date; A.D. 1930.
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“ The date of transfer ” means the thirtieth day of September nineteen hundred and thirty;

“ The old East Surrey limits ” means the limits of the Company for the supply of water under the East Surrey Water Acts and Orders 1862 to 1921;

“ The Leatherhead limits ” means the limits defined in the Act of 1927 as “ the Leatherhead limits ”;

“ The Limpsfield limits ” means the area described in the Fourth Schedule and being the area within which the Limpsfield Company are at the passing of this Act authorised to supply water exclusive of the portion of the parish of Tatsfield which is also within the area of supply of the Metropolitan Water Board;

“ The Chelsham limits ” means the area described in the Fifth Schedule and being the area within which the Chelsham Company are at the passing of this Act authorised to supply water;

“ The new limits ” means the whole of the parishes of Chiddingstone and Hever the portion of the parish of Brasted known as Brasted Detached and so much of the parish of Penshurst as is bounded by a line commencing in the centre of the river Eden at a point immediately opposite the south-easternmost corner of the enclosure in that parish numbered 197 on the Ordnance map (scale 1/2500) edition of 1909 Kent sheet L-13 and drawn thence along the centre line of that river to a point opposite the south-easternmost corner of the enclosure in the same parish numbered 119 on the Ordnance map (scale 1/2500) edition of 1908 Kent sheet L-9 and thence in a north-westerly northerly westerly southerly and easterly direction along the boundary between the parishes of Penshurst and Chiddingstone back to the point of commencement above described all which parishes and portions of parishes are situate in the rural district of Sevenoaks in the county of Kent;

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“The limits of supply” means the area within which the Company are for the time being authorised to supply water;

“The First Schedule” “the Second Schedule” “the Third Schedule” “the Fourth Schedule” “the Fifth Schedule” “the Sixth Schedule” and “the Seventh Schedule” respectively mean the First Second Third Fourth Fifth Sixth and Seventh Schedules to this Act.

TRANSFER OF LIMPSFIELD COMPANY'S UNDERTAKING.

Transfer to
Company of
Limpsfield
undertaking
and dissolu-
tion of
Limpsfield
Company.

4.—(1) As on and from the date of transfer the Limpsfield undertaking shall by virtue of this Act be transferred to and vested in the Company on and subject to the terms and conditions of this Act and shall form part of the undertaking of the Company.

(2) As on and from the date of transfer the Limpsfield Company shall be and are hereby dissolved.

Considera-
tion for
transfer.

5.—(1) In consideration for the transfer to the Company of the Limpsfield undertaking the Company as soon as practicable after the date of transfer shall (subject to the provisions of subsection (2) of this section) issue to the holders at that date of Limpsfield shares and Limpsfield debenture stock East Surrey B shares and East Surrey debenture stock as follows :—

To each holder of Limpsfield 10 per centum shares ten East Surrey B shares for every seven such Limpsfield shares held by him and so in proportion for any number of such Limpsfield shares less than seven held by the holder;

To each holder of Limpsfield 7 per centum shares one East Surrey B share for each such Limpsfield share held by him;

To each holder of Limpsfield 4 per centum debenture stock a nominal amount of East Surrey debenture stock equal to the nominal amount of such Limpsfield debenture stock held by him;

To each holder of Limpsfield 5 per centum debenture stock one hundred and twenty-five pounds (nominal amount) East Surrey debenture stock for each one hundred pounds (nominal amount) of such Limpsfield debenture stock held by him

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and so in proportion for any less amount than one hundred pounds (nominal amount) of such Limpsfield debenture stock held by the holder.

(2) Where under subsection (1) of this section any holder of Limpsfield 10 per centum shares would be entitled to receive a number of East Surrey B shares which includes a fraction of a share he shall at his option be entitled to require the Company either—

- (a) to pay to him in cash such sum as represents the same fraction of the market value of an East Surrey B share and issue to him the number of East Surrey B shares to which he shall be entitled as aforesaid excluding the fraction of a share; or
- (b) to issue to him the next higher number of East Surrey B shares on the holder paying to the Company in cash a sum equal to the difference between the market value of an East Surrey B share and the sum mentioned in paragraph (a) hereof.

(3) Where under the foregoing provisions of this section any holder of Limpsfield 5 per centum debenture stock would be entitled to receive an amount of East Surrey debenture stock which includes a fraction of £1 (nominal) he shall at his option be entitled to require the Company either—

- (a) to pay to him in cash a sum equal to the market value of the fraction of £1 of East Surrey debenture stock and issue to him the amount of East Surrey debenture stock to which he shall be entitled as aforesaid excluding the fractional part; or
- (b) to issue to him the next higher integral number of pounds of East Surrey debenture stock on the holder paying to the Company in cash the market value of a nominal amount of East Surrey debenture stock equal to the difference between £1 nominal amount of such stock and the nominal amount of the fractional part thereof.

(4) For the purpose of subsections (2) and (3) of this section the market value of an East Surrey B share or of East Surrey debenture stock means the market value at the date of transfer as quoted on the London Stock Exchange.

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Creation of
shares and
debenture
stock of
Company
for purposes
of transfer.

6.—(1) On the date of transfer there shall be created by virtue of this Act and without any further or other authority (i) such number of East Surrey B shares and (ii) such nominal amount of East Surrey debenture stock as shall be requisite to give effect to the provisions of the immediately preceding section of this Act.

(2) The Company shall as soon as practicable after the date of transfer register in their books the holders of Limpsfield shares and Limpsfield debenture stock as holders of the number of East Surrey B shares or the nominal amount of East Surrey debenture stock to which such holders respectively are entitled under the provisions of the immediately preceding section of this Act.

Rights of
holders of
substituted
East Surrey
B shares.

7.—(1) The East Surrey B shares to be issued under the foregoing provisions of this Act to the holders of Limpsfield shares shall be deemed to be fully paid up and to rank in all respects *pari passu* with and to confer all the like rights of voting and otherwise and the like powers and privileges as are conferred by or attach to the East Surrey B shares existing at the date of transfer. The shares to be issued as aforesaid and the said existing shares shall be deemed for all purposes to form part of one and the same class of ordinary capital.

(2) The holders of the East Surrey B shares so to be issued shall be entitled to dividend on those shares as from the date of transfer and as from that date the holders of the Limpsfield shares shall cease to be entitled to dividend or to any arrears of dividend on the Limpsfield shares.

Ranking of
substituted
East Surrey
debenture
stock and
interest
thereon.

8.—(1) The East Surrey debenture stock to be issued under the foregoing provisions of this Act to the holders of Limpsfield debenture stock shall be deemed to be fully paid up and to rank (both as to principal and interest) in all respects *pari passu* with and to confer all the like rights powers and privileges as are conferred by or attach to the East Surrey Water Company 4 per centum consolidated debenture stock existing at the date of transfer. The debenture stock to be issued as aforesaid and the said existing debenture stock shall be deemed for all purposes to form part of one and the same class of debenture stock.

(2) The East Surrey debenture stock so to be issued shall carry interest at the rate of four per centum per

annum as from the date of transfer and as from that day the Limpsfield debenture stock shall cease to carry interest. A.D. 1930
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(3) If the Limpsfield Company shall not have paid prior to the date of transfer interest on the Limpsfield debenture stock in respect of the three months ending on the date of transfer the Company shall within one month after the date of transfer pay to the persons who at that date are the holders of such debenture stock interest thereon for the said three months at the rate of four per centum per annum in respect of Limpsfield 4 per centum debenture stock and at the rate of five per centum per annum in respect of Limpsfield 5 per centum debenture stock.

9.—(1) The Company shall as soon as reasonably practicable after the date of transfer prepare separate accounts of the Limpsfield undertaking for the nine months ending on the date of transfer and those accounts shall be audited by the auditors of the Company and of the Limpsfield Company together. Payment of dividends on Limpsfield shares up to date of transfer.

(2) As soon as reasonably practicable after the said accounts have been audited the Company shall if and so far as the assets or profits available for payment of dividend on the Limpsfield shares as shown by such accounts are sufficient for the purpose pay to the persons who at the date of transfer are holders of Limpsfield shares dividends on their shares in respect of the nine months ending on the date of transfer at rates not exceeding ten per centum per annum in respect of the Limpsfield 10 per centum shares and seven per centum per annum in respect of the Limpsfield 7 per centum shares but deducting any amounts which shall have been paid before the date of transfer to the holders of any Limpsfield shares as interim dividends in respect of any part of the said nine months.

10.—(1) The several persons who at the date of transfer appear in the registers of the Limpsfield Company as holders of Limpsfield shares or Limpsfield debenture stock of any class or the respective executors or administrators of those persons shall for the purposes of this Act and subject to the provisions of section 14 (Transfers bequests &c. of Limpsfield securities although by present name to be valid) of this Act be deemed to be the holders Limpsfield Company's books to be evidence as to holders of Limpsfield securities.

A.D. 1930. — of Limpsfield shares and Limpsfield debenture stock at the date of transfer of the respective numbers or amounts and class stated in those registers and on and after the date of transfer the registers of transfers of Limpsfield shares and Limpsfield debenture stock shall be permanently closed and (except as provided by the last-mentioned section of this Act) no transfer of any Limpsfield shares or Limpsfield debenture stock made on or after that date shall as between the Company and the party claiming thereunder be of any effect.

(2) The issue by the Company of certificates of East Surrey B shares and East Surrey debenture stock in accordance with the foregoing provisions of this Act to the persons who appear by the said registers to be the holders at the date of transfer of Limpsfield shares or Limpsfield debenture stock or to the respective executors or administrators of such persons or to the persons entitled thereto pursuant to the said section 14 of this Act shall be a sufficient discharge to the Company for all purposes except in respect of any sums of cash payable to any holders of Limpsfield shares or Limpsfield debenture stock under the foregoing provisions of this Act.

(3) The receipt of any person who appears by the said registers to be the holder at the date of transfer of any Limpsfield shares or Limpsfield debenture stock or of the executors or administrators of any such person for any sum of cash payable to such holder under the foregoing provisions of this Act and the receipt of any person entitled to any sum of cash pursuant to the said section 14 of this Act for the sum of cash so payable to him shall be a sufficient discharge to the Company in respect of that sum of cash.

Substituted
East Surrey
securities to
be held on
same trusts
&c. as
Limpsfield
securities.

11. The East Surrey B shares and the East Surrey debenture stock of which the holders of Limpsfield shares or Limpsfield debenture stock are pursuant to the foregoing provisions of this Act registered as the holders and the sums of cash to be paid by the Company to such holders pursuant to those provisions shall be held in the same rights upon the same trusts and subject (so far as is consistent with those provisions) to the same powers provisions charges and liabilities as those in upon or subject to which the Limpsfield shares or Limpsfield debenture stock for which such East Surrey B shares or East Surrey debenture stock and sums of cash are

respectively substituted were held immediately before the date of transfer and shall be dealt with applied and disposed of accordingly and so as to give effect to and not to revoke any deed will or other instrument disposing of or affecting any such Limpsfield shares or Limpsfield debenture stock and trustees executors or administrators and all other holders in any representative or fiduciary capacity and persons under disability may and shall accept the East Surrey B shares or East Surrey debenture stock of which they are pursuant to the foregoing provisions of this Act registered as the holders and any sums of cash paid to them under those provisions in substitution for the Limpsfield shares or Limpsfield debenture stock held by them and may (subject to the provisions of this Act) hold dispose of or otherwise deal with such shares or debenture stock and sums of cash in all respects as they might have held disposed of or otherwise dealt with the Limpsfield shares or Limpsfield debenture stock for which the same are substituted.

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12. The Company shall as soon as practicable after the date of transfer call in the certificates of Limpsfield shares and Limpsfield debenture stock and issue free of charge in exchange for those certificates to the respective holders thereof certificates of East Surrey B shares and East Surrey debenture stock of the respective numbers or amounts to which those holders under the foregoing provisions of this Act respectively are entitled but no such holder shall be entitled to a new certificate until he shall have delivered up to the Company to be cancelled the existing certificate for which such new certificate is to be substituted or shall have proved to the reasonable satisfaction of the directors of the Company the loss or destruction thereof and shall have given such guarantee or indemnity in respect thereof as those directors may require. Provided that from the date of transfer until the issue of such new certificates the holders of certificates of Limpsfield shares and Limpsfield debenture stock shall (according to the respective numbers of East Surrey B shares or respective amounts of East Surrey debenture stock created under the foregoing provisions of this Act in substitution for the Limpsfield shares or Limpsfield debenture stock which such certificates respectively represent) have and possess the same rights and advantages as if they were certificates for those respective

Existing
certificates
to be called
in and others
issued.

A.D. 1930. — numbers of East Surrey B shares or amounts of East Surrey debenture stock created as aforesaid but if any holder of Limpsfield shares or Limpsfield debenture stock neglect or omit to send or deliver to the Company his existing certificate or certificates for the period of six months after notice in writing sent by post to the address appearing in the address books of the Limpsfield Company the Company may suspend the payment of any dividend declared or made payable or interest due on or in respect of the East Surrey B shares or East Surrey debenture stock so substituted as aforesaid until such existing certificate or certificates is or are sent or delivered to the Company or is or are proved to the reasonable satisfaction of the said directors to have been lost or destroyed and such guarantee or indemnity is given in respect of such lost or destroyed certificate as those directors may require.

Transfer of
East Surrey
securities
and pay-
ment of
cash into
court in
certain
cases.

13. Where the Company are for six months after the date of transfer unable after reasonable inquiry to ascertain the person entitled to any certificate of East Surrey B shares and East Surrey debenture stock under the foregoing provisions of this Act or where any person entitled to any such certificate cannot give an effectual receipt the Company shall—

- (i) transfer such shares and debenture stock exclusive of any fraction of a share or of £1 (nominal) of debenture stock to which the person may be entitled under the section of this Act of which the marginal note is "Consideration for transfer"; and
- (ii) pay the sum of cash representing such fraction of a share or of £1 (nominal) amount of debenture stock calculated in accordance with the provisions of subsection (2) (a) or subsection (3) (a) of that section

to the Paymaster-General for and on behalf of the Supreme Court of Judicature in England under any Act in force for the relief of trustees. Every such transfer and payment shall discharge the Company from all liability with respect to the East Surrey B shares and East Surrey debenture stock so transferred and the cash so paid and for the purposes of this Act the certificate relating to such shares or debenture stock and the cash

respectively shall be deemed to be delivered or paid to the person absolutely entitled thereto and any person afterwards showing to the satisfaction of the Chancery Division of the High Court that he is entitled thereto may obtain transfer of the East Surrey B shares or East Surrey debenture stock and payment of the cash accordingly.

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14.—(1) All transfers or other dispositions of any Limpsfield shares or Limpsfield debenture stock made but not registered prior to the issue to the holders thereof respectively of the certificates of East Surrey B shares or East Surrey debenture stock and the payment of the sums of cash (if any) to which those holders are respectively entitled under the foregoing provisions of this Act shall notwithstanding this Act be valid and have due effect given to them respectively as transfers or dispositions of the respective numbers of East Surrey B shares or respective amounts of East Surrey debenture stock and sums of cash (if any) which represent the Limpsfield shares or Limpsfield debenture stock thereby expressed to be transferred or disposed of and are or may be substituted for the same under the provisions of this Act although the instrument transferring or disposing thereof shall describe the same as shares in or debenture stock of the Limpsfield Company.

Transfers
bequests &c.
of Limps-
field
securities
although by
present
name to be
valid.

(2) Any bequest of or any covenant or provision of any deed will or other instrument relating to any specific number or nominal amount and class of Limpsfield shares or Limpsfield debenture stock respectively shall be held to apply (subject to the provisions of subsections (2) and (3) of section 5 (Consideration for transfer) of this Act) to the number of East Surrey B shares or the nominal amount of East Surrey debenture stock which under the provisions of this Act are to be issued in substitution for such specific number or nominal amount and class of Limpsfield shares or Limpsfield debenture stock.

15. If at the date of transfer any action arbitration or proceeding or any cause of action arbitration or proceeding is pending or existing by or against or in favour of the Limpsfield Company the same shall not abate or be discontinued or be in any wise prejudicially affected by reason of the transfer to the Company of the Limpsfield undertaking or of anything in this Act but the same

Pending
actions.

A.D. 1930. — may be continued prosecuted or enforced by against or in favour of the Company as and when it might have been continued prosecuted or enforced by against or in favour of the Limpsfield Company if this Act had not been passed but not further or otherwise.

Limpsfield
rates rents
and charges.

16. All rates rents and charges and other sums which at the date of transfer are due or payable or accruing due or payable to the Limpsfield Company shall continue to be due and payable to and may be collected recovered and enforced by the Company in the same manner and with and by the same benefits and processes as those with and by which the Limpsfield Company might have collected recovered and enforced the same and shall belong to the Company for their own benefit.

As to direc-
tors and
auditors of
Limpsfield
Company.

17.—(1) One director of the Limpsfield Company in office immediately prior to the date of transfer (to be chosen by the directors of the Limpsfield Company at a meeting held for the purpose before the date of transfer) shall (subject to his being and remaining qualified in accordance with the Acts relating to the Company) as from the date of transfer become and be a director of the Company and thereupon the number of directors of the Company shall (subject to the provisions of section 33 (Directors) of the Act of 1921) be eight.

The said director shall for the purposes of section 88 of the Companies Clauses Consolidation Act 1845 be due to retire by rotation at the annual meeting of the Company to be held in the year nineteen hundred and thirty-three.

(2) The other directors of the Limpsfield Company holding office on the twenty-third day of August nineteen hundred and twenty-nine shall if still holding office on the date of transfer retire from office as from that date and the Company shall pay to each of those directors as compensation for loss of office a sum of money equivalent to seven years' purchase of the gross annual amount (before deduction of income tax) of his remuneration as a director of the Limpsfield Company according to the rate of his remuneration as such director for the year nineteen hundred and twenty-eight.

(3) Each of the auditors of the Limpsfield Company holding office on the twenty-third day of August nineteen hundred and twenty-nine shall if still holding office at the date of transfer retire from office as from that date

(except that such auditors shall continue to hold office for the purpose of auditing the accounts of the Limpsfield Company in accordance with the provisions of section 9 (Payment of dividends on Limpsfield shares up to date of transfer) of this Act and the Company shall within one month after the date of transfer pay to each of them respectively as compensation for loss of office a sum equal to one year's remuneration of his office as such auditor according to the rate of his remuneration for the year nineteen hundred and twenty-eight.

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18.—(1) The Company shall on the date of transfer pay to John Frederick Walter Wheeler the secretary and manager of the Limpsfield Company if still holding that office on the date of transfer the sum of four thousand two hundred and fifty pounds in cash as compensation for loss of office.

As to officers
and em-
ployees
of Limps-
field Com-
pany.

(2) The Company shall take over and employ as from the date of transfer any employees of the Limpsfield Company who shall be willing to enter the service of the Company at rates of remuneration equivalent to those which such employees were receiving from and otherwise on the same terms and conditions as those on which they were employed by the Limpsfield Company on the twenty-third day of August nineteen hundred and twenty-nine or at such other rates of remuneration and on such other terms and conditions as may be agreed between the Company and such respective employees.

19. All moneys or securities standing to the credit of the contingency fund of the Limpsfield Company at the date of transfer shall be credited to and form part of the renewal and contingency fund of the Company.

Contingency
fund of
Limpsfield
Company.

TRANSFER OF CHELSHAM COMPANY'S UNDERTAKING.

20. On and from the date of transfer the Chelsham undertaking shall become and be transferred to and vested in the Company freed and discharged from all debentures mortgages or charges secured thereon or on any part thereof and from all other debts liabilities and outgoings due or accrued due from the Chelsham Company at or up to the date of transfer and shall form part of the undertaking of the Company.

Transfer to
Company
of Chelsham
undertaking

A.D. 1930.
—
Payment to
Chelsham
Company.

21.—(1) In consideration for the transfer to and vesting in the Company of the Chelsham undertaking the Company shall on the date of transfer pay to the Chelsham Company the sum of fourteen thousand pounds in cash. If that sum shall not be paid on the date of transfer the Company shall pay interest thereon at the rate of six per centum per annum from the date of transfer until the date of payment.

(2) The Company shall also if so requested by the Chelsham Company purchase at the fair market value thereof the coal coke oil and loose tools and materials which may in the ordinary course of carrying on the Chelsham undertaking be in the hands of the Chelsham Company on the date of transfer which value if not agreed between the Company and the Chelsham Company shall be determined by an engineer to be appointed by the President of the Institution of Civil Engineers.

Receipt for
purchase
money.

22. The receipt in writing of two directors or of one director and the secretary of the Chelsham Company for any money to be paid to the Chelsham Company by the Company under this Act shall effectually discharge the Company from the sum which in such receipt shall be acknowledged to have been received and from being bound to see to the application thereof and from being answerable or accountable for the loss misapplication or non-application thereof. Provided that if the Company are unable to obtain such receipt they may pay the money into the Bank of England in the name of the Paymaster-General for and on behalf of the Supreme Court to 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 bank for the money which receipt shall have the same effect as the receipt of two directors of the Chelsham Company.

Chelsham
outgoings
and
receipts.

23.—(1) The Chelsham Company shall pay and discharge all debts liabilities and outgoing (including rates taxes and assessments) which shall have become or accrued due from and shall be entitled to all rates rents charges and sums of money which shall have become payable or accrued due to the Chelsham Company in respect of the Chelsham undertaking before or up to the date of transfer and they shall also pay and discharge all interest which shall become payable on or after the date

of transfer in respect of any debentures mortgages or other charges which immediately before the date of transfer were secured on the Chelsham undertaking or any part thereof. A.D. 1930.
—

(2) The Company shall pay and discharge all debts liabilities and outgoings (other than interest on any such debentures mortgages or other charges secured as aforesaid and other than any costs charges and expenses incurred by the Chelsham Company in connection with this Act or the winding up of that company) and shall be entitled to all rates rents charges and sums of money which shall become payable or accrue due in respect of the Chelsham undertaking on or after the date of transfer.

(3) For the purpose of giving effect to this section any such debts outgoings liabilities rates rents charges and sums of money shall when necessary be apportioned between the Chelsham Company and the Company and any other necessary adjustments shall be made.

24. All rates rents charges and other sums which at the date of transfer are due or payable or are accruing due or payable to the Chelsham Company in connection with the Chelsham undertaking shall continue to be due and payable to and may be collected and recovered by (a) the Chelsham Company if they shall have become due or payable prior to the date of transfer and (b) the Company if they shall become due or payable on or after that date. Chelsham rates rents and charges.

25. For the purposes of the two immediately preceding sections of this Act the rates and charges for or in respect of water supplied or to be supplied within the Chelsham limits during the last quarter of the year nineteen hundred and thirty shall be deemed to become payable and accrue due after and not before the date of transfer and shall belong to the Company and so far as they have not been paid before the date of transfer shall be recoverable by the Company. As to water rates in Chelsham limits for last quarter of 1930.

26. The Company shall take over and employ as from the date of transfer the employees of the Chelsham Company who shall be willing to enter the service of the Company at rates of remuneration equivalent to those which such employees were receiving from and otherwise on the same terms and conditions as those on which they As to employees of Chelsham Company.

A.D. 1930. were employed by the Chelsham Company on the twenty-ninth day of August nineteen hundred and twenty-nine or at such other rates of remuneration and on such other terms and conditions as may be agreed between the Company and such respective employees.

Winding up
of Chelsham
Company.

27.—(1) From and after the date of transfer the Chelsham Company shall subsist only for the purpose of getting in and distributing their assets and winding up their affairs and carrying into effect the purposes of this Act as far as they relate to the Chelsham Company and the directors of the Chelsham Company who are in office at the passing of this Act and the survivor or survivors of those directors shall continue without re-election to hold office and those directors or the majority of them or if a liquidator of the Chelsham Company be duly appointed the liquidator shall have full power and authority to take with respect to the Chelsham Company all proceedings necessary for carrying into effect the purposes of this section.

(2) If the number of directors of the Chelsham Company be reduced by death resignation or otherwise below three before the completion of the winding up of the Chelsham Company or the appointment of a liquidator thereof the continuing directors shall from time to time appoint a person or persons who immediately prior to the date of transfer was or were a shareholder or shareholders of the Chelsham Company to fill the vacancy or vacancies so caused.

(3) Forthwith after the date of transfer the directors of the Chelsham Company or any such liquidator as aforesaid shall proceed to wind up the affairs of the Company in accordance with the provisions of the Companies Act 1929.

Inspection
of Chelsham
books &c.

28. Notwithstanding anything in section 32 (Limpsfield and Chelsham officers &c. to be accountable for books &c.) of this Act the Chelsham Company their solicitors and agents shall be entitled after the date of transfer to have access to and to take copies of all documents delivered up to the Company under that section so far as may be necessary for the purpose of enabling the Chelsham Company and their directors to carry out the provisions of the immediately preceding section of this Act and the Company shall be entitled at any time

after the date of transfer to have access to and to take copies of all books and papers of the Chelsham Company which do not form part of the Chelsham undertaking and are accordingly retained by the Chelsham Company so far as may be necessary for the purpose of enabling the Company to carry out any of the provisions of this Act. A.D. 1930.

29. The Chelsham Company shall deliver to the Registrar of Joint Stock Companies a printed copy of this Act and he shall retain and register it. If such copy is not so delivered within three months from the passing of this Act the Chelsham Company shall incur a penalty not exceeding two pounds for every day after the expiration of those three months during which the default continues and any director or manager of the Chelsham Company who knowingly and wilfully authorises such default shall incur the like penalty. Every penalty under this section shall be recoverable summarily. Copy of Act to be registered.

There shall be paid to the registrar by the Chelsham Company on such copy being registered a fee of five shillings.

PROVISIONS COMMON TO BOTH TRANSFERS.

30. Subject to the provisions of this Act all contracts agreements conveyances deeds leases and other instruments affecting the Limpsfield Company or the Chelsham Company and in force at the date of transfer (except any debentures mortgages or other instruments creating any charge on the Chelsham undertaking or any part thereof) shall as from that date 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 Limpsfield Company or the Chelsham Company the Company had been a party thereto or bound thereby or entitled to the benefit thereof. Provided that no contract or agreement (except contracts entered into in the ordinary course of business by the Limpsfield Company or the Chelsham Company) and no conveyance or other instrument made or entered into by the Limpsfield Company subsequent to the twenty-third day of August or by the Chelsham Company subsequent to the twenty-ninth day of August nineteen hundred and twenty-nine Contracts to be binding.

A.D. 1930. — and extending beyond the date of transfer or involving the Company in any liability shall be binding on or of any force or effect against or in favour of the Company unless made or entered into with the consent in writing of the Company.

Books &c. to remain evidence.

31. All books and documents which if this Act had not been passed would have been evidence in respect of any matter for or against the Limpsfield Company or the Chelsham Company shall be admitted in evidence in respect of the same or the like matter for or against the Company.

Limpsfield and Chelsham officers &c. to be accountable for books &c.

32. All officers of the Limpsfield Company or the Chelsham Company and other persons who at the date of transfer have in their possession or under their control any books deeds plans documents papers moneys or effects forming part of or relating to the Limpsfield undertaking or forming part of the Chelsham undertaking shall be liable to account for and deliver up the same to the Company or to such persons as the Company may appoint to receive the same and subject to the same consequences on refusal or neglect as if such officers or persons had been appointed by and become possessed of such books deeds plans documents papers moneys or effects for the Company.

REPEAL OF LIMPSFIELD AND CHELSHAM ACTS AND ORDERS.

Repeal of Limpsfield Acts and Order.

33.—(1) The Limpsfield Acts and Order except the provisions thereof which are set forth in the Sixth Schedule shall as from the date of transfer be by virtue of this Act repealed.

(2) The provisions of the Limpsfield Act 1888 and the Limpsfield Act 1902 which are set forth in the Sixth Schedule shall notwithstanding anything in this Act continue in force and apply to the Company as from the date of transfer and for that purpose shall be construed and have effect as if in those provisions—

The expression “the Company” meant the East Surrey Water Company;

The words “their existing waterworks” in section 46 of the Limpsfield Act 1888 meant the waterworks of the Limpsfield Company as existing

at the date of the passing of that Act namely A.D. 1930.
the twenty-fourth day of July eighteen hundred
and eighty-eight;

The expression "the limits of this Act" meant
the Limpsfield limits and the new limits as
respectively defined in this Act;

and as if any other necessary modifications were made
in those provisions Provided that the lands on which
the powers of section 46 of the Limpsfield Act 1888
and of sections 5 and 13 of the Limpsfield Act 1902 may
be exercised shall be limited to the lands forming part
of the Limpsfield undertaking and transferred to the
Company by this Act.

34.—(1) The Chelsham Orders (except the provisions
of section 17 of the Chelsham Order 1910) and section 3
of the Water Orders Confirmation Act 1910 (which section
repealed so much of the Limpsfield Act 1888 as authorised
the Limpsfield Company to supply water within so much
of the parishes of Oxted Limpsfield and Titsey as was
included within the Chelsham limits by the Chelsham
Order 1910) shall as from the date of transfer be by
virtue of this Act repealed. Repeal of
Chelsham
Orders.

(2) The provisions of section 17 of the Chelsham
Order 1910 which section is set forth in the Seventh
Schedule shall (notwithstanding anything in this Act)
continue in force and apply to the Company as from
the date of transfer and for that purpose shall be
construed and have effect as if in that section the
expression "the undertakers" meant the East Surrey
Water Company and as if any other necessary modi-
fication were made therein.

EXTENSION OF LIMITS OF SUPPLY.

35.—(1) As on and from the date of transfer the
limits within which the Company may supply water and
exercise the powers of the East Surrey Water Acts and
Orders 1862 to 1930 shall be extended so as to include
the Limpsfield limits the Chelsham limits and the new
limits. Extension of
limits of
supply.

(2) Except as by this Act otherwise expressly pro-
vided the Company within the Limpsfield limits the
Chelsham limits and the new limits shall have and may

A.D. 1930. — exercise all and the like powers rights privileges and authorities for and in relation to the supply of water and shall be subject to all and the like duties and obligations in respect thereof as they now have and are subject to within the old East Surrey limits.

(3) The Company may continue maintain and use any reservoirs mains pipes and other works constructed or laid within the Limpsfield limits and the new limits by the Limpsfield Company or within the Chelsham limits by the Chelsham Company before the date of transfer as if they had been constructed or laid by the Company under the powers of this Act and the provisions of the Waterworks Clauses Acts 1847 and 1863 shall apply to the said reservoirs mains pipes and works in all respects as if they had been constructed under the authority of this Act.

Certain
provisions of
East Surrey
Acts and
Orders not
to apply in
Limpsfield
limits
Chelsham
limits or
new limits.

36.—(1) Notwithstanding anything in this Act the provisions of section 25 (Water to be softened) of the Caterham Spring Water Company's Act 1862 shall not extend to or be in force within the Limpsfield limits or the new limits.

(2) Notwithstanding anything in this Act the following provisions of the existing Acts and Orders shall not extend to or be in force within the Limpsfield limits the Chelsham limits or the new limits:—

Order of 1912—

The unrepealed provisions of subsection (5) (Price of supply by meter and for building purposes) of section 9.

Act of 1921—

Paragraph (d) of Section 14 (Rates at which water to be supplied) as amended by this Act;

Section 52 (For protection of Surrey County Council);

Section 53 (For protection of local authorities):

Provided that this subsection shall so far as it relates to the Chelsham limits be subject to the provisions of paragraph (c) of subsection (5) of section 43 (Revision of rates and charges) of this Act.

RATES AND CHARGES.

A.D. 1930.

37.—(1) Paragraph (a) of section 14 (Rates at which water to be supplied) of the Act of 1921 shall as from the twenty-ninth day of September nineteen hundred and twenty-nine be read and have effect as though the words “ten per centum” were substituted therein for the words “twelve per centum.”

Alteration
of rates for
water in old
East Surrey
limits.

(2) Paragraph (b) of the said section shall from the twenty-fifth day of March nineteen hundred and thirty-one until the twenty-fifth day of March nineteen hundred and thirty-five be read and have effect as though the words “one-twelfth” and “one-sixth” were respectively substituted therein for the words “one-sixth” and “one-third” and shall as from the last-mentioned date be by virtue of this section repealed.

(3) Paragraph (c) of the said section shall as from the twenty-fifth day of March nineteen hundred and thirty-five be read and have effect as though the words “paragraph (a)” were substituted therein for the words “paragraphs (a) and (b).”

(4) The proviso to paragraph (d) of the said section shall as from the twenty-ninth day of September nineteen hundred and thirty be by virtue of this section repealed.

38.—(1) Paragraph (a) of subsection (4) of section 28 (Rates for water in Leatherhead limits and Effingham) of the Act of 1927 shall from the twenty-fifth day of March nineteen hundred and thirty-one until the twenty-fifth day of March nineteen hundred and thirty-five be read and have effect as though the words “sixteen and two-thirds per centum” and “twenty-five per centum” were respectively substituted therein for the words “thirty-three and one-third per centum” and “fifty per centum” and shall as from the last-mentioned date be by virtue of this section repealed.

Alteration
of rates for
water in
Leather-
head limits
and
Effingham.

(2) The Fifth Schedule to the Act of 1927 shall as from the twenty-ninth day of September nineteen hundred and thirty be read and have effect as though the words “five pounds fifteen shillings per centum” were substituted for the words “six pounds per centum” as the rate to be charged in respect of houses of which the gross value exceeds fifteen pounds but does not exceed one hundred pounds.

A.D. 1930.
—
Rates for
water in
Limpsfield
limits and
new limits.

39.—(1) The rates to be charged by the Company for water supplied for domestic purposes in the Limpsfield limits and the new limits to any person entitled to demand a supply of water for domestic purposes shall not exceed the rate of ten and one-half per centum per annum of the net annual value of the premises so supplied. Provided that—

- (i) The Company shall not be required to supply any premises for a less sum than fourteen shillings and eight pence per annum; and
- (ii) The Company shall not be compelled to supply water to the occupier of any part of a dwelling-house or for any premises occupied with a dwelling-house unless the water rate authorised by this subsection is paid for the whole of such dwelling-house and premises.

(2) For the purposes of subsection (1) of this section the net annual value of any hereditament shall be ascertained by the valuation list in force at the commencement of the quarter in which the water rate accrues. Provided that where the water rate is chargeable on the net annual value of a part only of any hereditament entered in the valuation list such net annual value shall be a fairly apportioned part of the net annual value of the whole hereditament ascertained as aforesaid and the apportionment in case of dispute shall be determined by two justices.

(3) The Company shall not make any additional charge for any watercloset or for any bath not capable of containing more than fifty gallons in any premises in the Limpsfield limits or the new limits supplied with water in respect of which premises a rate or minimum sum is paid in accordance with subsection (1) of this section but the Company may charge for any bath capable of containing more than fifty gallons such sum as they think fit. Provided also that the Company shall not be compelled to supply any watercloset or bath or the pipes or apparatus connecting therewith unless the same shall be so constructed and used as to prevent the waste and undue consumption of water and the return of foul air and other noisome or impure matter into the mains or other pipes belonging to or connected with the mains or pipes of the Company.

(4) In the application to the Limpsfield limits and the new limits of section 18 (Supply to houses partly used for trade &c.) of the Act of 1921 that section shall have effect as if the reference at the end of the section to section 14 of the Act of 1921 were a reference to subsection (1) of this section. A.D. 1930.

(5) The price to be charged by the Company for water supplied by measure in the Limpsfield limits and the new limits shall not exceed two shillings and sixpence per thousand gallons.

(6) The Company shall when required supply every road authority and every sewer authority within the Limpsfield limits and the new limits with water for flushing sewers and drains or for watering streets or other public purposes at a rate not exceeding two shillings and sixpence per thousand gallons.

40.—(1) The rates to be charged by the Company for water supplied for domestic purposes in the Chelsham limits to any person entitled to demand a supply of water for domestic purposes shall not exceed the following rates per annum :— Rates for
water in
Chelsham
limits.

Where the net annual value of the premises supplied with water does not exceed five pounds the rate of twelve shillings and one penny;

Where such net annual value exceeds five pounds but does not exceed thirty pounds the rate of fourteen per centum of such net annual value;

Where such net annual value exceeds thirty pounds but does not exceed fifty pounds the rate of thirteen and three-tenths per centum of such net annual value;

Where such net annual value exceeds fifty pounds but does not exceed seventy pounds the rate of twelve and six-tenths per centum of such net annual value;

Where such net annual value exceeds seventy pounds but does not exceed one hundred pounds the rate of eleven and nine-tenths per centum of such net annual value;

Where such net annual value exceeds one hundred pounds the rate of eleven and two-tenths per centum of such net annual value;

A.D. 1930. and so in proportion for any shorter period than a year
— Provided that—

- (i) The Company shall not be compellable to furnish any such supply as aforesaid for any less sum than twelve shillings and one penny in any one year nor for a less period than twelve months;
- (ii) The Company shall in no case be entitled to charge at a higher rate in respect of any house or part of a house included in any division of the above scale than that at which they would be entitled to charge if such house or part of a house were of just sufficient net annual value to bring it within the next higher division of the said scale.

(2) In addition to the rates chargeable under the preceding subsection the Company may charge in respect of waterclosets and baths on any premises in the Chelsham limits to which a supply of water is provided by the Company the following sums :—

- (i) For every watercloset beyond the first (for which no additional charge shall be made) a sum not exceeding seven shillings per annum; and
- (ii) For every fixed bath a sum not exceeding twenty-one shillings per annum :

Provided that for baths containing as usually filled for use a greater quantity of water than fifty gallons the Company may charge an additional sum in excess of the said sum of twenty-one shillings increased in proportion to the size of such bath but the Company shall not be compelled to supply water for any bath so constructed as to contain when filled for use more than fifty gallons of water.

The additional sums authorised by this subsection shall be paid quarterly in advance and be recoverable in all respects as and with the rates for water supplied for domestic purposes.

(3) In the application to the Chelsham limits of section 18 (Supply to houses partly used for trade &c.) of the Act of 1921 that section shall have effect as if the reference at the end of the section to section 14 of the Act of 1921 were a reference to subsection (1) of this section.

(4) Where the Company refuse under the said section 18 of the Act of 1921 to supply with water any workhouse hospital or other large public institution in the Chelsham limits otherwise than by measure they shall (subject to the proviso to that section as modified by subsection (3) hereof) on the application of the occupier or other person having the charge thereof supply the institution with sufficient water for domestic or any other purposes at a rate not exceeding two shillings and sixpence per thousand gallons and the sums payable to the Company under this section shall be recoverable in the same manner as rates due to the Company for water supplied for domestic purposes. A.D. 1930.

(5) The price to be charged by the Company for water supplied by measure in the Chelsham limits shall not exceed two shillings and sixpence per thousand gallons.

41. Nothing in this Act shall deprive the Godstone Rural District Council of the right to demand a supply of water for public purposes for use within their district at the rate of one shilling and one penny per one thousand gallons mentioned in paragraph (d) of section 14 (Rates at which water to be supplied) of the Act of 1921 or at such other rate as may for the time being be substituted for the last-mentioned rate by an order of the Minister of Health made under section 43 (Revision of rates and charges) of this Act. Supply for public purposes to Godstone Rural District Council.

42.—(1) Where water supplied for domestic purposes is used for horses or for 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 (except where the water so used is taken by meter) such sum not exceeding twenty-five 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 paid quarterly in advance and be in addition to the rates for the time being authorised by or under the existing Acts and Orders and this Act for the supply of water for domestic purposes and shall be recoverable in all respects with and in the same manner as those rates. Charges for hose-pipes and refrigerating apparatus.

A.D. 1930.

(2) Where water supplied by the Company to a person who takes a supply both for domestic purposes and by meter for trade or other purposes is used by him by means of a hose-pipe or other similar apparatus for horses or for 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 by means of any such hose-pipe or other apparatus shall be taken by meter and paid for at the rates for the time being in force for the supply of water by meter.

(3) Where a person who takes a supply of water from the Company for any purpose desires to use for or in connection with a refrigerating apparatus any of the water so supplied the Company may if they think fit require that all water used for or in connection with the said apparatus shall—

(i) be taken by meter on the conditions and at the rates for the time being in force for the supply of water by meter; or

(ii) be paid for on such other terms as may be agreed between such person and the Company :

Provided that if the person is taking a supply of water from the Company for domestic purposes only the minimum sum per quarter which may be demanded by the Company for the water used for or in connection with the refrigerating apparatus if taken by meter shall not exceed ten shillings.

(4) This section shall be in force throughout the limits of supply.

Revision of
rates and
charges.

43.—(1) At any time within twelve months after the passing of this Act and at any time within twelve months after the first day of April nineteen hundred and thirty-four and within twelve months after the expiration of every subsequent period of five years the Company or any local authority having jurisdiction within the limits of supply may apply to the Minister of Health for a revision of the rates and charges for the supply of water authorised by the existing Acts and Orders and this Act or for the time being in force under any order of the said Minister made in pursuance of this section and if and whenever any such application is so made and the Minister is satisfied that the cost of labour and materials or any other circumstances whatsoever affecting the

undertaking have substantially altered he may by order subject to the provisions of subsections (4) (5) and (6) hereof vary either by way of increase or decrease such rates and charges or any of them and may fix the date on which the rates and charges as so varied shall come into force. A.D. 1930.

(2) The making of the second or any subsequent valuation lists under the Rating and Valuation Act 1925 shall be deemed to be a circumstance affecting the undertaking within the meaning and for the purposes of this section.

(3) By any order made under this section the Minister may alter the basis of any of such rates and charges as aforesaid and the ratio of any particular rates and charges to any other or others of them and may (inter alia) if he thinks fit revoke any charges for baths and waterclosets or any other special charges relating to the supply of water for domestic purposes and authorise a rate or rates throughout the limits of supply for a supply of water for domestic purposes without extra charges.

(4) No order shall be made under this section which shall during the period of twelve years from the date defined in the Act of 1927 as "the date of transfer" increase the rates and charges for water supplied in the Leatherhead limits and the parish of Effingham authorised by section 28 of the Act of 1927 and the Fifth Schedule to that Act as respectively amended by section 38 (Alteration of rates for water in Leatherhead limits and Effingham) of this Act.

(5) Notwithstanding any application or order under subsection (1) of this section—

(a) the Company shall after the expiration of seven years from the date of transfer apply to the Minister of Health for a review of the basis of any of the rates and charges set out in section 40 (Rates for water in Chelsham limits) of this Act and of the ratio between any of such rates and charges and the rates and charges in any other part of the limits of supply and of the charge for baths and waterclosets and of any other charge relating to the supply of water for domestic purposes mentioned in the said section ;

(b) the Minister may by order to take effect not earlier than nine years after the date of transfer

A.D. 1930.
—

alter the basis of any such rates or charges or the ratio aforesaid and may revoke or alter any charges for baths or waterclosets or other charges for water for domestic purposes; and

- (c) if no such application be made under paragraph (a) hereof the rates and charges for water within the Chelsham limits shall after the expiration of nine years from the date of transfer be uniform with the rates and charges in force from time to time within the old East Surrey limits.

(6) The rates and charges prescribed by any order made under this section shall be of such respective amounts as to provide (after paying all proper expenses of and in connection with the working management and maintenance of the undertaking and making good depreciation and providing for any contribution which the Company may carry to any contingency or reserved fund formed under the provisions of the existing Acts and Orders or this Act and paying all other costs charges and expenses (if any) properly chargeable to revenue) a reasonable return on the share capital 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.

(7) On the coming into force of any order made by the Minister under this section all the provisions of the existing Acts and Orders and this Act relating to the rates and charges which may be demanded by the Company for the supply of water within the limits of supply or any part thereof shall have effect subject to the provisions of such order.

(8) Section 16 (Revision of rates) of the Act of 1921 and subsection (5) of section 28 (Rates for water in Leatherhead limits and Effingham) of the Act of 1927 are hereby repealed and the reference to the said section 16 at the end of section 23 (Repeal of Leatherhead Acts and Orders) of the Act of 1927 shall be deemed to be a reference to this section.

ADDITIONAL CAPITAL.

Additional
capital.

44. The Company may from time to time raise additional capital to such an amount as shall be

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

A.D. 1930.
—

45.—(1) The Company may borrow on mortgage of the undertaking in respect of the additional capital by this Act authorised to be raised any sum or sums not exceeding in the whole one-half of the amount actually received by the Company (including premiums) on any shares or stock forming part of such additional capital which at the time of borrowing have been issued under the powers of this Act but no sum shall be borrowed in respect of any such shares or stock until the Company have proved to a justice of the peace before he gives his certificate under section 40 of the Companies Clauses Consolidation Act 1845 that the whole amount payable on the issue of the shares or stock with respect to which the borrowing powers are exercised and of the premium (if any) realised on the sale thereof has been paid.

Borrowing
powers.

(2) Subsection (2) of section 31 (Borrowing powers) of the Act of 1927 shall have effect as if the words “not exceeding in the whole” were inserted therein after the words “any sum or sums.”

46. Section 24 (New shares or stock to be sold by auction or tender) of the Act of 1921 shall have effect as if the words “the Ministry of Health” were substituted for the words “the Board of Trade” in both places where the latter words occur.

Amendment
of section 24
of Act of
1921.

47. The following sections of the Order of 1917 the Act of 1921 and the Act of 1927 shall extend and apply to any shares stock debenture stock or mortgages created issued or granted under the powers of this Act and to any moneys raised thereby as though the said sections with any necessary modifications were re-enacted in this Act (that is to say):—

Application
of sections
of Order of
1912 and
Acts of
1921 and
1927.

Order of 1912—

Section 17 (Incidents of new capital);

Section 19 (Application of money);

A.D. 1930.

Section 22 (Restrictions as to votes in respect of preferential capital);

Section 24 (Existing mortgages to have priority);

Section 25 (Priority of mortgages over other debts);

Section 27 (Receipt in case of persons not sui juris).

Act of 1921—

Section 21 (Limit of dividend);

Section 24 (New shares or stock to be sold by auction or tender) as amended by this Act;

Section 27 (Appointment of receiver);

Section 29 (Issue of redeemable preference capital and debenture stock).

Act of 1927—

Section 32 (Debenture stock);

Section 34 (Application of funds);

Section 35 (As to holdings of debenture stock).

MISCELLANEOUS.

As to reserved and contingency funds.

48.—(1) The aggregate amount which may be carried by the Company in any year to any reserved fund formed in pursuance of section 76 of the Waterworks Clauses Act 1847 and to any contingency fund formed under section 122 of the Companies Clauses Consolidation Act 1845 shall together not exceed a sum equal to one per centum of the capital for the time being expended by the Company for the purposes of the undertaking.

(2) The aggregate amount standing to the credit of any such reserved fund and contingency fund of the Company as aforesaid shall together not at any time exceed a sum equal to ten per centum of the capital for the time being expended by the Company for the purposes of the undertaking.

Limitation on carry forward.

49. 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):—

(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; A.D. 1930.

- (b) An amount equal to the total sum which the Company would be lawfully entitled to distribute as dividends on their pre-preference 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 or debenture stock.

50. In addition to any lands which the Company are by any other provisions of the East Surrey Water Acts and Orders 1862 to 1930 authorised to acquire or hold the Company may by agreement purchase or take on lease or otherwise acquire and hold further lands for the purposes of the undertaking or any easement right or privilege in over or under any lands or otherwise but the quantity of lands held by the Company in pursuance of this section shall not at any time exceed one hundred acres. Provided that the Company shall not create or permit a nuisance on any such land nor erect any buildings thereon except offices and buildings for persons in their employ and such buildings and works as are required for or are connected with or incident to the purposes of the undertaking. Provided also that the Company shall not construct any works for taking or intercepting water from any lands acquired by them under the powers of this section unless the works are authorised by and the lands on which the works are to be constructed are specified in some future Act of Parliament or Order having the force of an Act. Acquisition of lands by agreement.

51.—(1) Notwithstanding anything in the East Surrey Water Acts and Orders 1862 to 1930 it shall be lawful for the Company (if they think fit) to continue to supply water to any houses or premises within the parish of Hartfield in the rural district of East Grinstead in the county of Sussex to which the Limpsfield Company were supplying water on the twenty-third day of August nineteen hundred and twenty-nine. Provided that nothing in this section shall be construed as including that parish or any part thereof within the limits of supply. Supply of water in Hartfield.

A.D. 1930. — or as imposing any obligation on the Company to supply water to those houses or premises or any of them.

(2) Notwithstanding anything in subsection (1) hereof but subject to the provisions of subsection (3) hereof the supply of water to the houses and premises aforesaid shall only be continued for so long as the East Grinstead Rural District Council shall consent thereto but the council shall not withhold its consent to the continuance of such supply unless and until the council are able and willing to take over the supply of water to those houses and premises.

(3) Nothing in this section shall relieve the Company from any obligation under any agreement entered into by the Limpsfield Company before the said twenty-third day of August nineteen hundred and twenty-nine with respect to the supply of water to such houses and premises or any of them so far as the agreement is valid and shall become binding on the Company under the provisions of section 30 (Contracts to be binding) of this Act.

Separate
communica-
tion pipes
may be
required.

52.—(1) The Company shall not be bound to supply more than one house or part of a house occupied as a separate tenement by means of the same communication pipe and they may if they think fit require that a separate pipe be laid from the main pipe into each house or part of a house occupied as a separate tenement supplied by them with water :

Provided that this section shall not apply in the case of a communication pipe which at the passing of this Act is used for the supply of water to more than one house or part of a house unless and until such communication pipe becomes defective or requires renewal in which event the Company may require that a separate pipe be laid from the main pipe into each house or part of a house occupied as a separate tenement formerly supplied with water by means of that communication pipe.

(2) If the owner of any house or part of a house occupied as a separate tenement and supplied with water by the Company when so required in pursuance of the preceding subsection fails within a period of three months after the receipt of such requirement to provide a separate pipe from the main into such house or part of a house the Company may themselves

do the work necessary in that behalf and may recover the cost incurred by them in so doing from the owner. A.D. 1930.

(3) Section 51 (Company not bound to supply several houses by one pipe) of the East Surrey Water Act 1885 is hereby repealed.

53. Notwithstanding anything in any Act 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 any 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 any communication or service pipe of such owner or occupier therewith 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.

Company
to connect
communica-
tion pipes
with mains.

54.—(1) Notwithstanding anything in any Act relating to the Company a person shall not be entitled to demand or continue to receive from the Company a supply of water to any caravan shack hut tent or other like structure unless he has agreed with the Company to take a supply of water by meter and to pay to the Company such minimum annual sum as will give them a reasonable return on the capital expenditure incurred by them in providing the supply or supplies required by him and will cover other standing charges incurred by them in order to meet the possible maximum demand for his caravan shack hut tent or structure and will yield a reasonable return on the cost of the water consumed or used by him and unless he has secured to the reasonable satisfaction of the Company by way of deposit or otherwise payment of such a sum as may be reasonable having regard to the possible maximum demand of such person for his caravan shack hut tent or structure.

Special
terms for
supplies to
caravans &c.

(2) The sum to be so paid and the security to be so given shall be determined in default of agreement by a court of summary jurisdiction who may also order by which of the parties the costs of the proceedings before them shall be paid and the decision of the court shall be final and binding on all parties.

A.D. 1930.

(3) Notwithstanding anything in this section or any other provisions of or incorporated with this Act the Company shall not (unless required so to do by the Minister of Health) supply water to any caravan shack hut tent or other like structure if the local authority for the borough or district in which the structure is situated objects to the supply being given.

Extension
of power to
inspect
premises.

55. In addition to the powers conferred by section 57 of the Waterworks Clauses Act 1847 any duly authorised 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 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
opening
valves &c.

56. 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 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 that section shall extend and apply accordingly.

For protec-
tion of
Surrey
County
Council.

57. Section 37 (For protection of Surrey County Council) of the Act of 1927 shall extend to and be in force within the Limpsfield limits and the Chelsham limits as if it were re-enacted in this Act and as if in its application within the limits aforesaid the expression "the existing Acts and Orders" in the section meant the East Surrey Water Acts and Orders 1862 to 1927.

For
protection
of Southern
Railway
Company.

58. For the protection of the Southern Railway Company (in this section referred to as "the Southern Company") the following provisions shall unless otherwise agreed in writing between the Company and the

Southern Company have effect within the Limpsfield A.D. 1930.
limits and the new limits but not elsewhere :—

- (1) In laying down altering improving enlarging extending or renewing or in the executing or effecting the repairs of any mains pipes culverts or other works in the exercise of any powers conferred on the Company by this Act upon across over under or in any way affecting the railways lands and property belonging to or used or occupied by the Southern Company or the bridges approaches viaducts stations or other works or any level crossings over the said railways the same shall be done under the superintendence if the same be given and to the reasonable satisfaction of the principal engineer for the time being of the Southern Company and only according to such plans and sections and in such manner as shall be submitted to and as shall be previously reasonably approved by him in writing or if he fails to signify his approval or disapproval or to give other direction within twenty-eight days after the submission of such plans and sections as aforesaid in such manner as shall be determined by arbitration as provided in subsection (6) of this section Provided that nothing in this subsection shall authorise the Company to occupy or use permanently with their works the surface of any land or property of the Southern Company :
- (2) All such works shall be done by and at the expense of the Company who shall also restore and make good to the reasonable satisfaction of the Southern Company's said engineer the roads over any bridges level crossings and approaches which the Southern Company are or may be liable to maintain and which may be disturbed or interfered with by or owing to any operations of the Company :
- (3) All such works and operations and all matters incidental thereto shall be constructed executed and done so as to cause as little injury as may be to such railways bridges level crossings

A.D. 1930.

approaches viaducts stations works lands or property or interruption to the passage or conduct of traffic over such railways or at any station thereon :

- (4) If any injury or interruption shall arise from or in any way be owing to any of the works operations and matters aforesaid or to the bursting leakage or failure of any such mains pipes culverts or works in under or near to any bridge or level crossing of the Southern Company the Company shall make compensation to the Southern Company in respect thereof and the amount of such compensation shall be determined by arbitration in the manner hereinafter provided in subsection (6) of this section :
- (5) The Company shall acquire only such an easement across over or under any of the railways works and property of the Southern Company as may be necessary for constructing and maintaining any of their works and shall pay to the Southern Company for any such easement to be so acquired by them such sum either annual or otherwise as may be agreed upon or failing agreement as shall be settled by arbitration in manner provided by the Lands Clauses Acts with respect to the acquisition of lands otherwise than by agreement and for the purposes of such arbitration the easement so to be taken shall be deemed to be lands :
- (6) Except as regards any difference which may arise under subsection (5) of this section any difference which may arise between the Southern Company and the Company under this section shall be referred to and determined by an engineer to be appointed (failing agreement) by the Minister of Transport on the application of either party after notice in writing to the other and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such reference.

59. Section 32 (Closing of transfer books previous to declaring a dividend or paying interest) of the Act of 1921 shall have effect as if the word "payment" were substituted for the word "declaration" in both places where that word is used.

A.D. 1930.

Closing of
transfer
books.

60. 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 charged against revenue.

Costs of
Act.

The SCHEDULES referred to in the foregoing Act.

THE FIRST SCHEDULE.

ACTS AND ORDERS RELATING TO THE COMPANY.

The Caterham Spring Water Company's Act 1862.

The Caterham Spring Water Order 1873.

The Caterham Spring Water Company's Act 1881.

The East Surrey Water Act 1885.

The East Surrey Water Order 1894

The East Surrey Water Act 1896.

The East Surrey Water Order 1900.

The East Surrey Water Order 1912.

The East Surrey Water Act 1921.

The East Surrey Water Act 1927.

A.D. 1930.

THE SECOND SCHEDULE.

STATEMENT OF SHARE AND LOAN CAPITAL OF EAST
SURREY WATER COMPANY.

(A) SHARE CAPITAL (SHARES AND STOCK).

Act or Order.	Description of Capital.	Maximum Dividend.	Total paid up.		Total Amounts Autho- rised.
			Nominal.	Premium.	
		Per centum.	£	£	£
Act of 1862 s. 5	Ordinary A shares	10	28,000	—	28,000
Act of 1885 s. 9 Order of 1894 s. 7 Act of 1896 s. 29 Order of 1900 s. 6 Order of 1912 s. 15 Act of 1921 s. 19	Ordinary B shares	7	374,400	127,600	638,430
Act of 1927 s. 5	Ordinary B shares	7	86,430	—	
Order of 1873 s. 5 Act of 1881 s. 7 Act of 1885 s. 9	Preference shares -	5	50,000	—	100,000
Act of 1927 s. 30	Ordinary or prefer- ence shares.	—	—	—	
Act of 1896 s. 15	Preference stock -	4	75,000	—	75,000
			£613,830	£127,600	£841,430
			£741,430		

(B) LOAN CAPITAL.

A.D. 1930.

Act or Order.	Description.	Rate of Interest.	Total Amount Borrowed.		Remain- ing to be Borrowed.	Total Amounts Autho- rised.
			Nominal.	Premium.		
		Per centum.	£	£	£	£
Act of 1862 s. 17 - Order of 1873 s. 5 - Act of 1881 ss. 7 & 16. Act of 1885 s. 16 - Order of 1894 s. 7 - Act of 1896 s. 39 - Order of 1900 s. 6 -	Consolidated debenture stock.	4	92,700	10,068	5,732	108,500
Act of 1927 s. 5 -	Consolidated debenture stock.	4	18,372	—	—	18,372
Order of 1912 s. 15 (2). Act of 1921 s. 25 (2)	Redeemable debenture stock.	5	60,000	—	—	160,000
Act of 1921 s. 25 (1)	Redeemable debenture stock.	6	100,000	—	—	
Act of 1927 s. 31 (1) Act of 1927 s. 31 (2) Act of 1927 s. 31 (3)	Mortgages or debenture stock.	—	—	—	{ 21,500 24,628 50,000 }	96,128
			£271,072	£10,068	£101,860	£383,000
			£281,140			

A.D. 1930.

THE THIRD SCHEDULE.

STATEMENT OF SHARE AND LOAN CAPITAL OF LIMPSFIELD
AND OXTED WATER COMPANY.

(A) SHARE CAPITAL.

Act or Order.	Description of Capital.	Maximum Dividend.	Total Paid Up.		Total amounts authorised.
			Nominal.	Premium.	
Act of 1888	Old A ordinary shares	10 per centum	£ 3,760	£ s. d.	£ 3,760
	Old B ordinary shares	7 per centum	740	Nil	740
	New ordinary shares (Premiums thereon £910)	7 per centum	10,000		10,000
Act of 1902	D ordinary shares	7 per centum	16,000	4,652 6 4	40,000
	E ordinary shares	7 per centum	8,000	2,251 0 9	
			£38,500	£6,903 7 1	£54,500

(B) LOAN CAPITAL.

Act or Order.	Description.	Rate of Interest.	Total Amount Borrowed Nominal.	Total Amount Authorised.
Act of 1888	Debenture stock	4 per centum	£ 4,000 0 0	£ 4,000 0 0
Act of 1902	Debenture stock	4 per centum	6,883 6 8	10,000 0 0
Limpsfield and Oxted Water (Capital Issues) Consent 1923	Debenture stock or borrowed money	5 per centum	10,000 0 0	10,000 0 0
			£20,883 6 8	£24,000 0 0

THE FOURTH SCHEDULE.

A.D. 1930.

LIMPSFIELD LIMITS.

County of Surrey—

1. The parishes of Limpsfield Oxted and Titsey in the rural district of Godstone except the portions of those parishes which are included within the limits of supply of the Chelsham and Woldingham Waterworks Company Limited as stated in the Fifth Schedule.

2. The parish of Tatsfield in the rural district of Godstone except the portion of that parish which is situate to the northward of Pilgrims' Road including that road.

County of Kent—

The parishes of Cowden and Edenbridge in the rural district of Sevenoaks.

The portion of the parish of Westerham in the rural district of Sevenoaks which lies to the south of an imaginary straight line drawn from the southern end of the pond numbered on the Ordnance map (Scale 1/2500) (edition of 1909) Kent sheet XXXIX—7.19 in that parish to the point of the western boundary of the parish where the footpath intersects it near "Rooks' Nest" at the southern end of the field numbered on sheet XXXIX—9 of the same Ordnance map 625 in that parish.

THE FIFTH SCHEDULE.

CHELSHAM LIMITS.

The parishes of Chelsham and Woldingham in the rural district of Godstone except the portions of those parishes which were included within the limits of supply of the East Surrey Water Company by the East Surrey Water Order 1912.

The portions of the parishes of Oxted Limpsfield and Titsey in the rural district of Godstone which lie to the north and west of an imaginary line drawn from the point where the boundary of the parish of Woldingham intersects the boundary of the parish of Oxted at a point $16\frac{1}{4}$ chains or thereabouts measured in a south-easterly direction from the south-western corner of the

A.D. 1930. Chelsham Company's reservoir in the parish of Woldingham situate on the enclosure No. 116 on the (1/2500) Ordnance map Surrey sheet XXVII—8 (2nd edition 1896) thence proceeding in an easterly direction at a distance of 500 feet from and parallel with the southern boundary of the road leading from Woldingham to Westerham to the point where the eastern boundary of White Lane intersects the said road thence across Clarks Lane thence along the eastern boundary of the road leading from White Lane to Tatsfield to the point where the boundary of the parish of Tatsfield intersects the said road thence along the boundary of the parishes of Tatsfield and Titsey to the boundary of the parish of Chelsham.

THE SIXTH SCHEDULE.

SECTIONS OF LIMPSFIELD ACTS SAVED FROM REPEAL.

LIMPSFIELD AND OXTED WATER ACT 1888.

Present
property of
Limited
Company
vested in
Company
incorporated
by this Act.

6. Subject to the provisions of this Act all the lands water-works reservoirs aqueducts conduits erections buildings rights and easements which immediately before the passing of this Act were vested in the Limited Company or any person in trust for them or to which the Limited Company were in anywise entitled and all mains and pipes plant hydrants engines plugs meters apparatus stock effects matters and things which have been by them purchased provided laid down erected or placed in any place or house within the limits of this Act or which immediately before the passing of this Act were the property of the Limited Company and all moneys securities credits effects and other property whatsoever which immediately before the passing of this Act belonged to the Limited Company or to any trustee on their behalf and the benefit of all contracts and engagements entered into by or on behalf of the Limited Company and immediately before the passing of this Act in force shall be and the same are hereby vested in the Company to the same extent and for the same estate and interest as the same were previously to the passing of this Act vested in the Limited Company or any trustee on their behalf and may according to the provisions of this Act be held and enjoyed sued for and recovered maintained altered discontinued removed dealt with and disposed of by the Company as they think fit.

NOTE.—In the above section “the Limited Company” means the former Limpsfield and Oxted Water Company (Limited).

46. Subject to the provisions of this Act the Company may from time to time maintain improve and renew or discontinue their existing waterworks upon the lands on which the same are erected or any part thereof and they may also upon the same lands or upon any lands acquired or to be acquired by them erect lay down provide and from time to time maintain improve and renew or discontinue additional waterworks wells cuts shafts mains pipes engines tunnels meters machinery and other works and apparatus and conveniences in connection with or in addition to their existing waterworks and may do all such acts as they may think proper for storing and supplying water within the limits of this Act and may store and supply water accordingly.

A.D. 1930.

—
Power as to
main-
tenance
and re-
newal of
waterworks.

LIMPSFIELD AND OXTED WATER ACT 1902.

4. Subject to the provisions of this Act the Company may wholly in the county of Surrey and in the lines and situation and upon the lands delineated on the deposited plans and described in the deposited book of reference make and maintain the following works shown on the deposited plans and sections (that is to say):—

Power to
make works.

A service reservoir wholly in the parish of Limpsfield in the county of Surrey having a superficial area of ten thousand feet or thereabouts in or near the south-eastern corner of the lands known as the High Chart numbered 301 on the 1/2500 Ordnance map (1894) of the said parish of Limpsfield and distant three chains or thereabouts in a southerly direction from the southern side of the main road from Limpsfield to Edenbridge;

A line or lines of pipes commencing in the parish of Tatsfield in the county of Surrey in the south-western corner of a field numbered 215 on the 1/2500 Ordnance map (1894) of the said parish of Tatsfield and terminating in the said parish of Limpsfield in the said county of Surrey on the northern side of the reservoir hereinbefore described in the said High Chart numbered 301 on the 1/2500 Ordnance map (1894) of the said parish of Limpsfield;

A well or wells and pumping station wholly in the parish of Tatsfield in the county of Surrey to be situate partly in the southern side of a field known as Acres Slip numbered 215 on the 1/2500 Ordnance map revised edition (1894) of the said parish of Tatsfield and partly on the eastern side of a field numbered 221 on the last-mentioned Ordnance map of the said parish of Tatsfield.

5. The Company in addition to the foregoing works may upon any lands for the time being belonging to them make and maintain all such embankments dams culverts cuts shafts approaches catchwaters and drains overflows filter beds water towers engines pumps conduits tanks pipes valves and by-washes houses buildings apparatus and conveniences as may be necessary or

Power to
make
subsidiary
works.

A.D. 1930. convenient in connection with or subsidiary to the before-mentioned works or any or either of them but nothing in this section shall exonerate the Company from any action indictment or other proceeding for nuisance in the event of any nuisance being committed by them.

Power to
take
waters.

13. Subject to the provisions of this Act the Company may collect impound take use divert and appropriate for the purposes of their undertaking all such springs streams and waters as will or may be intercepted by the works by this Act authorised or as may be found in on or under any of the lands for the time being belonging to the Company.

THE SEVENTH SCHEDULE.

SECTION OF CHELSHAM AND WOLDINGHAM WATER ORDER 1910 SAVED FROM REPEAL.

Power to
maintain
existing
works and
to supply
water.

17. The undertakers may on the lands upon which the same are situate if and so long as they are possessed of the said lands or so long as they may be entitled so to do under any agreement maintain and continue their existing waterworks hereinafter described and subject as aforesaid may alter enlarge renew and improve the same with all mains pipes machinery and other works connected therewith and necessary for the supply of water and they may subject to the provisions of this Order supply and sell water for domestic and other purposes within the limits of supply.

The existing waterworks hereinbefore referred to are—

- (a) The works machinery and apparatus at present used for utilising and distributing a supply of water from the existing well and pumping station in the parish of Chelsham situate on the enclosure numbered 291 on the 1/2500 Ordnance map Surrey sheet XX—16 (2nd edition 1896);
- (b) A tank in the parish of Woldingham at Nether Court on the enclosure numbered 64 on the 1/2500 Ordnance map Surrey sheet XXVII—4 (2nd edition 1896);
- (c) A covered reservoir also in the parish of Woldingham on the enclosure numbered 116 on the 1/2500 Ordnance map Surrey sheet XXVII—8 (2nd edition 1896).

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