



## CHAPTER xliv.

An Act to provide for the transfer of the undertaking of the Enfield Gas Company to the Tottenham and Edmonton Gas Light and Coke Company and to confer on such Company certain powers in regard to the supply of electricity and for other purposes.

A.D. 1913.

[15th August 1913.]

**W**HEREAS the Tottenham and Edmonton Gas Light and Coke Company (in this Act referred to as "the Company") were incorporated by the Tottenham and Edmonton Gas Act 1859 (in this Act referred to as "the Act of 1859") for the purpose of making and supplying gas within the parishes of Tottenham Edmonton and Hornsey in the county of Middlesex and for other purposes:

22 & 23 Vict.  
c. lxi.

And whereas in addition to the public Acts to which they are subject the Company are subject to the private Acts set out in the First Schedule to this Act so far as such private Acts are not repealed or amended:

And whereas the issued capital of the Company consists of one hundred and twenty thousand pounds consolidated "A" stock entitled to a standard dividend of five pounds per centum per annum and four hundred and eighty-three thousand nine hundred and forty pounds consolidated "B" stock entitled to a standard dividend of three pounds ten shillings per centum per annum subject in each case to increase or decrease in accordance with the decrease or increase below or above their standard price of three shillings and eightpence per thousand cubic feet in the price for the time being charged by the Company for gas supplied by them:

[Price 2s. 6d.]

A.D. 1913.

And whereas the Company have created and issued four per centum debenture stock to the amount of one hundred and forty-nine thousand four hundred and seventy pounds :

And whereas the price now charged by the Company for gas supplied by them to persons who consume the same by meter is two shillings and twopence per thousand cubic feet :

30 & 31 Vict. c. cxxvii. And whereas the Enfield Gas Company (in this Act referred to as "the Enfield Company") were incorporated by the Enfield Gas Act 1867 :

42 & 43 Vict. c. clix.  
46 & 47 Vict. c. xlv.  
61 & 62 Vict. c. lvii.  
1 & 2 Geo. 5. c. xlii. And whereas by the Enfield Gas Order 1879 scheduled to and confirmed by the Gas and Water Orders Confirmation Act 1879 the Enfield Gas Order 1883 scheduled to and confirmed by the Gas and Water Orders Confirmation Act 1883 the Enfield Gas Act 1898 and the Enfield Gas Act 1911 further powers were conferred upon the Enfield Company :

And whereas by virtue of the said Acts relating to the Enfield Company the Enfield Company are empowered to make and supply gas within an area consisting of such parts of the parishes of Enfield Edmonton and Southgate in the county of Middlesex as are specified in the Second Schedule to this Act and pursuant to those Acts the Enfield Company are now supplying gas within the said area :

And whereas the issued capital of the Enfield Company now consists of the following :—

One hundred and thirty-seven thousand two hundred and eighty pounds of consolidated ordinary stock ; and

Twenty-six thousand three hundred and twenty-five pounds of consolidated preference stock :

And whereas the said consolidated ordinary stock is entitled to a standard dividend of five pounds per centum per annum subject to increase or decrease in accordance with the decrease or increase below or above their standard price of four shillings and sixpence per thousand cubic feet in the price for the time being charged by the Enfield Company for gas supplied by them and the said consolidated preference stock is entitled to a dividend of five pounds per centum per annum :

And whereas the price now charged by the Enfield Company for gas supplied by them to persons who consume the same by meter is three shillings and one penny per thousand cubic feet :

And whereas the Enfield Company have created and issued debenture stock to the nominal amount of twenty-five thousand pounds bearing interest at the rate of four pounds per centum per annum and debenture stock to the nominal amount of five thousand five hundred pounds bearing interest at the rate of five pounds per centum per annum : A.D. 1913.

And whereas the area within which the Enfield Company are supplying gas as aforesaid adjoins the area within which the Company are supplying gas and the Enfield Company have agreed to sell their undertaking to the Company and the Company have agreed to purchase the said undertaking upon the terms hereinafter set forth :

And whereas it would be to the advantage of the consumers of gas within the areas supplied by the said Companies respectively and it is expedient that the sale and purchase of the said undertaking should be sanctioned as by this Act provided :

And whereas immediately before the passing of this Act the Enfield Company were entitled to raise the sum of one hundred and two thousand eight hundred pounds ten shillings and elevenpence by the creation and issue of further amounts of consolidated ordinary stock or consolidated preference stock :

And whereas by section 30 (Power to vary the number of directors) of the Act of 1859 it was provided that the number of directors of the Company should not at any time be less than three nor more than five and by section 54 (Increase of number of directors) of the Tottenham and Edmonton Gas Act 1906 it was provided that the maximum number of directors of the Company should be increased to six : 6 Edw. 7.  
c. clxxvii.

And whereas it is expedient that the provisions contained in this Act with respect to the price to be charged by the Company for gas supplied by them in that part of their enlarged area of supply which will comprise the existing limits of supply of the Enfield Company should be made :

And whereas portions of the district supplied with gas by the Enfield Company are within the limits for the supply of gas of the Barnet District Gas and Water Company under the Barnet District Gas and Water Act 1872 and of the Southgate and District Gas Company under the Colney Hatch Gas Company's Act 1866 but the said companies are not supplying and never have supplied gas to any part of the district supplied by the Enfield Company 35 & 36 Vict.  
c. clxxxix.  
29 Vict.  
c. lxxxii.

[Ch. xliv.]      *Tottenham and Edmonton Gas*      [3 & 4 GEO. 5.]  
*Act, 1913.*

A.D. 1913.      and it is therefore expedient that so much of the last-mentioned Acts and any Act or Acts amending the same as relates to the supply of gas within any portions of the district supplied with gas by the Enfield Company should be repealed:

61 & 62 Vict.  
c. clxi.      And whereas by the Tottenham and Edmonton Gas Act 1898 the Company were empowered to make application under the Electric Lighting Acts for a Provisional Order or licence to produce and supply electricity for public and private purposes and to expend any moneys raised under that Act for the purpose of carrying into effect any such Provisional Order or licence:

2 Edw. 7.  
c. xci.      And whereas by the Wood Green Electric Lighting Order 1902 (in this Act referred to as "the Order of 1902") and scheduled to and confirmed by the Electric Lighting Orders Confirmation (No. 1) Act 1902 the urban district council of Wood Green were empowered to supply and distribute electricity within the urban district of Wood Green:

And whereas the powers conferred by the Order of 1902 have not been exercised and it is expedient and it has been agreed subject to the provisions of this Act that the undertaking authorised by the said Order shall be transferred to and vested in the Company and it is expedient that the powers in this Act contained should be conferred on the Company in relation to the supply of electricity:

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

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 (that is to say):—

PART I.

PRELIMINARY.

Short title.

1. This Act may be cited as the Tottenham and Edmonton Gas Act 1913.

2. This Act is divided into Parts as follows:—

A.D. 1913.

Part I.—Preliminary.

Act divided  
into Parts.

Part II.—Acquisition of undertaking of the Enfield  
Company.

Part III.—Supply of gas in Enfield district.

Part IV.—Change of name of Company.

Part V.—Electricity.

Part VI.—Miscellaneous powers and provisions.

3. The Gasworks Clauses Act 1847 as amended by the Gasworks Clauses Act 1871 is hereby incorporated with this Act so far as the provisions thereof are applicable for the purposes of and are not inconsistent with or varied by the provisions of this Act:

Incorporation of  
Gasworks  
Clauses  
Acts.

Provided that section 13 of the said Gasworks Clauses Act 1847 shall be read as if the words “or any premises” were inserted after the words “private building” and as if the words “Provided also that every such contract entered into by the Company shall be alike in terms and amount under like circumstances to all consumers” were added at the end of that section.

4.—(1) The clauses and provisions of the Companies Clauses Consolidation Act 1845 with respect to the following matters (that is to say):—

Application  
of certain  
provisions of  
Companies  
Clauses  
Acts.

The distribution of the capital of the Company into shares;

The transfer or transmission of shares;

The general meetings of the Company and the exercise of the right of voting by the shareholders;

The making of dividends;

The giving of notices; and

The provision to be made for affording access to the special Act by all parties interested;

and Part III. (relating to debenture stock) and Part IV. (relating to change of name) of the Companies Clauses Act 1863 as amended by subsequent Acts shall so far as the same are respectively applicable and except so far as the same may be varied by or are inconsistent with the provisions of this Act apply to the



A.D. 1913. Company and to any ordinary stock preference stock or debenture stock of the Company to be issued under the provisions of this Act.

(2) The provisions of the Companies' Clauses Consolidation Act 1845 with respect to the conversion of borrowed money into capital shall cease to apply to the Company.

Interpreta-  
tion.

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

“The Company” means the Tottenham and Edmonton Gas Light and Coke Company;

“The Enfield Company” means the Enfield Gas Company;

“The Tottenham district” means the limits of the Company for the supply of gas as existing immediately before the passing of this Act;

“The Enfield district” means the limits of supply of the Enfield Company as existing immediately before the passing of this Act and as described in the Second Schedule to this Act;

“The Enfield undertaking” includes subject to the provisions of this Act all rights of making distributing and supplying gas and all other the rights powers authorities and privileges whatsoever of the Enfield Company and all property assets and effects whatsoever and wheresoever and whether real or personal including cash balances reserve special purposes and replacement funds investments and all other interests and rights in to and out of the property whether real or personal and obligations and things in action of or belonging to the Enfield Company upon or immediately before the date of transfer hereinafter specified and all books accounts deeds writings and documents relating thereto except any agreements entered into or to be entered into between the Enfield Company and the Company relating to the transfer to the Company of the Enfield

undertaking and any letters and documents relative to the enforcing of any such agreement by the Enfield Company but subject to all contracts debts liabilities and obligations of the Enfield Company which shall be subsisting on the said date; A.D. 1913.

“The date of transfer” means the first day of January one thousand nine hundred and fourteen;

The expression “limits of supply” means in relation to the Company the area within which the Company are for the time being authorised to supply gas;

“The Act of 1898” means the Tottenham and Edmonton Gas Act 1898;

“The Act of 1906” means the Tottenham and Edmonton Gas Act 1906;

“The Order of 1902” means the Wood Green Electric Lighting Order 1902 scheduled to and confirmed by the Electric Lighting Orders Confirmation (No. 1) Act 1902;

“The electricity undertaking” means the undertaking of the Company for the supply of electricity;

“The undertaking” includes the gas undertaking and the electricity undertaking.

## PART II.

### ACQUISITION OF UNDERTAKING OF THE ENFIELD COMPANY.

6.—(1) As on and from the date of transfer the Enfield undertaking shall by virtue of this Act be transferred to and vested in the Company upon and subject to the terms and conditions contained in this Act.

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

(2) As on and from the date of transfer the Enfield undertaking shall form part of the undertaking of the Company and the Enfield Company shall be and is hereby dissolved.

7.—(1) As soon as reasonably practicable after the date of transfer the Company shall subject to and in accordance with the provisions of this Act issue to those persons who at the date of transfer held consolidated ordinary stock or consolidated

Company to  
issue con-  
solidated  
ordinary  
and prefer-  
ence stock in

A.D. 1913.  
substitution  
for consoli-  
dated stock  
of Enfield  
Company.

preference stock of the Enfield Company "B" consolidated stock of the Company and preference stock of the Company to be created as hereinafter provided as follows (that is to say):—

To each such holder of consolidated ordinary stock of the Enfield Company for each one hundred pounds of such stock held by him the sum of one hundred and five pounds of such "B" consolidated ordinary stock of the Company;

To each such holder of consolidated preference stock of the Enfield Company for each one hundred pounds of such stock held by him the sum of one hundred pounds of preference stock of the Company;

and so in proportion for any less amount than one hundred pounds of any such consolidated stock of the Enfield Company.

(2) The preference stock of the Company to be issued under the provisions of this section shall be entitled to a preferential dividend of five pounds per centum per annum and the provisions of section 14 of the Companies Clauses Act 1863 shall apply to such preference stock as though that section were incorporated with this Act and the holders of such preference stock shall be entitled to voting rights equal to those of the holders of ordinary stock of the Company.

As to mort-  
gage debts  
of Enfield  
Company.

8. All moneys due by the Enfield Company at the date of transfer on mortgage of the Enfield undertaking (other than money raised by the issue of debenture stock) shall as from that date become and be charged upon the undertaking of the Company as if such mortgages had been granted by the Company on the dates on which the same were respectively granted by the Enfield Company and the interest on moneys so due shall rank in all respects save as to the rate of such interest *pari passu* with the interest on all debenture stock of the Company issued or to be issued under the provisions of the Acts relating to their undertaking.

Company to  
issue debenture stock  
in substitution  
for  
debenture

9. As soon as reasonably practicable after the date of transfer the Company shall subject to and in accordance with the provisions of this Act issue to those persons who at the date of transfer held debenture stock of the Enfield Company debenture



stock of the Company to be created as hereinafter provided as follows (that is to say):—

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stock of  
 Enfield  
 Company.

To each such holder of five per centum debenture stock of the Enfield Company for each one hundred pounds of such debenture stock held by him the sum of one hundred and twenty-five pounds four per centum debenture stock of the Company;

To each such holder of four per centum debenture stock of the Enfield Company for each one hundred pounds of such debenture stock held by him the sum of one hundred pounds four per centum debenture stock of the Company;

and so in proportion for any less amount than one hundred pounds of such debenture stock of the Enfield Company.

10.—(1) On the date of transfer there shall be created by virtue of this Act and without any other requisite such a nominal amount of (i) "B" consolidated ordinary stock of the Company ranking *pari passu* with the existing "B" consolidated ordinary stock of the Company (ii) preference stock of the Company entitled to a dividend of five pounds per centum per annum and (iii) four per centum debenture stock of the Company as shall be requisite to give effect to the provisions of this Act with respect to the transfer of the Enfield undertaking.

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

(2) The amounts of "B" consolidated ordinary stock and of preference stock and of debenture stock of the Company to which the holders of consolidated stock or debenture stock of any class of the Enfield Company become entitled by virtue of this Act shall be vested in such holders as on and from the date of transfer and such holders shall (subject to the provisions of the section of this Act of which the marginal note is "As to fractional parts of five pounds") be registered in the books of the Company forthwith after the date of transfer as the holders of such amounts respectively.

(3) The "B" consolidated ordinary stock and preference stock and debenture stock of the Company to be created as aforesaid shall rank for dividend or interest as from the thirty-first day of December one thousand nine hundred and thirteen and as from that date the consolidated stock and debenture stock of the Enfield Company shall cease to bear any dividend or interest.

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As to fractional parts of five pounds.

11.—(1) In every case where under the foregoing provisions of this Act a holder of consolidated stock or debenture stock of the Enfield Company would be entitled to be registered as the holder of any fractional part of five pounds of "B" consolidated ordinary stock or of preference stock or of debenture stock of the Company or of any amount of such stocks including any such fractional part as aforesaid the Company in lieu of registering such holder and issuing to him a certificate as holder of such fractional part of five pounds of stock or of an amount of stock including such fractional part shall at the same time as they register such holder in their books pay to him (except as hereinafter provided) a sum in cash equal to the value (to be determined as hereinafter mentioned) of such fractional part on the date of transfer and the Company shall register such holder and issue to him a certificate as holder of the amount (if any) of stock of the Company to which he shall be entitled as aforesaid excluding such fractional part and the receipt of such holder for the sum in cash so to be paid as aforesaid shall be a sufficient discharge to the Company in respect of such fractional part. The Company may either cancel all or any of the stock in respect of which such payment has been made or issue the same to any willing purchaser thereof in amounts of five pounds or multiples thereof but not otherwise and any loss or expense which may be incurred in connection with such issue shall be borne by the Company.

(2) The value of any such fractional part of stock shall for the purposes of this section be calculated in the case of "B" consolidated ordinary stock or debenture stock at the market price of such stock on the date of transfer and in the case of preference stock at such price as the respective auditors of the Company and the Enfield Company shall agree to be the fair price of such stock on that date and failing such agreement at such price as a chartered accountant to be appointed on the application of either Company shall certify to be the fair price of such stock on that date.

(3) In any case where under the foregoing provisions of this section any sum in cash would be payable to any person on account of any stock of the Company issued in substitution for consolidated stock of the Enfield Company held under the copartnership rules of that company the Company shall in lieu of paying such sum in cash to such person pay the same to

the trustees for the co-partnership scheme of the Company and such trustees shall forthwith credit the investment account of such person under such scheme with an amount equal to such sum. A.D. 1913.

**12.** The "B" consolidated ordinary stock of the Company created under or by virtue of this Act and to be issued to holders of consolidated ordinary stock of the Enfield Company shall rank *pari passu* with and shall in all respects and for all purposes be deemed to form part of and be consolidated with the existing "B" consolidated ordinary stock of the Company. As to ranking of "B" consolidated ordinary stock of Company created under Act.

**13.** The interest on all debenture stock of the Company created under or by virtue of this Act shall rank *pari passu* with the interest on all debenture stock of the Company issued or to be issued under the provisions of the Acts relating to the Company as if all such respective debenture stocks had been issued by the Company under this Act. As to interest on debenture stock created under Act.

**14.** The "B" consolidated ordinary stock preference stock or debenture stock of the Company of which the holders of consolidated stock or debenture stock of the Enfield Company are pursuant to the provisions of this Act registered as the holders and the sums of cash to be paid by the Company under this Act in respect of the fractional parts of five pounds as aforesaid shall after registration and payment thereof be held in the same right on the same trusts and subject (so far as is consistent with such provisions) to the same powers provisions charges and liabilities as those in upon or to which the consolidated stock or debenture stock of the Enfield Company for which such "B" consolidated ordinary stock preference stock or debenture stock of the Company or sums of cash are respectively substituted were held or were subject 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 consolidated stock or debenture stock of the Enfield Company and trustees executors or administrators and all other holders in any representative or fiduciary capacity of any consolidated stock or debenture stock of the Enfield Company are hereby expressly authorised and required to accept any "B" consolidated ordinary stock preference stock or debenture stock of the Company of which they are pursuant to the provisions of this Act registered Stock and debenture stock of Company to be equivalent to stock and debenture stock of Enfield Company.

A.D. 1913. as the holders and any sums of cash paid to them under the provisions of this Act and to hold dispose of or otherwise deal with such "B" consolidated ordinary stock preference stock or debenture stock or sums of cash in all respects as they might have held disposed of or otherwise dealt with the consolidated stock or debenture stock of the Enfield Company for which the same is substituted and are hereby indemnified in respect of all acts bonâ fide done by them in pursuance of the provisions of this Act.

Exchange of  
certificates.

**15.** The Company shall call in the certificates for consolidated ordinary stock consolidated preference stock or debenture stock of the Enfield Company for which "B" consolidated ordinary stock or preference stock or debenture stock of the Company and sums of cash (if any) are substituted under the provisions of this Act and shall issue free of charge in exchange for those certificates to the respective holders of the consolidated ordinary stock consolidated preference stock or debenture stock of the Enfield Company represented thereby certificates for "B" consolidated ordinary stock or preference stock or debenture stock (as the case may be) of the Company of the respective amounts and pay to such holders the sums of cash (if any) to which those holders are by virtue of this Act respectively entitled but no holder of consolidated ordinary stock consolidated preference stock or debenture stock of the Enfield Company shall be entitled to a new certificate or to receive any such sum of cash as aforesaid until he shall have delivered up to the Company to be cancelled the existing certificate for which such certificate and sum of cash (if any) are to be substituted or shall have proved to the reasonable satisfaction of the directors of the Company the loss or destruction of such certificate and shall have given to the Company an indemnity against any and every claim in respect of such lost or destroyed certificate or the stock or debenture stock represented thereby:

Provided that until the issue of such new certificates the holders of the existing certificates for consolidated ordinary stock consolidated preference stock or debenture stock of the Enfield Company shall (according to the amounts of "B" consolidated ordinary stock or preference stock or debenture stock of the Company to be issued under the provisions of this Act in substitution or part substitution for the consolidated ordinary stock consolidated preference stock or debenture stock of the

Enfield Company which they respectively represent) have and A.D. 1913.  
 possess the same rights and privileges as if such existing  
 certificates were certificates for those respective amounts of  
 "B" consolidated ordinary stock or preference stock or debenture  
 stock of the Company but if any such holder neglect or omit  
 to send or deliver to the Company his certificate or certificates  
 for consolidated ordinary stock consolidated preference stock or  
 debenture stock of the Enfield Company for the period of one  
 year after notice in writing sent by post to the address of such  
 holder appearing in the books of the Enfield Company the  
 Company may suspend the payment of any dividends or interest  
 declared or becoming payable upon or in respect of the  
 "B" consolidated ordinary stock or preference stock or debenture  
 stock of the Company so held by him until such certificate or  
 certificates is or are delivered up to the Company or is or are  
 proved to the reasonable satisfaction of the directors of the  
 Company to have been lost or destroyed and until such indemnity  
 as aforesaid shall have been given.

**16.** All transfers or other dispositions of any stock or debenture stock of the Enfield Company made but not registered prior to the issue by the Company to the holder of such stock or debenture stock of the certificate or certificates for the "B" consolidated ordinary stock or preference stock or debenture stock of the Company to which such holder is entitled under the provisions of this Act shall notwithstanding the provisions of this Act be valid and have due effect given to them respectively as transfers or dispositions of (as the case may be)—

Transfers of  
 stock or  
 debenture  
 stock of  
 Enfield Com-  
 pany to  
 operate as  
 transfers of  
 stock or  
 debenture  
 stock of  
 Company.

(a) The amounts (being in each case a multiple of five pounds) of "B" consolidated ordinary stock or preference stock or debenture stock of the Company which represent the stock or debenture stock of the Enfield Company thereby expressed to be transferred or disposed of and which are substituted for the same by this Act; or

(b) "B" consolidated ordinary stock or preference stock or debenture stock of the Company to the amount of the multiple of five pounds next below the amount of the "B" consolidated ordinary stock or preference stock or debenture stock of the Company which but for the provisions of the section of this Act of which



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the marginal note is "As to fractional parts of five pounds" would have represented the stock or debenture stock of the Enfield Company transferred or disposed of by such transfer or disposition as aforesaid and a sum in cash equal to the value on the date of transfer of any fractional part of five pounds of such "B" consolidated ordinary stock or preference stock or debenture stock of the Company such value to be determined as in the said section mentioned;

although the instrument of transfer or disposition shall describe the same as stock or debenture stock of the Enfield Company and the Company shall accordingly register the stock in the name of the transferee or person taking under the disposition and pay to such transferee or person the sum (if any) payable in cash and any bequest of or any covenant or provision of any deed or instrument which ought in the circumstances to apply to the stock or debenture stock of the Enfield Company so transferred or disposed of as aforesaid shall be held to apply to (a) an amount of "B" consolidated ordinary stock or preference stock or debenture stock of the Company equal to that which is under the provisions of this Act substituted for such stock or debenture stock of the Enfield Company and (b) any sum in cash payable under the provisions of this Act in respect of any fractional part of five pounds of "B" consolidated ordinary stock or preference stock or debenture stock of the Company.

As to dividend on consolidated stock of Enfield Company to 31st December 1913.

**17.**—(1) The Company shall on the date on which they shall pay the dividend on their existing consolidated ordinary stock for the half-year ending the thirty-first day of December one thousand nine hundred and thirteen pay to the persons who at the date of transfer held consolidated stock of any class of the Enfield Company out of the profits of the Enfield Company available for the purpose for the half-year ending on the said thirty-first day of December one thousand nine hundred and thirteen half-yearly dividends at the following respective rates per annum (that is to say):—

To each such holder of consolidated ordinary stock of the Enfield Company such rate as the said profits shall admit of but not exceeding five pounds ten shillings per centum on the amount held by him together with a bonus (if the profits earned by the Enfield undertaking during

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the said half-year are sufficient for the purpose and the actual price for gas permits such a payment) at a rate not exceeding one pound ten shillings per centum on the amount held by him;

To each such holder of consolidated preference stock of the Enfield Company five pounds per centum on the amount held by him;

subject in each case to deduction of income tax.

(2) Provided that the said dividends and bonus shall not be paid by the Company if the Enfield Company shall before the date of transfer have paid a dividend in respect of such half-year.

(3) Separate accounts of the Enfield Company shall be made out for the said half-year and be audited by the auditors of the Enfield Company in the same manner as they would have been audited if this Act had not been passed but as on and from the first day of January one thousand nine hundred and fourteen the accounts of the Enfield Company shall be incorporated in and dealt with as part of the accounts of the Company.

**18.**—(1) The several persons who immediately before the date of transfer appear on the registers of the Enfield Company to be holders of consolidated ordinary stock or consolidated preference stock or debenture stock of any class of the Enfield Company or the respective executors administrators or assigns of such persons shall for the purposes of this Act and subject to the provisions of the section of this Act of which the marginal note is "Transfers of stock or debenture stock of Enfield Company to operate as transfers of stock or debenture stock of Company" be deemed to be holders of consolidated ordinary stock or consolidated preference stock or debenture stock of the Enfield Company as the case may be and the secretary of the Enfield Company shall on the date of transfer deliver to the Company at the principal office of the Company the said registers and on and after the date of transfer the registers of transfers of consolidated ordinary stock or consolidated preference stock or debenture stock of the Enfield Company shall be permanently closed and (except as provided by the last-mentioned section of this Act) no transfer of any stock or debenture stock of the

Enfield Company's books to be evidence as to holders of stock and debenture stock.

A.D. 1913. Enfield Company 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 for "B" consolidated stock or preference stock or debenture stock (as the case may be) of the Company as aforesaid together with the payment of the sum in cash representing the market value on the date of transfer of any fractional part of five pounds of such "B" consolidated ordinary stock or preference stock or debenture stock as provided by the section of this Act of which the marginal note is "As to fractional parts of five pounds" to the persons whose names appear by the said registers to be registered holders of consolidated ordinary stock or consolidated preference stock or debenture stock of the Enfield Company or the respective executors or administrators of such persons or to the persons entitled thereto pursuant to the section of this Act of which the marginal note is "Transfers of stock or debenture stock of Enfield Company to operate as transfers of stock or debenture stock of Company" shall be a sufficient discharge to the Company for all purposes.

Provisions of  
Company's  
Acts to apply  
to limits as  
extended.

19. Subject to the provisions contained in this Act the private Acts specified in the First Schedule to this Act relating to or affecting the Company and their undertaking at the date of transfer (except so far as such Acts are repealed or amended) and the provisions of this Act relating to or affecting the Company shall apply to the whole gas undertaking of the Company in addition to the public Acts which apply to that undertaking and as from that date the Company may exercise within the Tottenham district and within the Enfield district all or any of the powers rights privileges and authorities conferred by the said Acts in relation to the Tottenham district or any part thereof or by this Act.

Certain pro-  
visions of  
Acts and  
Orders of  
Enfield  
Company to  
continue.

20. Such of the provisions of the Acts and Orders relating to the Enfield Company and the Enfield undertaking as are not repealed by this or any former Act shall continue in force within the Enfield district and the Company within the Enfield district may exercise the powers conferred and shall be subject to the obligations imposed by the said provisions in all respects as if the Company had been therein referred to instead of the Enfield Company:

Provided that notwithstanding anything in the said provisions with respect to the limits within which the Enfield Company may supply gas the Company shall be entitled to supply in any part of the limits of supply any gas manufactured by them under or by virtue of the powers conferred by the said provisions. A.D. 1913.

**21.**—(1) Notwithstanding the repeal by this Act of any enactment empowering the Enfield Company to raise money by the creation and issue of consolidated ordinary stock or consolidated preference stock the Company may at any time or times after the date of transfer exercise all or any of such powers so far as the same shall not have been exercised at or before the date of transfer. Power to Company to exercise unexercised powers of Enfield Company of raising capital.

(2) Any additional capital which the Company may create and issue in exercise of the said powers shall be created and issued as “A” consolidated stock or “B” consolidated stock or preference stock of the Company or partly in one way or partly in the other and shall rank *pari passu* with and shall in all respects and for all purposes be deemed to form part of and be consolidated with any stock of the Company of the same class existing at the time of such creation or issue.

(3) All stock issued by the Company pursuant to this section shall be issued subject to and in accordance with the provisions of the Acts regulating the issue of capital by the Company.

(4) Section 27 of the Act of 1906 shall be read and have effect as though the word “Enfield” had been therein inserted after the word “Edmonton.”

**22.** Subject to the provisions of the section of this Act of which the marginal note is “Power to Company to exercise unexercised powers of Enfield Company of raising capital” the Acts and Orders named in the Third Schedule to this Act shall as from the date of transfer be and the same are hereby repealed to the extent mentioned in the second column of that schedule. Partial repeal of Acts relating to Enfield Company.

**23.** Notwithstanding anything contained in any Act or Order relating to the undertaking the Company may subject to the provisions of this Act borrow on mortgage of the undertaking any sum or sums not exceeding in the whole one-third part of the amount of the capital for the time being of the Power to borrow.

A.D. 1913. Company which at the time of borrowing has been raised under the powers of this Act or any other Act or Order relating to the undertaking but no sum shall be borrowed until the Company have proved to the justice of the peace before he gives his certificate under the fortieth section of the Companies Clauses Consolidation Act 1845 that the whole of the shares or stock at the time issued together with the premiums (if any) realised on the sale thereof shall have been fully paid up.

Pending  
actions &c.

24. 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 Enfield Company the same shall not abate or be discontinued or be in anywise prejudicially affected by reason of the transfer to the Company of the Enfield undertaking or of anything in this Act but the same may be continued prosecuted and enforced by against or in favour of the Company as and when it might have been continued prosecuted and enforced by against or in favour of the Enfield Company if this Act had not been passed but not further or otherwise.

Contracts to  
be binding.

25. All agreements contracts conveyances deeds and other instruments affecting the Enfield Company and in force at the date of transfer shall (subject as hereinafter provided) as from such date be as binding and of as full force and effect against or in favour of the Company (as the case may be) and may be enforced as fully and effectually as if instead of the Enfield Company the Company had been a party thereto or bound thereby or entitled to the benefit thereof:

Provided that no contract or agreement (unless entered into in the ordinary course of business or in connection with the maintenance of the Enfield undertaking) and no conveyance deed or other instrument made or entered into by the Enfield Company after the first day of December one thousand nine hundred and twelve and extending beyond the date of transfer 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.

Collection  
of outstand-  
ing debts.

26. All rents rates and charges and other sums and debts at the date of transfer due and payable or accruing due and payable to the Enfield Company shall be 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 Enfield Company might have enforced the same and shall belong to the Company for their own benefit. A.D. 1913.

**27.** 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 Enfield Company shall be admitted in evidence in respect of the same or the like matter for or against the Company. Books &c. to remain evidence.

**28.** All officers and persons who at the date of transfer have in their possession or under their control any books documents papers moneys or effects forming part of the Enfield 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 and persons had been appointed by and become possessed of such books documents papers moneys and effects for the Company. Officers of Enfield Company to be accountable for books &c.

**29.**—(1) One of the directors of the Enfield Company in office immediately prior to the date of transfer to be chosen by the directors of the Enfield 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 a director of the Company and thereupon the number of directors of the Company shall be temporarily increased to seven. Director of Enfield Company to become director of Company.

(2) The said director shall for the purposes of retirement by rotation be deemed to have been elected at the meeting to be held in or about the month of August one thousand nine hundred and fourteen.

(3) The first vacancy which shall occur upon the board of directors of the Company after the date of transfer by death resignation or vacation of office otherwise than by rotation shall not be filled up unless such first vacancy shall occur by the death or resignation of the director of the Enfield Company chosen in pursuance of subsection (1) of this section and in that event such vacancy shall be filled by another of the directors of the Enfield Company to be chosen by the directors of the Enfield Company prior to the date of transfer and such

A.D. 1913. director (subject to his being and remaining qualified in accordance with the Acts relating to the Company) shall become a director of the Company and shall hold office during the residue of the term of office of the said director so dying or resigning.

(4) Any director of the Enfield Company who becomes a director of the Company by virtue of this section shall not receive any fees during the period of two years from and after the date of transfer save reasonable travelling expenses in attending meetings of the board of directors of the Company and other expenses properly incurred in connection with his duties as director.

(5) Subject as provided in subsection (3) of this section from and after the first vacancy which shall occur upon the board of directors of the Company after the date of transfer by death resignation or vacation of office otherwise than by rotation the number of directors of the Company shall not be more than six.

Compensation to directors and auditors of Enfield Company.

**30.**—(1) The Company shall within one month after the date of transfer pay to each of the directors of the Enfield Company who shall be living at the date of transfer (including the director to be chosen by the directors of the Enfield Company as a director of the Company in pursuance of the last preceding section of this Act) a sum equivalent to eight years' purchase of the annual remuneration (with the income tax thereon) of his office calculated upon the average of the three years immediately preceding the date of transfer.

(2) The auditors of the Enfield Company holding office at the date of transfer shall 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 Enfield Company in accordance with the provisions of the section of this Act of which the marginal note is "As to dividend on consolidated stock of Enfield Company to thirty-first December one thousand nine hundred and thirteen") and the Company shall within one month after the date of transfer pay to such auditors the sum of one hundred and eighty-nine pounds.

As to officers and servants of Enfield Company.

**31.**—(1) The Company shall subject as is hereinafter provided take over and employ as on and from the date of

A.D. 1913.

transfer such of the officers and servants of the Enfield Company who shall be in the employment of the Enfield Company at that date as the Company may require and as shall be willing to enter the service of the Company on the same terms and conditions as they were employed by the Enfield Company at the date of transfer (except as may be otherwise agreed between the Company and any such officer or servant) but subject to the same obligations as are imposed upon the officers and servants of the Company to contribute to and participate in any superannuation co-partnership or other schemes or funds of the Company.

(2) If the Company shall elect not to take over any such officer of the Enfield Company having a length of continuous service with the Enfield Company of fourteen years or upwards or if any such officer shall not be willing to enter the service of the Company or if the Company dispense with the services of such officer (otherwise than on account of misconduct) or if the salary of such officer is reduced by the Company in either case at or within a period of five years after the date of transfer the Company shall pay to such officer by way of compensation for loss of office such an amount as may be agreed between the Company and such officer or as failing such agreement may be determined by a single arbitrator to be appointed on the application of the Company or of such officer by the President of the Institution of Gas Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to such determination. All compensation payable by the Company under the provisions of this subsection shall be paid forthwith after the date on which the amount thereof shall have been agreed or determined by arbitration as hereinbefore provided.

(3) Any person appointed without the consent in writing of the Company to the permanent staff of the Enfield Company either as an additional member of such staff or to fill up any vacancy therein between the first day of December one thousand nine hundred and twelve and the date of transfer and any auditor of the Enfield Company shall not for the purposes of this section be deemed to be an officer of the Enfield Company nor shall any increase of salary remuneration or emoluments (other than any such increase as would have been given to any officer under a grade scale or in the ordinary course of customary increments) granted during the said period by the Enfield

A.D. 1913. Company without such consent as aforesaid be taken into account for any purpose of this section.

(4) For the purposes of this section and subject as provided in subsection (3) of this section the expression "officer" means the office staff the collectors and the works and district foremen of the Enfield Company.

Company to  
continue to  
pay pen-  
sions.

**32.** The Company shall continue to pay all pensions granted by the Enfield Company as though the Company were the Enfield Company. Provided that if the Enfield Company shall after the first day of December one thousand nine hundred and twelve have granted any new pension or increased any pension granted by them before that date without the consent in writing of the Company such new pension or increase in an existing pension shall not be taken into account for the purposes of this section.

Power to  
commute  
pensions and  
compensa-  
tion.

**33.** The Company may by agreement with any person entitled to a pension which the Company are by this Act required to continue to pay or with any officer of the Enfield Company entitled under the provisions of this Act to any compensation payable by periodical instalments commute any such pension or periodical instalments by payment to the person entitled thereto of a sum in gross.

As to reserve  
and special  
purposes  
funds of  
Enfield  
Company.

**34.** As, from the date of transfer the reserve fund of the Enfield Company shall be added to and form part of the reserve fund of the Company and the special purposes fund of the Enfield Company shall be added to the renewal fund of the Company.

### PART III.

#### SUPPLY OF GAS IN ENFIELD DISTRICT.

Repeal of  
powers of  
Barnet and  
Southgate  
Companies  
to supply gas  
within En-  
field district.  
35 & 36 Vict.  
c. clxxxix.  
29 Vict.  
c. lxxxii.

**35.** So much of the Barnet District Gas and Water Act 1872 and of the Colney Hatch Gas Company's Act 1866 and any Act or Acts amending or extending the same respectively as authorises the Barnet District Gas and Water Company and the Southgate and District Gas Company or either of them to supply gas within any portion or portions of the Enfield district is hereby repealed and from and after the passing of this Act all the powers and obligations of the said Barnet District Gas and Water Company and the said Southgate and District Gas

Company with reference to the supply of gas within any such A.D. 1913.  
portion or portions of the Enfield district shall cease and  
determine.

**36.**--(1) The price to be charged by the Company otherwise than under special contract for gas supplied to persons who consume the same by meter within the Enfield district from and after the taking of the meter indices in respect of the quarter ending on the thirty-first day of December one thousand nine hundred and thirteen until the taking of the meter indices in respect of the quarter ending on the thirty-first day of December one thousand nine hundred and twenty shall be a price per thousand cubic feet exceeding by the following respective amounts the price per thousand cubic feet for the time being charged by the Company in the Tottenham district (that is to say):—

As to price of gas in Enfield district.

(a) Until the taking of the meter indices in respect of the quarter ending on the thirty-first day of December one thousand nine hundred and sixteen not exceeding the sum of eightpence;

(b) From and after the last-mentioned date until the taking of the meter indices in respect of the quarter ending on the thirty-first day of December one thousand nine hundred and eighteen not exceeding the sum of fivepence;

(c) From and after the last-mentioned date until the taking of the meter indices in respect of the quarter ending on the thirty-first day of December one thousand nine hundred and twenty not exceeding the sum of twopence.

(2) From and after the taking of the meter indices in respect of the quarter ending on the thirty-first day of December one thousand nine hundred and twenty the price to be charged by the Company throughout the Enfield district shall be and continue the same as the price for the time being charged by the Company in the Tottenham district.

(3) For the purpose of ascertaining the rate of dividend payable on the ordinary stock of the Company under section 26 (Dividend dependent on price charged) of the Act of 1898 as amended by this Act the price of gas charged by the Company shall be deemed to be the price from time to time charged by



[Ch. xliv.] *Tottenham and Edmonton Gas* [3 & 4 GEO. 5.]  
*Act, 1913.*

A.D. 1913. the Company for gas supplied by them in the Tottenham district.

Amendment  
of section 43  
of Act of  
1906.

**37.** On and after the date of transfer subsection (5) of section 43 (Provisions as to illuminating power and purity) of the Act of 1906 shall be read and have effect as if the council of the urban district of Enfield had been included therein.

Testing  
place at  
Enfield.

**38.**—(1) The Company shall within six months after the date of transfer provide a testing place on premises to be provided by the Company in Enfield Town for testing the illuminating power of the gas supplied by the Company and such testing place shall be deemed to be a testing place required to be provided in conformity with the provisions of the Gasworks Clauses Act 1871.

(2) Notwithstanding the repeal by this Act of section 44 (Company to erect a meter to test the illuminating power and purity of gas) of the Enfield Gas Act 1867 the Company shall until the testing place referred to in subsection (1) of this section has been provided maintain the testing place provided by the Enfield Company pursuant to the said section 44 at their works at Enfield for the purpose of testing the gas supplied by the Company in accordance with the provisions of the Acts relating to the Company.

PART IV.

CHANGE OF NAME OF COMPANY.

Change of  
name of  
company.

**39.** Subject to the provisions of Part IV. (relating to change of name) of the Companies Clauses Act 1863 the name of the Company shall from and after the first day of January one thousand nine hundred and fourteen be the "Tottenham District Light Heat and Power Company."

PART V.

ELECTRICITY.

Transfer of  
Order of  
1902 to  
Company.

**40.** As on and from the date of the passing of this Act the undertaking authorised by the Order of 1902 together with all the rights powers authorities obligations and liabilities of the urban district council of Wood Green (hereinafter referred to as "the council") under and in respect of the Order of 1902

shall by virtue of this Act be transferred to and vested in and may be exercised by the Company and the Company shall subject to all the provisions of the Order of 1902 as amended by this Act become the undertakers for the purposes of the Order of 1902 as so amended. A.D. 1913.

**41.**—(1) The Company may appropriate and use for the purposes of the electricity undertaking the land belonging to and vested in the Company described in the Fourth Schedule to this Act and may thereon erect maintain work and use a station or stations for producing and generating transforming storing and distributing electricity with all such buildings engines batteries dynamos accumulators and other plant machinery apparatus works and conveniences as may be necessary or suitable for those purposes. Power to appropriate lands and erect generating stations.

(2) The Company may appropriate and use for the said purposes any other lands vested in them by virtue of the Acts specified in the First Schedule to this Act and by virtue of the section of this Act of which the marginal note is "Transfer to Company of Enfield undertaking and dissolution of Enfield Company" but they shall not use any such lands for the purpose of constructing a generating station except with the consent of the Board of Trade and the Board of Trade shall not in any case give such consent except subject to and in accordance with the provisions of section 2 of the Electric Lighting Act 1909.

(3) Section 81 of the schedule to the Electric Lighting (Clauses) Act 1899 shall apply to any generating station erected under the powers of this section.

**42.** For the purposes of the Order of 1902 the date from which the periods of two years and eighteen months respectively are to be reckoned for the purposes of section 21 of the schedule to the Electric Lighting (Clauses) Act 1899 as incorporated with the Order of 1902 shall be the date of the passing of this Act. Extension of period for compulsory works under Order of 1902.

**43.**—(1) As soon as practicable after the date of the passing of this Act the Company shall proceed to execute all works necessary to carry out the provisions of the Order of 1902. Provisions as to supply of electricity in Wood Green.

(2) Within one month after the date of the passing of this Act the Company shall pay to the council the sum of five hundred pounds towards the costs charges and expenses of obtaining the Order of 1902,

A.D. 1913.

(3) In addition to the powers of the council under section 2 of the Electric Lighting Act 1888 or any statutory modification or re-enactment thereof for the time being in force the council may purchase and the Company shall sell the undertaking authorised by the Order of 1902 as amended by this Act on or after the first day of January one thousand nine hundred and twenty-eight upon the council giving to the Company one year's previous notice in writing of their desire to purchase such undertaking and in that event the council shall pay to the Company the amount of the capital expenditure for the time being incurred by the Company upon such undertaking as shown by the annual statement of accounts to be submitted to the Board of Trade in pursuance of section 9 of the Electric Lighting Act 1882 together with an additional proportion of the amount of such capital expenditure at the following rates (that is to say):—

- (a) If the said notice expires on or after the first day of January one thousand nine hundred and twenty-eight and not later than the thirty-first day of December one thousand nine hundred and twenty-eight at the rate of twenty pounds per centum;
- (b) If the said notice expires on or after the first day of January one thousand nine hundred and twenty-nine and not later than the thirty-first day of December one thousand nine hundred and twenty-nine at the rate of nineteen pounds per centum;
- (c) In respect of each complete year which elapses after the said first day of January one thousand nine hundred and twenty-nine the said additional proportion of the capital expenditure to be paid by the council shall be reduced by one pound per centum until on and after the first day of January one thousand nine hundred and forty-eight no such additional proportion shall be payable by the council.

Transfer of  
undertakings  
of local  
authorities  
and others to  
Company.

**44.** The Company may by agreement (but not otherwise) acquire from any local authority or other undertakers to whom a Provisional Order under the Electric Lighting Acts 1882 to 1909 shall have been or may be granted relating to a district or place wholly or partly within or adjoining the limits of supply the undertaking authorised by such Provisional Order and the powers

rights authorities and privileges of the undertakers under such Provisional Order and any such undertakers to whom a Provisional Order has prior to the date of the passing of this Act been granted (whether such Order has been confirmed before or shall be confirmed after such date) may with the approval of the Board of Trade by deed to be approved by the Board of Trade transfer their undertaking powers rights authorities and privileges to the Company subject to such exceptions and modifications (if any) and upon such terms as may be specified in the deed and in the event of the Company so acquiring such undertaking powers rights authorities and privileges they shall subject to such exceptions and modifications as aforesaid be deemed to be the undertakers for all the purposes of the Provisional Order so acquired by them :

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Provided that before approving any deed of transfer under this section the Board of Trade shall take into consideration any representations that may be made to them by any local authority within the limits of supply.

45. The Company may apply any moneys raised or to be raised under this Act and the Acts mentioned in the First Schedule to this Act for the purpose of carrying into effect the provisions of this Part of this Act.

Application of funds for purposes of this Part of Act.

46. Separate capital and revenue accounts shall be kept of the gas undertaking and the electricity undertaking.

Separate accounts of gas and electricity undertakings.

The gas undertaking and the electricity undertaking respectively shall be duly credited and debited with the receipts and payments exclusively attributable thereto.

The Company shall credit the capital account of the gas undertaking with the value of all land acquired for the purposes of that undertaking and used for the purposes of the electricity undertaking.

The expenses of direction and management and any expenses common to both the gas undertaking and the electricity undertaking shall be from time to time apportioned between them as nearly as conveniently practicable in proportion to the amount of capital for the time being expended on the gas undertaking and the electricity undertaking respectively.

A.D. 1913.

PART VI.

MISCELLANEOUS POWERS AND PROVISIONS.

Sliding scale  
as to divi-  
dend on  
capital to be  
dependent  
on price in  
any half-  
year.

47. From and after the first day of January one thousand nine hundred and fourteen section 26 (Dividend dependent on price charged) of the Act of 1898 shall be read as if the words "in respect of any half-year" were substituted for the words "in respect of any year" as if the words "if in any half-year" were substituted for the words "if in any year" and as if the words "one shilling and threepence" were substituted for the words "two shillings and sixpence."

Dividends on  
preference  
capital.

48.—(1) From and after the date of the passing of this Act section 11 (Profits of the Company limited) of the Act of 1898 shall be read as if the words "five pounds in respect of every one hundred pounds" were substituted for the words "four pounds in respect of every one hundred pounds."

(2) From and after the date of the passing of this Act section 24 (Application of excess of profits) of the Act of 1906 shall be read as if the words "the dividend on the preference stock of the Company and" were inserted in such section after the words "to pay."

Sale of un-  
issued stock  
to gas con-  
sumers and  
employees.

49.—(1) Notwithstanding anything contained in this or any other Act relating to the Company when any stock created under the powers of this Act or the Acts mentioned in the First Schedule to this Act is to be issued and whether the stocks of the Company or any of them are or is at a premium or not the Company before offering the same to the holders of any other stock of the Company or for sale by public auction or tender may (with the approval of the Board of Trade to be signified in writing under the hand of an assistant secretary of that Board) offer to all the gas consumers and persons in the employ of the Company the stock so to be issued at as near as may be the average market price in the month immediately preceding such offer provided that in no case shall the price at which such stock shall be offered be lower than five pounds per centum below such average market price.

(2) To ascertain the average market price aforesaid of the stock in the month immediately preceding an offer to consumers and employees the mean daily quotations recorded in the official



published list of the London Stock Exchange shall be taken for A.D. 1913.  
the last four completed weeks.

**50.** Notwithstanding anything contained in this or any other Act relating to the Company the Company may if and whenever required by the trustees appointed under the co-partnership rules of the Company so to do issue to any person in the employ of the Company such amount of consolidated ordinary stock as the trustees may specify without first offering such stock for sale by public auction or tender. Provided that any consolidated ordinary stock issued under the provisions of this section shall be issued at as near as may be the average market price (ascertained in accordance with the provisions of subsection (2) of the last preceding section of this Act) in the month immediately preceding such offer provided that in no case shall the price at which such stock shall be issued be lower than five pounds per centum below such average market price.

Power to  
issue stock  
under co-  
partnership  
rules.

**51.** Subject to the regulations set forth in the Fifth Schedule to this Act any person in the employment of the Company and holding in his own right any stock of the Company or having any money left in the hands of the Company on account of any share in the profits of the Company or having any money deposited with the Company (all of which moneys are in this Act referred to as "deposits") may if he be of the age of sixteen years or upwards nominate any person to transfer the said stock and to receive any such deposits at the death of the person so nominating and in the event of any such person holding such stock or having such deposits dying without having made a nomination which shall be in force at his death the directors of the Company may register such stock and pay or distribute such deposits.

Persons in  
employment  
of Company  
may nomi-  
nate others  
to transfer  
stock &c.  
held by such  
persons.

**52.** The provisions of subsections (2) (3) and (4) of section 45 (Power to supply gas fittings Fittings not to be subject to distress) of the Act of 1906 shall extend and apply to engines motors dynamos stoves ranges pipes fittings and other apparatus appliances and things supplied under statutory powers by the Company under any hire purchase agreement. Provided that the Company shall only be entitled to the benefit of the said provisions in relation to any such agreement as aforesaid so long as any instalment of the purchase money payable thereunder shall remain unpaid.

Extending  
section 45 of  
Act of 1906  
to fittings  
supplied  
under hire  
purchase  
agreements

A.D. 1913.

As to mode  
of cutting  
off supplies.

**53.**—(1) In any case in which the Company are by virtue of any enactment relating to their undertaking authorised to cut off and discontinue the supply of gas to any premises in consequence of any default on the part of the occupier of the premises it shall be lawful for the Company without prejudice to any other remedy which may be lawfully available to them to disconnect at the meter the service pipe (whether belonging to the consumer or to the Company) and any person who shall reconnect such service pipe with the meter without the consent of the Company shall be deemed to commit an offence within the meaning of section 18 of the Gasworks Clauses Act 1847:

Provided that if and so soon as the matter complained of shall have been remedied nothing in this section shall prejudice or interfere with any rights vested in any person by virtue of section 11 of the Gasworks Clauses Act, 1871.

(2) For the purposes of this section the Company shall (subject to the conditions specified in section 22 of the Gasworks Clauses Act 1871) have and may exercise the like powers of entry as are exerciseable under the said section 22 for the purposes of that section.

Occupier to  
pay expenses  
of recon-  
necting dis-  
continued  
supply.

**54.** In any case in which in consequence of any default on the part of the occupier of any premises the Company shall have cut off the supply of gas to such premises (whether under the existing powers of the Company or under the powers conferred by this Act) and the occupier so in default shall desire to resume such supply he shall pay to the Company the expenses of reconnecting the supply and the Company shall not be under any obligation to supply gas to such occupier until he shall have paid such expenses.

Supply of  
gas where  
consumer  
has separate  
supply.

**55.** Notwithstanding anything contained in the Gasworks Clauses Act 1871 or any other Act a person shall not be entitled to demand from the Company a supply or the continuance of a supply of gas for premises having a separate supply either of gas or electricity (that is to say a supply from an installation other than that of the Company) unless he shall have previously agreed to pay the Company such minimum annual sum as will give to them a reasonable return on the capital expenditure and standing charges incurred by them to meet the possible maximum demand for those premises and the minimum annual

sum to be so paid shall be determined in default of agreement by arbitration in manner provided by the Arbitration Act 1889. A.D. 1913. —

**56.** The power to enter premises and to remove pipes meters fittings or apparatus conferred on the Company by section 22 of the Gasworks Clauses Act 1871 shall extend to all cases in which any person entering into occupation of any premises previously supplied with gas by the Company shall not require to take a supply of gas from the Company or to hire from the Company all or any of the pipes meters fittings or apparatus belonging to the Company and let by them on hire to any former occupier of such premises. Power to enter premises and remove fittings.

**57.** The Company may acquire take and use any leave licence or authority to work use exercise and put in practice any invention under letters patent made or to be made granting any right or privilege of working using exercising or vending any invention in relation to the production manufacture utilisation or distribution of gas or materials used in or resulting from the manufacture of gas or any residual products thereof but not so as to acquire any exclusive right to the working using exercising or putting in practice of any such invention. Power to take licences for use of patents.

**58.** Any mains pipes or other works which the Company may under the powers of the section of the Act of 1906 of which the marginal note is "Power to lay pipes &c: for purposes ancillary to business of Company" lay down or execute within the Enfield district under or over or which may affect any railway or works of the Great Northern Railway Company shall unless otherwise agreed in writing between the Company and the Great Northern Railway Company be laid down and executed and any repairs which the Company may make to any such mains pipes or works shall (unless otherwise agreed as aforesaid) be made by the Company under the direction and superintendence and to the reasonable satisfaction of the chief engineer of the Great Northern Railway Company and (except in cases of emergency arising from defects in any of the mains pipes or other works) in accordance with plans and sections previously submitted to and reasonably approved by him and the Company shall make the Great Northern Railway Company full compensation for all damage sustained by them by reason of the laying down execution or repair of any mains pipes or other works in the exercise of the powers of this Act: For protection of Great Northern Railway Company.

A.D. 1913.

Provided always that if such chief engineer shall not approve or disapprove any such plans or sections so submitted to him within twenty-eight days after the same are delivered or shall refuse or neglect for the space of fourteen days (or in cases of emergency forthwith) after being requested to do so by the Company to superintend the work the Company may proceed with the work without the approval of the plans and sections and without the superintendence of the said engineer respectively.

If any difference shall arise between the Company and the Great Northern Railway Company under this section such difference shall be settled by an engineer to be agreed upon or failing agreement to be appointed by the President of the Institution of Civil Engineers at the request of either party.

Authentica-  
tion and  
service of  
notices.

**59.** Any notice to be served by the Company on a person supplied with gas or electricity shall be sufficiently authenticated by the signature of the secretary of the Company or other officer of the Company for the time being authorised in writing by the directors thereof being affixed thereto in writing or printing or by a stamp or if it be a notice to pay any charge in respect of a supply of gas or electricity by the name either of the secretary or such other officer as aforesaid being affixed thereto as aforesaid and any such notice may be served on such person either personally or by sending the same through the post by a prepaid letter addressed to him by name at his last known or usual place of abode or of business or by delivering the same to some inmate at his last known or usual place of abode or business or to any inmate of the premises supplied or if such premises be unoccupied and the place of abode of the person to be served is after proper inquiry unknown it shall in the case of any notice not being a notice to pay any charge be sufficient to affix such notice or a copy thereof upon some conspicuous part of such premises.

Power for  
directors to  
determine  
remuneration  
of secretary.

**60.** In addition to the powers which the directors of the Company may exercise under the Companies Clauses Acts 1845 to 1889 or otherwise they may from time to time determine the remuneration of the secretary of the Company.

Costs of Act.

**61.** All costs charges and expenses of and incidental to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company.

The SCHEDULES referred to in the foregoing Act. A.D. 1913.

### FIRST SCHEDULE.

- The Tottenham and Edmonton Gas Act 1859 (22 & 23 Vict. c. lxi).  
The Tottenham and Edmonton Gas Order 1876 confirmed by the Gas  
and Water Orders Confirmation Act 1876 (No. 1) (39 & 40 Vict.  
c. xli.).  
The Tottenham and Edmonton Gas Act 1882 (45 & 46 Vict. c. cv.).  
The Tottenham and Edmonton Gas Act 1898 (61 & 62 Vict. c. clxi.).  
The Tottenham and Edmonton Gas Act 1906 (6 Edw. 7. c. clxxvii.).

### SECOND SCHEDULE.

#### DESCRIPTION OF ENFIELD DISTRICT.

So much of the parishes of Enfield Edmonton and Southgate in the county of Middlesex as are comprised within the following boundary line (that is to say) An imaginary line commencing at the point at which the boundary between the parish of Enfield and the parish of Edmonton crosses the Cambridge line of the Great Eastern Railway southward of Ponder's End Station proceeding thence eastward and following the said parish boundary to the point at which it joins the boundary between the counties of Middlesex and Essex thence following the said county boundary and the eastern boundary of the parish of Enfield northward to the point at which they join the boundary between the counties of Hertford and Middlesex thence following the boundary between the counties of Hertford and Middlesex which is also the northern boundary of the parish of Enfield westward to the easternmost or south-easternmost corner of the property numbered on the Ordnance map "second edition 1896" (scale  $\frac{1}{25100}$ ) 349 in the parish of Enfield thence proceeding across Coopers Lane Road in a westerly or south-westerly direction to the north-easternmost corner of the property numbered on the said plan 304 in the parish of South Mimms thence proceeding southwards and following the boundary between the parishes of South Mimms and Enfield to a point one hundred yards or thereabouts northward of the point at which the said parish boundary



A.D. 1913. — crosses the Ridgeway Road thence proceeding in a south-easterly and easterly direction parallel to and at a distance of one hundred yards northward of that road to the eastern boundary of the property numbered on the said Ordnance map 317 in the said parish of Enfield thence proceeding in a straight line to the north-westernmost corner of the property numbered on that map 405 in the said parish thence along the northern boundary of the said property numbered 405 and the western boundary of the property numbered on the said map 313 in that parish to the junction of the easternmost entrance road to North Lodge with Ridgeway Road thence proceeding eastward along the centre of the Ridgeway Road to the point at which East Lodge Lane joins that road thence in a straight line southward (crossing Hadley Road) to the south-westernmost corner of the property numbered on the aforesaid Ordnance map 75 in the parish of Enfield thence proceeding eastward along the southern boundary of that property and the property numbered on the said Ordnance map 1150 in that parish to and southward along the western boundary of the property numbered on the said Ordnance map 1151 in that parish to and westward along the northern boundary of the property numbered on the said Ordnance map 1170 in that parish thence southward following the boundary between the said parish of Enfield and the parish of Southgate to a point one hundred yards northward of the point at which that boundary crosses the road leading from Enfield to East Barnet thence proceeding in an easterly direction parallel to and at a distance of one hundred yards north of the said road to a point due north of the north-westernmost corner of the property numbered on the said Ordnance map 1198 in the parish of Enfield thence continuing due south to the said corner of the said property and thence southward along the boundary between the parishes of Enfield and Southgate on the south-west side of the property numbered on the said Ordnance map 1198 in the parish of Enfield to the southern corner of that property adjoining World's End thence proceeding in a north-easterly direction along the south-east boundaries of the properties numbered on the said Ordnance map 1198 and 1199 in the said parish of Enfield to and across the stream known as Salmon's Brook and thence in a south-easterly direction along the east side of Salmon's Brook to a point eight and a half chains measuring in a north-westerly direction along the said brook from the north-western end of the culvert carrying the said brook under the Enfield branch of the Great Northern Railway thence proceeding in a straight line southward to the point at which the boundary between the parishes of Enfield and Southgate crosses the said railway and thence continuing along such boundary to the point at which it crosses Salmon's Brook thence proceeding in a south-easterly direction along the eastern side of Salmon's Brook to the point at which it crosses the north-western bank of the New River thence along that bank to a point situate one hundred yards or thereabouts measured

along such bank in a south-easterly direction from the bridge carrying the London Road over that river near the house known as the Old Clock House in the parish of Edmonton thence proceeding north-eastwardly parallel with and at a distance of one hundred yards or thereabouts from the said London Road to the boundary between the parishes of Edmonton and Enfield thence eastward following that boundary to the aforesaid point at which such boundary crosses the Cambridge line of the Great Eastern Railway south of Ponder's End Station.

A.D. 1913.

### THIRD SCHEDULE.

Acts and Orders Repealed.	Extent of the Repeal.
The Enfield Gas Act 1867 (30 & 31 Vict. c. cxxvii.).	The whole Act (so far as not hitherto repealed) except section 33 (Powers to maintain and erect gasworks and to supply gas &c.).
The Enfield Gas Order 1879 scheduled to and confirmed by the Gas and Water Orders Confirmation Act 1879 (42 & 43 Vict. c. clix.).	The whole Order (so far as not hitherto repealed) except article 34 (Undertakers may maintain and continue gasworks on lands described in schedule and may make and sell gas &c.) and the schedule to such Order.
The Enfield Gas Order 1883 scheduled to and confirmed by the Gas and Water Orders Confirmation Act 1883 (46 & 47 Vict. c. xlvi.).	The whole Order (so far as not hitherto repealed).
The Enfield Gas Act 1898 (61 & 62 Vict. c. lvii.).	The whole Act (so far as not hitherto repealed) except section 8 (Power to construct gasworks) and the Second Schedule to such Act.
The Enfield Gas Act 1911 (1 & 2 Geo. 5. c. xlii.).	The whole Act except sections 5 (Power to construct gasworks) 41 (For protection of Middlesex County Council) 42 (For protection of Great Eastern Railway Company) and 49 (Saving rights of Duchy of Lancaster) and the First Schedule to such Act.

A.D. 1913.

#### FOURTH SCHEDULE.

##### LANDS FOR GENERATING STATION.

All that piece of land situate in the parish and urban district of Wood Green containing in the whole by admeasurement 3,293 square yards or thereabouts and bounded on the south by the houses known as No. 48 Warberry Road and No. 53 Ringslade Road on the west in part by the houses known as Nos. 20 and 27 Ranelagh Road and in other parts by the playground attached to the St. Michael's school on the north by the gardens at the back of the properties known as Nos. 17 19 21 23 25 27 and 29 Bounds Green Road and on the east by vacant land and factory adjoining and which said piece of land measures 131 feet on the south 228 feet on the west 115 feet on the north and 194 feet on the east.

#### FIFTH SCHEDULE.

##### REGULATIONS AS TO NOMINATIONS BY PERSONS IN THE EMPLOYMENT OF THE COMPANY TO TRANSFER STOCK &C. AND AS TO PAYMENT OF DEPOSITS OF DECEASED DEPOSITORS.

1. In these regulations "the Company" means the Tottenham District Light Heat and Power Company "directors" means the directors of the Company "stock" means any consolidated ordinary stock or preference stock or debenture stock of the Company "appointor" means the person entitled to make a nomination under the provisions of the section of the Tottenham and Edmonton Gas Act 1913 the marginal note whereof is "Persons in employment of Company may nominate others to transfer stock &c. held by such persons" and "deposits" has the meaning given thereto in the same section.

2. Every such nomination shall be in writing and shall be signed by the appointor in the presence of a witness and shall be sent by post or otherwise to the secretary to the Company during the lifetime of the appointor. The receipt of every such nomination shall be acknowledged by the secretary to the Company.

3. Every such nomination shall be in the form prescribed by the directors of the Company which may be obtained from the secretary to the Company.

4. Every such nomination shall be registered by the secretary to the Company.

5. Any such nomination may be revoked by the appointor by writing under his hand signed in the presence of a witness. A.D. 1913.

Any such revocation shall be sent by post or otherwise to the secretary to the Company during the lifetime of the appointor and shall be registered by the secretary to the Company in like manner as in the case of a nomination. The receipt of every such revocation shall be acknowledged by the secretary to the Company.

6. A nomination may relate to the whole of the stock and deposits standing in the name of an appointor or to part only of such stock and deposits.

7. Except where otherwise stated a nomination shall be deemed to extend to all stock and deposits to which an appointor is entitled at the time of his decease but an appointor may in a nomination expressly exclude any part of such stock or deposits from the operation of such nomination.

8. A nomination may be in favour of one person or of several persons and in the latter case may direct that the stock shall be registered in the name of and that the deposits shall be paid to one or more of the persons named in the nomination or that the persons named in such nomination may be registered as owners of the stock and may take the deposits or any of them respectively in specified shares or may give directions to both effects.

9. No person who witnesses the signature of an appointor to a nomination shall take any benefit under such nomination.

10. Where the value of the stock and deposits belonging to an appointor at the time of his decease does not exceed in the whole the sum of one hundred pounds the directors shall subject to the provisions of these regulations as to duty transfer such stock and pay such deposits to the persons named in the nomination made by the appointor and in force at the time of his death according to the directions of such nomination and the receipt of any person so named shall be a good discharge to the directors for the sum so paid notwithstanding such person has not attained the age of twenty-one years if such person has attained the age of sixteen years.

11. If upon the decease of an appointor the value of the stock and deposits belonging to him or to his estate exceed one hundred pounds the nomination shall take effect subject to the provisions of these regulations as to duty as regards any stock or deposits to which the same relates not exceeding one hundred pounds in like manner as if it were a will of the deceased appointor duly executed but shall not take effect in any other manner and a nomination shall not in such case be deemed void because the appointor was a minor at the time such nomination was made.

A.D. 1913.

In any such case as last aforesaid the directors may subject to the provisions of this regulation transfer any stock and pay any deposits to which a nomination relates not exceeding in the aggregate one hundred pounds according to the directions of such nomination notwithstanding the production of probate of the will of a deceased appointor or letters of administration to his estate.

12. Where any person nominated to receive any stock or deposits on the death of an appointor is an infant under the age of sixteen years and it is proved to the satisfaction of the directors that funds are urgently needed for the maintenance education or benefit of such infant the directors may transfer or pay the stock or deposits mentioned in the nomination or any part thereof to any person who may satisfy the directors that he will apply such money for the maintenance education or benefit of such infant and the receipt of such person shall be a good discharge to the directors for the amount so paid.

13. The directors may require proof to their satisfaction of the decease of an appointor.

14. Where the value of the stock and deposits belonging to an appointor at the time of his decease do not altogether exceed one hundred pounds exclusive of interest and probate of the will of such appointor or letters of administration to his estate and effects is not or are not produced within such time as the directors think reasonable if such appointor has made no nomination and so far as any nomination does not extend the directors may subject to the provisions of these regulations as to duty without requiring probate of the will or letters of administration of the estate and effects of the deceased appointor in their discretion register such stock in the name of and pay or distribute the amount so due as aforesaid to or among any of the persons hereinafter described or indicated (that is to say):—

- (1) Any person who has paid the funeral expenses of the appointor;
- (2) The widow of the appointor;
- (3) The persons entitled to the effects of the appointor according to the statutes of distribution;
- (4) Any person undertaking to maintain the children of the appointor;
- (5) The solicitor to the Treasury if the appointor being illegitimate dies intestate leaving no widow or issue.

15. If the total property of any deceased appointor exceeds one hundred pounds after deduction of debts and funeral expenses any stock or deposits which may under these regulations be transferred or paid otherwise than to the legal personal representative of the appointor



shall notwithstanding such transfer or payment be for the purposes of estate duty treated as passing under the will or intestacy of the deceased appointor. A.D. 1913.  
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The directors shall before transferring or paying any stock or deposits standing to the credit of a deceased appointor to anyone but the legal personal representative of such deceased appointor require a declaration by the claimant or one of the claimants or other the person to whom the directors see fit to make such payment or to transfer such stock that the total estate of the deceased appointor including the amount of such moneys or stock does not after deduction of debts and funeral expenses exceed the value of one hundred pounds.

In every such case as aforesaid where the total estate of the deceased appointor including such stock and deposits but after deduction of debts and funeral expenses exceeds one hundred pounds the directors shall before making any transfer or payment as aforesaid to any person other than the legal personal representative of the deceased appointor require production of a certificate from the Commissioners of Inland Revenue of the payment of the estate duty and of a duly stamped receipt for the succession or legacy duty payable in respect of such stock or deposits or of a certificate stating that no succession or legacy duty is payable.

16. The receipt of any of the persons mentioned in these regulations shall be a good discharge to the directors for the sum paid and any such receipt may be signed by any widow or next-of-kin above the age of sixteen years notwithstanding that she or he has not attained the age of twenty-one years.

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