



CHAPTER vi.

An Act to extend the limits for the supply of gas of the South Shields Gas Company to confer further powers upon that Company in connexion with their undertaking and for other purposes. A.D. 1919.
[29th May 1919.]

WHEREAS the South Shields Gas Company (in this Act called "the Company") were incorporated by the South Shields Gas Act 1857 and further powers have been conferred upon the Company by the South Shields Gas Act 1867 the South Shields Gas Act 1879 the South Shields Gas Act 1886 and the South Shields Gas Act 1904 all of which Acts are in this Act included in the expression "the recited Acts" and are respectively referred to in this Act as Acts of the years in which they were respectively passed:

20 & 21 Vict.
c. vi.
30 & 31 Vict.
c. xxiv.
42 & 43 Vict.
c. cxxxiv.
49 & 50 Vict.
c. lxix.
4 Edw. 7
c. ccxvii.

And whereas under the powers conferred upon them by the recited Acts or some of them the Company are supplying with gas the county borough of South Shields the borough of Jarrow the parishes of Boldon Boldon Colliery and Harton and parts of the urban district of Hebburn and of the parishes of Monkton and Whitburn all in the county of Durham:

And whereas the portion of the said parish of Whitburn which is not now included within the Company's existing limits of supply can conveniently be supplied with gas by the Company and it is expedient that the Company should be authorised to supply gas to and within such portion of the said parish subject to the provisions contained in this Act with respect to such supply:

And whereas it is expedient that the Company should be authorised to extend their works for the manufacture of gas and for other purposes in connexion with their undertaking:

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And whereas the nominal amount of capital created and issued by the Company (including the nominal amount added to the capital of the Company consequent upon the consolidation and conversion under the Act of 1879 of the ordinary stock of the Company) is as follows:—

	£	s.	d.
Consolidated stock - - - - -	91,500	0	0
New stock - - - - -	118,320	0	0
Ordinary stock - - - - -	15,000	0	0
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	£224,820	0	0
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and the Company have received by way of premiums on the sale of such stock the sum of eighty-two thousand six hundred and six pounds two shillings and ninepence:

And whereas the Company are authorised to raise a further sum of one hundred and thirty-four thousand and seventy-three pounds seventeen shillings and threepence by the creation and issue of ordinary stock or (to an amount not exceeding seventy-five thousand pounds) of preference stock bearing dividend at a rate not exceeding five per centum per annum:

And whereas the Company have borrowed on mortgage of the undertaking and now owe the sum of ninety-eight thousand three hundred and three pounds and are by their Acts authorised to raise a further sum of forty-four thousand six hundred and ninety-two pounds by borrowing on mortgage or the creation and issue of debenture stock:

And whereas the Company have expended on capital account sums largely in excess of the amount raised by the issue of capital or by borrowing on mortgage and further capital expenditure will require to be incurred from time to time for the general purposes of the undertaking:

And whereas it is expedient that the Company should be empowered to raise by borrowing on mortgage or by the creation and issue of debenture stock additional sums in respect of the capital raised or authorised to be raised by the recited Acts and further that they should be empowered to create and issue preference stock for the purpose of raising all or any of the moneys remaining to be raised under the powers of the Act of 1904 and that the maximum rate of dividend on any preference stock to be created and issued by the Company should be increased:

And whereas it is expedient that the other provisions contained in this Act should be made: A.D. 1919.

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):—

1. This Act may be cited as the South Shields Gas Act 1919. Short title.

2. The Gasworks Clauses Act 1847 as amended by the Gasworks Clauses Act 1871 so far as the same is applicable for the purposes of and is not inconsistent with or varied by the provisions of this Act is hereby incorporated with and forms part of this Act: Incorporation of Acts.

Provided that section 13 of the said Act of 1847 in its application to the Company 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.

3. The provisions of the Companies Clauses Consolidation Act 1845 with respect to the following matters (that is to say):— Applying certain provisions of Companies Clauses Acts.

The borrowing of money by the Company on mortgage or bond;

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

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) of the Companies Clauses Act 1863 as amended by subsequent Acts shall (subject to the provisions of this or any former Act) extend and apply to the Company and the additional moneys by this Act authorised to be raised.

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Interpreta-
tion.

4. In this Act the several words and expressions to which meanings are assigned by the Gasworks Clauses Act 1847 and the Gasworks Clauses Act 1871 shall have the same respective meanings unless there be something in the subject or context repugnant to such construction. And in this Act—

The expression “the Company” means the South Shields Gas Company;

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

The expression “the limits of supply” means the existing limits of supply as extended by this Act;

The expression “the South Shields Corporation” means the mayor aldermen and burgesses of the county borough of South Shields;

The expression “the Jarrow Corporation” means the mayor aldermen and burgesses of the borough of Jarrow.

Extension
of limits
of supply.

5. From and after the passing of this Act the existing limits of supply shall be extended to and include so much of the parish of Whitburn in the rural district of South Shields in the county of Durham as was not immediately prior to the passing of this Act comprised within the existing limits of supply and the Company within such limits as so extended shall have and may exercise the same powers rights and privileges as they now have and may exercise and shall be subject to the same obligations as those to which they are now subject within the existing limits of supply:

Provided that if the Sunderland Gas Company shall by a Bill promoted in the session of 1919 apply for the addition to their area of supply of the portion of the said parish of Whitburn referred to in this section the Company shall not oppose such addition and if by any Act passed upon such application the said extension of the area of supply of the Sunderland Gas Company shall be sanctioned and the Sunderland Gas Company shall before the expiration of three years from the passing of such Act or from the termination of the present war (whichever shall be the later) be supplying gas to consumers within the said portion of the said parish of Whitburn the extension by this section authorised of the existing limits of supply shall not take effect but if having obtained such sanction as aforesaid the Sunderland Gas Company shall not before the

expiration of the said period of three years be supplying gas as aforesaid the said portion of the said parish of Whitburn shall be deemed to be within the limits of supply of the Company and not to be within the area of supply of the Sunderland Gas Company.

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6.—(1) Subject to the provisions of this Act the Company may upon the lands described in the schedule to this Act (in addition and without prejudice to all or any powers exercisable by them under their existing Acts with reference to such lands or any of them) erect maintain alter improve and renew gasworks retort-houses retorts gas-holders purifiers mains pipes machinery and other apparatus works and conveniences and do all such acts as they may think proper for making storing and supplying gas and may also work up and convert upon the said lands residual products arising directly or indirectly from the manufacture of gas by them.

Power to maintain gasworks and convert residual products.

(2) The Company may also—

(a) purchase the residual products arising from the manufacture of gas by other gas undertakers and therewith manufacture other products of the same kind as the Company are manufacturing from their own residual products Provided that the quantity of any residual product so purchased by the Company in any year shall not exceed one-third of the quantity of the like residual product which shall in that year arise directly or indirectly from the manufacture of gas by them;

(b) purchase from other gas undertakers and elsewhere and use the materials required to work up and convert the residual products so arising from their own manufacture of gas or purchased as aforesaid;

but the Company shall not manufacture chemicals exclusively from raw materials purchased from sources other than gas undertakings or in the manufacture of which the use of residual products produced by the Company or purchased from other gas undertakings is merely subsidiary.

7. The Company may for the general purposes of their undertaking purchase or take on lease (by agreement but not otherwise) and may hold in addition to the lands described in the schedule to this Act and any other lands now authorised to be purchased or held by them any lands not exceeding in the whole five acres which the Company may require for the

Power to purchase lands by agreement.

A.D. 1919. purposes of or connected with their works and undertaking or any easements in or over lands but the Company shall not create or permit a nuisance on any lands purchased or taken on lease under the powers of this section nor shall any lands acquired under the powers of this section be used by the Company for the purpose of manufacturing gas or manufacturing or converting residual products.

Certain provisions of Lands Clauses Consolidation Act 1845 not to apply to lands acquired by agreement.

8. Notwithstanding anything contained in the Gasworks Clauses Act 1871 or in any Act of or relating to the Company with which that Act is incorporated the provisions of sections 128 to 132 (both inclusive) of the Lands Clauses Consolidation Act 1845 shall not apply to any lands which have been or may be acquired by the Company by agreement.

Power to sell and lease lands.

9. The Company may sell and dispose of or may exchange or may let on lease for such period as they think fit any lands for the time being belonging to them which may not at the time be required for the purposes of their undertaking and any such disposal exchange or lease may be for such consideration and subject to such reservations stipulations and conditions as the Company think fit.

Substitution of standard of calorific power for prescribed illuminating power.

10.—(1) As from the passing of this Act a standard of calorific power of the gas supplied by the Company shall be substituted for the prescribed illuminating power of such gas and so much of the provisions of sections 12 28 30 32 33 and 36 of the Gasworks Clauses Act 1871 as relates to the illuminating power of gas shall cease to apply to the Company or in respect of the gas supplied by them.

(2) As from the passing of this Act section 29 of the Gasworks Clauses Act 1871 in its application to the Company shall have effect as if the calorific power of the gas supplied by them were therein referred to instead of the illuminating power and as if all words after the words "supplied by the undertakers" were omitted therefrom and the words "on any or every day" between nine o'clock in the forenoon and eleven o'clock in the afternoon" were inserted in lieu thereof.

Repeal of sections 63 66 and 68 of Act of 1904.

11. As from the passing of this Act sections 63 (No penalty in case of unavoidable cause) 66 (Quality and testing of gas) and 68 (Testing-places) of the Act of 1904 shall be and the same are hereby repealed.

Quality and testing of gas.

12.—(1) (a) The standard calorific power of the gas supplied by the Company in the limits of supply shall be five hundred British thermal units (the expression "British thermal units"

being used in this Act as meaning British thermal units gross per cubic foot of gas). A.D. 1919.

(b) The gas shall be so far free from sulphuretted hydrogen as not to discolour moistened test-paper imbued with acetate of lead when such test-paper is exposed for one minute to a current of gas issuing at the rate of five cubic feet per hour. The hours during which the purity of the gas may be so tested shall be between nine o'clock in the forenoon and eleven o'clock in the afternoon.

(2) The following provisions shall apply with respect to the testing for calorific power of the gas supplied by the Company and to forfeitures in respect of deficient calorific power of such gas:—

(a) As soon as practicable after the passing of this Act and in any event not later than three months after such passing the Company shall provide and shall thereafter keep and maintain at the testing-place provided at the police station in Ada Street in the county borough of South Shields (which shall be the prescribed testing-place for that county borough for the purposes of the Gasworks Clauses Act 1871) and at the testing-place at the existing gasworks of the Company in the borough of Jarrow (which shall be the prescribed testing-place for that borough for the purposes of the Gasworks Clauses Act 1871 until a testing-place shall have been provided pursuant to the section of this Act of which the marginal note is "Testing-place in Jarrow") apparatus for testing the calorific power of the gas supplied by the Company and such apparatus shall be similar to the apparatus for the time being prescribed by the Metropolitan Gas Referees for testing the calorific power of gas and the test shall be made in the mode and under the conditions for the time being prescribed by the said referees;

When the Company shall have provided in accordance with the provisions of this subsection apparatus for testing the calorific power of the gas supplied by them they shall be at liberty to remove from the said testing-places any apparatus which they have provided thereat for testing the illuminating power of such gas:

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- (b) The Company shall at all times have access to the said testing-place in the county borough of South Shields:
- (c) The gas examiners (if any) appointed by the South Shields Corporation and the Jarrow Corporation respectively and any other gas examiner appointed in accordance with the provisions of the Gasworks Clauses Act 1871 may subject to the provisions of this section by means of the testing apparatus provided by the Company as aforesaid test the calorific power of the gas supplied by the Company at any testing-place situate within the district to which the appointment of such gas examiners respectively relates but subject as next provided not more than one testing for calorific power shall be made on any day at the same testing-place:
- (d) In the event of the calorific power being on any testing ascertained to be below the standard calorific power a second testing at the same testing-place as that at which the first testing was made shall be made at an interval of not less than one hour from the time of making the first testing and the average of the two testings shall be the ascertained calorific power of the gas supplied by the Company on that day:
- (e) The gas examiner making the test shall on the day immediately following that on which any testing has been made under this subsection make and deliver a report in writing of the results of his testing to the Company and to the local authority or the justices by whom he was appointed and such report shall be receivable in evidence:
- (f) When the ascertained calorific power on any day of the gas supplied by the Company is below the standard calorific power the Company shall be liable to forfeitures in respect of any deficiency as hereinafter mentioned but the Company shall not be liable to any forfeiture or proceedings for or in respect of any deficiency in the calorific power of the gas supplied by them unless such deficiency has been ascertained in the manner and subject to the conditions prescribed by this subsection and shall not be liable to more than one forfeiture in respect of a deficiency in the

calorific power of the gas supplied by them from the same works on any one day :

- (g) The forfeitures to which the Company shall be liable in respect of any ascertained deficiency in the calorific power of the gas supplied by them shall not exceed the following (that is to say):—

Where the deficiency does not exceed fourteen British thermal units a sum not exceeding two pounds ;

Where the deficiency exceeds fourteen British thermal units but does not amount to twenty-eight British thermal units a sum not exceeding five pounds ;

For each complete twenty-eight British thermal units of defective power a sum not exceeding ten pounds :

- (h) The provisions of section 31 of the Gasworks Clauses Act 1871 shall apply to any testing made under this subsection :

- (i) Any forfeiture under the provisions of this subsection may be sued for and recovered in the same manner as penalties imposed by the Gasworks Clauses Act 1871.

(3) No test of the calorific power or the purity of the gas supplied by the Company shall be deemed an official test unless one hour's previous notice of the intention to make such test shall have been given to the Company and if any such test shall reveal any deficiency in the calorific power or the purity of the gas the gas examiner shall forthwith give notice thereof to the Company.

13.—(1) If and whenever the Jarrow Corporation shall provide a suitable place in the borough of Jarrow for testing the purity pressure and calorific power of the gas supplied by the Company such place being on the line of a principal main of the Company and within one mile from the Company's existing gasworks in that borough the Company shall remove from the testing place at their existing gasworks in the said borough the apparatus there provided for testing the calorific power and the purity of the gas supplied by them and shall fix and maintain such apparatus at the testing-place so provided by the Jarrow Corporation and such last-mentioned testing-place

Testing-
place in
Jarrow.

A.D. 1919. shall be the prescribed testing-place for the borough of Jarrow for the purposes of the Gasworks Clauses Act 1871 and the said testing-place at the existing gasworks of the Company in the said borough shall cease to be the prescribed testing-place.

(2) The Company shall at all times have access to any testing-place provided pursuant to this section.

(3) If any difference shall arise between the Company and the Jarrow Corporation as to the suitability of the testing-place or as to the position thereof the matter in difference shall be referred to and determined by an arbitrator to be appointed on the application of either party by the Board of Trade.

Pressure.

14.—(1) All gas supplied by the Company to any consumer of gas shall be supplied at such pressure as to balance a column of water not less than fifteen-tenths of one inch in height at the main as near as may be to the junction therewith of the service pipe supplying the consumer and at the outlet of any pipe supplying gas to a public lamp.

(2) Any gas examiner appointed under the Gasworks Clauses Act 1871 may for the purposes of this Act subject to the terms of his appointment at any testing-place or public lamp within the district to which his appointment relates as and when he thinks fit test the pressure at which the gas is supplied. Provided that on each occasion of such testing notice in writing of the time and place at which the same is to be conducted shall be given to the Company not less than one hour and a half before the time of such testing to enable them to be represented. The Company shall afford to the examiner all reasonable facilities for making the test.

(3) If any such test shall reveal any deficiency in the pressure of the gas the gas examiner shall forthwith give notice thereof to the Company.

(4) Section 47 (Pressure of gas) of the Act of 1879 and section 67 (Pressure of gas) of the Act of 1904 are hereby repealed.

Power to Board of Trade to vary standard calorific power.

15. If within three months after the expiration of a period of three years from the passing of this Act or within three months after the expiration of any subsequent period of three years either the Company on the one hand or the South Shields Corporation or the Jarrow Corporation or the Hebburn Urban District Council on the other hand shall desire that the standard calorific power prescribed by the section of this Act of

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which the marginal note is "Quality and testing of gas" shall be reduced or increased and shall give (in the case of the Company) to each of the said corporations and to the said council and (in the case of either of the said corporations or of the said council) to the Company and the others of the said corporations and council and (in either case) to the Board of Trade notice in writing of such desire it shall be lawful for the Board of Trade after considering any representations made by any of the parties by order under the hand of an assistant secretary to reduce or increase the amount of the said standard calorific power to such extent as to the said Board may seem fit and the said Board may by such order make all such modifications of this Act as may be necessary in consequence of any such reduction or increase as aforesaid and may also direct the manner in which the costs charges and expenses of the said parties and of the said Board of and incidental to any such application and any inquiry held by or under the direction of the said Board in connexion therewith shall be borne.

16. No penalty or forfeiture shall be incurred by the Company for neglect or refusal to give a supply of gas in accordance with the provisions of the recited Acts and of this Act or for insufficiency of pressure defect of calorific power or excess of impurity in the gas supplied by them by reason of strikes of workmen or in any other case in respect of which the court having cognizance of the case are of opinion that such neglect refusal insufficiency defect or excess was occasioned by unavoidable cause or accident or by any circumstance beyond the control of the Company:

Exemption from penalties in certain cases.

Provided that the want of sufficient funds or the fact that the gas was not manufactured by the Company shall not be held to be a circumstance beyond the control of the Company nor be deemed an unavoidable cause.

17. The Company if and when required in writing at any time within two years after the passing of this Act by any consumer of gas supplied by the Company shall supply to such consumer and fix free of charge a sufficient number of flat-flame burners suitable in all respects for the consumption of gas of the calorific power prescribed by this Act in substitution for the burners (not being incandescent burners) in use at the passing of this Act Notice of the provisions of this section shall be given on each demand note of the Company during the period of two years hereinbefore mentioned.

Company to supply suitable burners gratis in exchange for certain burners in use.

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Supply of
power gas.

18.—(1) The Company may by agreement supply to any company, local authority body or person within the limits of supply at such price as may be agreed between the Company and such company, local authority body or person gas (hereinafter called “power gas”) which shall not be required to comply with the provisions of the Acts relating to the Company as to the calorific power, purity or pressure of the gas supplied by them and notwithstanding anything contained in any such Act the provisions of sections 11, 12, 24 to 34, 36 and 37 of the Gasworks Clauses Act 1871 shall not apply to the Company in respect of power gas nor shall the provisions of the said Acts with respect to such calorific power, purity or pressure as aforesaid and the testing thereof or with respect to the price of gas be applicable (a) in respect of power gas supplied by the Company or (b) to the Company in respect of power gas.

(2) Power gas shall be deemed to be gas within the meaning and for the purposes of section 64 (Company may enter into contracts for supply of gas) of the Act of 1904 and may subject to the provisions of the sections of this Act of which the marginal notes are respectively “Conditions as to quality of power gas supplied”, “Restrictions on supply and use of power gas”, “Home Secretary may make regulations as to supply of power gas” and “Provision as to general Acts relating to power gas” be supplied for utilisation for any purpose other than lighting.

(3) The price charged by the Company for power gas shall not be taken into account in construing section 34 (Price of gas) of the Act of 1879 as amended by sections 46 (Limitation of profits) and 47 (Standard price) of the Act of 1904.

(4) Nothing in this section shall deprive any person within the limits of supply of any right which he may possess under the Acts relating to the Company of requiring a supply of gas of the calorific power, purity and pressure prescribed by those Acts or any enactment incorporated therewith.

Conditions
as to quality
of power gas
supplied.

19.—(1) It shall not be lawful for the Company at any time to supply power gas which does not possess a distinctive and readily perceptible smell.

(2) For every contravention of this section the Company shall be liable on summary conviction to a fine not exceeding fifty pounds.

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(3) It shall be the duty of the inspectors of factories and the inspectors of mines to enforce the provisions of this section within their district so far as respects factories workshops and mines inspected by them respectively and such inspectors shall for this purpose have all powers and authorities conferred by section 119 of the Factory and Workshop Act 1901 and by section 98 of the the Coal Mines Act 1911 and section 17 of the Metalliferous Mines Regulation Act 1872 respectively :

Provided that no proceedings shall be taken against the Company by any such inspector in respect of any contravention of the provisions of this section discovered by him on any inspection of a factory workshop or mine unless he shall have given notice in writing to the Company at their principal office of such contravention and of the nature of the contravention as soon as possible after he discovers the same.

20.—(1) The Company shall not supply power gas for the purpose of illumination and no power gas supplied by the Company shall be used for that purpose.

Restrictions on supply and use of power gas.

(2) The Company shall not supply power gas to any dwelling-house or office or any outbuilding appurtenant to a dwelling-house or office (whether attached thereto or not) or any shop used for the sale therein of goods or any other like building but power gas may be supplied by the Company to and used by any company local authority body or person for industrial or manufacturing purposes on any premises other than premises of the description above mentioned.

(3) If any person supplied by the Company with power gas shall use the same in contravention of the provisions of this section the Company shall forthwith upon becoming aware thereof discontinue the supply.

(4) If the Company act in contravention of the provisions of this section they shall for every such offence be liable to a penalty not exceeding twenty pounds and to a penalty not exceeding five pounds for each day during which such offence shall continue after conviction thereof.

21.—(1) The Secretary of State for the Home Department may at any time either before or after the Company shall have commenced to give a supply of power gas to consumers (after holding such inquiries as he may think fit and considering any representations made to him by the Company) make or impose

Home Secretary may make regulations as to supply of power gas.

A.D. 1919. in the interests of the safety or health of persons regulations terms and conditions with respect to such supply.

(2) The Company shall not under the powers of this Act supply or continue to supply power gas otherwise than in accordance with any regulations and upon and subject to any terms and conditions which shall have been so made or imposed and shall for the time being be in force. Provided that if in the opinion of the Company compliance with any such regulations terms and conditions would render the supply or continued supply of power gas by them unremunerative or impracticable it shall be lawful for the Company upon giving to all consumers of power gas supplied by them not less than three months' notice of their intention so to do to discontinue such supply and in that event the Company shall not be under any obligation to supply or to continue to supply power gas to any person.

(3) For every contravention of this section the Company shall be liable on summary conviction to a fine not exceeding fifty pounds.

(4) For the purpose of enforcing this section or for the purpose of any inquiry by the said Secretary of State thereunder inspectors of factories and inspectors of mines shall have such and the like powers and authorities as are conferred by the enactments referred to in the section of this Act the marginal note whereof is "Conditions as to quality of power gas supplied."

Provision as to general Acts relating to power gas.

22. Nothing in this Act contained shall exempt the Company from the provisions of any general Act relating to the manufacture or supply of power gas passed before or after the passing of this Act or from any regulations which may be made under any such general Act.

Power to enter premises and remove fittings.

23. The power to enter premises and to remove pipes meters fittings or apparatus exercisable by the Company by virtue of 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.

24. Any notice to be served by the Company on a person supplied with gas 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 in print or by a stamp or if it be a notice to pay any charge in respect of a supply of gas or gas fittings or appliances by the name either of the secretary or such other officer as aforesaid being affixed thereto in writing or in print or by a stamp 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 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.

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Authenti-
cation and
service of
notices by
Company.

25.—(1) In any case in which the Company are by virtue of any enactment relating to their undertaking authorised in consequence of any default on the part of a consumer of gas to cut off and discontinue the supply of gas to the premises of such consumer 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 re-connect 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:

As to mode
of cutting
off supplies.

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.

26. In any case in which in consequence of any default on the part of the consumer the Company shall have cut off the

Consumer to
pay expenses
of re-con-

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 necting dis-
 connected
 supply.

supply of gas to the premises occupied by such consumer (whether under the existing powers of the Company or under the powers conferred by this Act) and the consumer so in default shall desire to resume such supply he shall pay to the Company the expenses of re-connecting the supply and the Company shall not be under any obligation to supply gas to such consumer until he shall have paid such expenses.

Purchase
 &c. of gas
 from other
 companies
 bodies and
 persons.

27. The Company may enter into and from time to time renew and may carry into effect contracts and agreements with any local authority company body or person supplying or authorised to supply gas (which term where used in this section includes power gas) within any area or limits of supply adjoining or near to the limits of supply for the time being of the Company and with any company body or person producing gas in connexion with the carrying on of any works trade or business by such company body or person whether within or outside the limits of supply for the time being of the Company with reference to the purchase and taking by the Company of a supply of gas from any such local authority company body or person as aforesaid Subject to the provisions of this Act the Company may within the limits of supply and (with the consent of the road authority for any road which may be affected) outside those limits lay mains and pipes for the purposes of this section and open and break up roads for that purpose:

Provided that no contract or agreement entered into under the powers of this section shall continue operative for any longer period than fifteen years from the making thereof.

For protec-
 tion of local
 authorities.

28. For the protection of the South Shields Corporation the Jarrow Corporation the Hebburn Urban District Council and the South Shields Rural District Council in respect of the breaking up of streets and bridges and laying of mains and pipes after the passing of this Act within their respective boroughs or districts the following provisions shall unless otherwise agreed in writing between the said corporations and councils on the one hand and the Company on the other hand have effect (that is to say):—

- (1) In this section the expression "the local authority" means the corporation or council (being one of the said corporations and councils) in whose borough or district the road in relation to which the expression is used is situate the expression "road" means any

street (as defined by the Public Health Act 1875) or road within the borough or district of the local authority other than any main road vested in and repairable by the Durham County Council and the expression "the surveyor" means the surveyor or engineer of the local authority:

- (2) All mains and pipes to be laid by the Company in any road whether maintainable by a local authority or not shall be laid in such position under the footpath wherever reasonably possible and otherwise at the side of the road as the local authority in writing under the hand of the surveyor may reasonably direct:
- (3) Except in cases of emergency (when the longest reasonably practicable notice shall be given) and except in cases of the laying connecting or repairing of service pipes (when three days' notice shall be given) the notice required by section 8 of the Gasworks Clauses Act 1847 with respect to the breaking up of streets shall as regards any such road as aforesaid be not less than seven days instead of three days and such notice shall be served upon the local authority and accompanied by the plan referred to in section 9 of the said Act which shall be on a scale of not less than twenty-five inches to the mile and shall clearly show the proposed position of the works:
- (4) The Company shall not without the consent in writing of the local authority or the surveyor (which consent shall not be unreasonably withheld) open or break up the roadway or in any manner interfere with the structure of any bridge for the time being maintainable by the local authority but shall if reasonably required so to do by the local authority or the surveyor attach any main or pipe which they may wish to carry across such bridge under or on the outside of the bridge in such manner as the local authority or the surveyor may reasonably direct:
- (5) In the case of any mains laid in the roadway of any road where the foundation of such roadway consists of concrete the Company shall execute the work of opening and reinstating the trench so far as the concrete is concerned under the reasonable direction

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and superintendence of the surveyor and in accordance with a specification previously submitted to and reasonably approved by him:

Provided that an approved specification for the area of any local authority shall be applicable without further submission to all future concrete work of the like kind in such area unless and until notice in writing shall be given by the surveyor of such authority to the engineer of the Company or by the latter to the former that he requires such specification to be altered or amended and in what respect:

- (6) Any difference which arises between the Company and the local authority under this section shall be determined by an engineer or other fit person to be appointed (in default of agreement between the parties) by the President of the Institution of Civil Engineers on the application of either party and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such determination:
- (7) The provisions of this section save so far as they modify existing legislation shall be in addition to and not in substitution for the provisions of any general Act applying to the Company or the local authorities.

29. The following provisions for the protection of the North Eastern Railway Company (hereinafter in this section called "the railway company") shall unless otherwise agreed in writing between the Company and the railway company apply and have effect with respect to all mains and pipes to be laid under the powers of this Act:—

- (1) All mains and pipes to be laid by the Company under the powers of this Act over or under any bridge of the railway company shall be carried over or under the same in such a way as not to interfere with the structure of any such bridge unless the railway company shall consent to the attachment of such mains or pipes to the outside of such structure. Provided that in all cases where the depth of the roadway on any such bridge is insufficient for the laying of such mains or pipes therein they may be laid under the railway in such position and manner as may be agreed between the railway company and the Company

or as failing such agreement shall be determined by arbitration as hereinafter provided and all mains and pipes to be laid by the Company under the powers of this Act under any railway of the railway company shall be laid so as to cause as little interference as may be with such railway and so as to cause no avoidable interruption to the passage or conduct of the traffic thereon:

- (2) In laying and maintaining any mains pipes or other works under the powers of this Act over upon or across or under any work or property of the railway company the Company shall with all reasonable despatch execute their works under the direction and superintendence and to the reasonable satisfaction of the engineer of the railway company and except in cases of emergency in accordance with plans drawings and specifications previously submitted to and reasonably approved by him and shall pay and make good to the railway company all loss damages and expenses which the railway company shall sustain or be put to by or in consequence of the laying maintenance or use of the said mains pipes and other works or by or in consequence of any accident to any main or pipe of the Company not due to the act or default of the railway company Provided that if for a period of twenty-one days after the delivery thereof the engineer of the railway company neglects or refuses to approve or signify his disapproval of the said plans drawings and specifications he shall be deemed to have approved the same and if any difference shall arise with respect to such plans drawings and specifications it shall be determined as hereinafter provided Provided also that if the said engineer fails to give such direction or to superintend the works as aforesaid the Company may proceed without such direction or superintendence:
- (3) If at any time it is found necessary in order to enable the railway company to carry out under any powers vested in them at the date of the passing of this Act any alterations or extensions of their railway or works that the position of any mains pipes or other works of the Company laid under the powers of this

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Act shall be altered the Company shall on receiving twenty-one days' notice in writing from the railway company so to do at their own cost with all reasonable despatch alter the position of the same so far as may be reasonably necessary to enable the railway company to carry out such alterations or extensions and the provisions of subsection (4) of this section shall apply to the said mains pipes or other works in their altered position:

- (4) If within twenty-one days after the receipt of any such plans drawings and specifications as aforesaid the railway company give to the Company notice in writing that they themselves desire to construct so much of the works shown thereon or referred to therein as will affect any railway or work belonging to them other than the actual laying down connecting and altering of the mains pipes and works (which shall be done by the Company under the supervision and reasonable direction of the railway company if given) the railway company may themselves execute such portion of the said works and recover the reasonable cost thereof from the Company Provided that the railway company shall not in any way interfere with any works of the Company until they shall have made all such arrangements as the Company may reasonably require for preventing any loss or any interruption in the supply of gas:
- (5) Any difference arising between the Company and the railway company under this section shall be referred to and determined by an engineer to be appointed failing agreement by the President of the Institution of Civil Engineers and the provisions of the Arbitration Act 1889 shall apply to the reference.

For protection of
Durham
County
Council.

30. Notwithstanding anything contained in this Act the following provisions for the protection of the county council shall (unless otherwise agreed in writing between the county council and the Company under their respective common seals) apply and have effect (that is to say):—

- (1) In this section—

The expression "the county council" means the county council for the administrative county of Durham;

The expression "main road" means—

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(a) Any main road for the time being vested in or repairable by the county council (not being a main road which any urban district council has claimed to retain the power and duty of maintaining and repairing) and situate within the area by this Act added to the existing limits of supply; and

(b) Any such main road as aforesaid situate elsewhere than in the said area within so much of the county of Durham as is comprised within the limits of supply which is affected or proposed to be affected by the exercise of the powers of either of the sections of this Act of which the marginal notes are respectively "Supply of power gas" and "Purchase &c. of gas from other companies bodies and persons";

The expression "bridge" means any county or main road bridge which (a) is situate within the said area or (b) is situate elsewhere within so much of the county of Durham as is comprised within the limits of supply and is affected or proposed to be affected by the exercise of the powers of either of the said sections of this Act and in each case includes the road over such bridge and the approaches thereto;

The expression "the county surveyor" means the surveyor for the time being of the said county;

The expression "apparatus" includes mains pipes and apparatus but does not include service pipes;

(2) All apparatus to be laid in consequence of the granting of the powers of this Act in or along any main road or the roadway of any bridge shall be laid in such position in or at the side thereof or in the roadside waste as the county council shall by writing under the hand of the county surveyor reasonably direct and in the case of any apparatus which it is reasonably necessary to lay otherwise than in the roadway over any bridge the same shall be carried on the structure thereof in such manner as the county council may in like manner reasonably direct:

(3) As respects any apparatus to be constructed or laid by the Company in consequence of the granting of

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the powers of this Act in any main road or on any bridge—

(a) The notice required to be given under section 8 of the Gasworks Clauses Act 1847 shall (except in cases of accidental leaking or burst or other emergency in which case the Company shall notify the county council as early as reasonably practicable) be not less than seven days instead of three days;

(b) The plan required by section 9 of the last-mentioned Act shall define as nearly as practicable the position in the roadway or at the side thereof or in or upon the structure of any bridge at which the apparatus of the Company is proposed to be constructed or laid and shall be accompanied by a section showing as nearly as practicable the depth below the surface of the proposed works and shall be delivered to the county council or the county surveyor by the Company not less than fourteen days before the Company commence to open or break up any main road or interfere with any bridge or roadway over the same or approaches thereto for the purpose of executing the said works:

- (4) If the county council shall give written notice to the Company of such their desire before the Company commence to lay down in consequence of the granting of the powers of this Act any apparatus in the roadway of any main road (including the roadway over any bridge) the Company shall under the supervision (if after reasonable notice from the Company he shall choose to attend) and to the reasonable satisfaction of the county surveyor fill in any trench or excavation made by them in connexion with such work to the height of eight inches above the top of the apparatus and the county council shall with all practicable despatch and under the supervision (if after reasonable notice from the county council he shall choose to attend) and to the reasonable satisfaction of the engineer of the Company fill in the remainder of the trench or excavation and reinstate and make good the surface of the portion of the roadway broken up by the Company and upon the completion

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of such filling in reinstatement and making good by the county council the Company shall repay to the county council the expense reasonably incurred by them in such filling in reinstatement and making good with material of the same substance and character and so far as reasonably practicable with the same material as that with which such portion was made up immediately before the roadway was so broken up. When the county council give to the Company any notice under this subsection the Company shall be under no liability to fill up the trench or excavation beyond the height of eight inches above the top of the main or pipe nor for maintenance for any period of the portion of the roadway so broken up by them and the county council shall indemnify the Company against all claims and liabilities arising out of or in course of such filling in reinstatement and making good by the county council or any delay in commencing or completing such filling in reinstatement and making good or any act or default of the county council in relation thereto:

Provided that if any subsidence of the surface of the roadway as filled in and reinstated shall be caused by any act or default of the Company they shall repay to the county council the cost reasonably incurred by the county council in making good the same and the indemnity by the county council hereinbefore referred to shall not extend to any subsidence so caused:

- (5) All surplus paving metalling or materials removed during the laying in consequence of the granting of the powers of this Act of any apparatus by the Company in or along any main road or in upon or across any bridge and not required by the Company for the purpose of reinstating making good and maintaining the road or bridge may be used by the county council for the maintenance and repair of any main road and the Company shall on receiving notice from the county surveyor forthwith remove the same to such place or places not more than one mile from the place of excavation as the county

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surveyor may reasonably direct and if the Company fail to do so the county surveyor may remove the same but the county council shall repay to the Company any expenses which the Company may reasonably incur in complying with any directions of the county surveyor under this subsection:

(6) Nothing in this Act shall authorise the Company to interfere with the structural part of any bridge (otherwise than by attaching mains or pipes to the structure thereof as provided by subsection (2) of this section) without the consent in writing of the county council or the county surveyor which consent shall not be unreasonably withheld and may be given upon such conditions (not being a money payment) as the county council may reasonably determine:

(7)—(a) Nothing in this Act shall interfere with the right of the county council to alter the level of or deviate or improve in any manner they think fit any main road or to remove alter rebuild widen or repair any bridge in under over or attached to which any apparatus of the Company is carried but the county council shall take all reasonable precautions to prevent injury to the apparatus of the Company:

(b) In the event of any main road or bridge in under over or attached to which any such apparatus is laid being altered deviated improved removed rebuilt widened or repaired as aforesaid in such manner as to render an alteration in the position of any such apparatus reasonably necessary or desirable the Company shall with all convenient speed on receiving fourteen days' notice (or shorter in case of emergency) in writing from the county council so to do alter the position of such apparatus in such manner and to such extent as such notice may reasonably prescribe and to the reasonable satisfaction of the county surveyor:

(c) The county council shall afford all reasonable facilities to the Company for such alterations and also (during the alteration deviation improvement rebuilding widening or reparation of such main road or bridge) for temporarily carrying or supporting such apparatus

along the road or across any stream or river so as not to interrupt the continuous supply of gas or to diminish the pressure of such supply through such apparatus and the Company may carry such apparatus accordingly: A.D. 1919.

(d)—(i) The expenses reasonably incurred by the Company in altering pursuant to a notice given by the county council the position of any apparatus of the Company in any main road shall be borne by the county council and repaid by them to the Company:

(ii) The expenses incurred by the Company in altering pursuant to a notice given by the county council the position of any such apparatus in under over or attached to any bridge shall be borne by the Company and the county council shall not make any compensation to the Company for any expense or loss to which the Company may be put by reason or in consequence of the removal alteration widening or reparation of such bridge:

(e) The Company shall reimburse the county council all reasonable expenses incurred by the county council in affording facilities for any alteration of apparatus in under over or attached to any bridge which may be executed pursuant to a notice given by the county council under this subsection and for temporarily carrying such apparatus across any stream or river:

(8) All works of the Company to be executed in consequence of the granting of the powers of this Act so far as they affect any main road or bridge shall be so executed by the Company as not to stop the traffic and so far as reasonably practicable as not in any way to impede or interfere with the traffic on such road or over such bridge and the Company shall not without the consent of the county surveyor open or break up at any one time a greater continuous length than two hundred yards of any main road unless and except so far as it is necessary to open or break up any greater length owing to any delay by the county council in filling in any trench or excavation pursuant to subsection (4) of this

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section and where they break up any main road in more places than one at any one time they shall leave an interval of one hundred yards between the respective portions of road so broken up:

(9) All the rights or obligations conferred or imposed by this section shall be in addition to and not in substitution for any rights or obligations conferred or imposed by such of the provisions of the Gasworks Clauses Act 1847 with respect to breaking up streets as are incorporated in this Act.

(10) If any difference arises between the county council or the county surveyor and the Company under this section such difference shall be referred to and settled by an arbitrator to be agreed upon between the county council and the Company or failing such agreement to be appointed on the application of either party (after notice in writing to the other of them) by the President of the Institution of Civil Engineers and subject as aforesaid the Arbitration Act 1889 shall apply to any such reference.

31. The Company may subject to the provisions of this Act borrow on mortgage of the undertaking—

(a) at any time after the passing of this Act any sum or sums not exceeding in the whole (together with the sum of ninety-eight thousand three hundred and three pounds already borrowed under the powers conferred by the recited Acts) one-half part of the capital (including premiums) of the Company as existing immediately before the passing of this Act;

(b) from time to time any sum or sums not exceeding in the whole one-half part of the amount of any capital (including premiums) for the time being raised after the passing of this Act under the powers of the Act of 1904 as amended by this Act. Provided that no such sum shall be borrowed in respect of any capital so raised until the Company have proved to a 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 stock at the time issued together with the premium (if any) realised on the sale thereof has been fully paid up.

Additional
borrowing
powers in
respect of
existing
capital
powers.

32.—(1) The mortgagees of the undertaking may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver. In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than ten thousand pounds in the whole.

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Appoint-
ment of
receiver.

(2) Section 36 (For appointment of a receiver) of the Act of 1904 is hereby repealed but without prejudice to any appointment heretofore made thereunder or to the continuance of any proceedings which may be pending under that section at the passing of this Act.

33. The principal moneys secured by all mortgages granted by the Company in pursuance of the powers of any Act of Parliament before the passing of this Act and subsisting at the passing hereof shall during the continuance of such mortgages have priority over the principal moneys secured by any mortgages granted by virtue of this Act.

Priority of
principal
moneys
secured by
existing
mortgages.

34. The Company may create and issue debenture stock subject to the provisions of section 26 (Debenture stock) of the Act of 1886. Notice of the effect of that enactment shall be endorsed on all mortgages and certificates of debenture stock.

Debenture
stock.

35. The powers of borrowing on mortgage and of creating and issuing debenture stock conferred by this Act shall be in substitution for the powers conferred by sections 34 (Power to borrow in respect of additional capital) and 37 (Debenture stock) of the Act of 1904.

Power to
borrow and to
issue debenture
stock to be in
substitution for
powers under
Act of 1904.

36. All money to be raised by the Company on mortgage or by debenture stock under the provisions of this Act shall have priority against the Company and the property from time to time of the Company over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act. Provided always that this priority shall not affect any claim against the Company or their property in respect of any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease granted or made to the Company which is entitled to rank in priority to or *pari passu* with the interest on their mortgages or debenture stock.

Priority of
mortgages
and debenture
stock over other
debts.

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Capital and
borrowing
powers to
be reduced
in certain
events.

37. If at the expiration of a period of twelve years from the termination of the present war the Company shall not have exercised to the full extent the powers of raising money conferred by this Act and the recited Acts then unless and except so far as the South Shields Corporation the Jarrow Corporation the Hebburn Urban District Council and the South Shields Rural District Council or any three of them shall in writing otherwise agree (a) the sum which the Company may after the expiration of the said period raise under the powers conferred by this Act and the recited Acts (otherwise than (i) by re-borrowing or by raising by the creation and issue of debenture stock any sums not exceeding the amount secured by any mortgages or bonds existing at the date of such expiration and subsequently paid off or (ii) for the purpose of redeeming any redeemable preference stock or redeemable debenture stock outstanding at that date) shall be reduced by the sum of seventy-seven thousand seven hundred and fifty-five pounds or (b) if the amount of such unexercised powers is equal to or less than the said sum such unexercised powers shall cease to be exerciseable after the expiration of the said period.

The proportions in which any such reduction of unexercised powers as aforesaid shall be effected as between moneys authorised to be raised by the creation and issue of ordinary stock or preference stock on the one hand and moneys authorised to be raised by borrowing on mortgage or bond or by the creation and issue of debenture stock on the other hand shall be such as the directors of the Company may determine Provided that no such reduction as aforesaid shall be effected in such proportions that the total amount remaining to be raised by borrowing on mortgage or bond or by the creation and issue of debenture stock together with the amount already raised at the date of such reduction by those means or any of them exceeds one-half part of the total amount remaining to be raised by the creation and issue of ordinary stock or preference stock together with the amount already raised at the said date by that means.

Dividend on
preference
stock.

38. Section 45. (Dividend on preference stock) of the Act of 1904 shall be read and have effect as if the words "seven per cent." had at the date of the passing of that Act been inserted therein instead of the words "five per cent." Provided that nothing in this section shall alter or affect the rate of the preferential dividend on any preference stock created and issued before the passing of this Act.

39. Notwithstanding anything contained in section 25 (Power to Company to raise additional capital) of the Act of 1904 the Company may create and issue either preference stock or ordinary stock for the purpose of raising all or any part of so much of the additional capital by that Act authorised to be raised as has not been raised before the passing of this Act.

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As to crea-
tion and
issue of
preference
stock under
Act of 1904.

40. The provisions of the following sections of the Act of 1904 shall apply to and with respect to the issue of stock or debenture stock under this Act or under the Act of 1904 as amended by this Act (that is to say) :—

As to mode
of issue of
stock and
debenture
stock.

Section 26 (New stock to be offered by auction or tender);

Section 27 (Purchase money to be paid within one month);

Section 28 (Notice to be given as to sale of stock);

Section 29 (Stock not sold may be offered to shareholders employees or consumers); and

Section 38 (Debenture stock to be sold by auction or tender).

41.—(1) The directors of the Company may if they think fit in any year appropriate out of the revenue of the Company as part of the expenditure on revenue account any sum not exceeding one per centum of the paid-up capital of the Company including premiums to a fund to be called “the special purposes fund.”

Power to
create a
special
purposes
fund.

(2) The special purposes fund shall be applicable only to meet such charges as an accountant appointed for the purpose by the Board of Trade shall approve as being—

(a) expenses incurred by reason of accidents strikes or circumstances which due care and management could not have prevented; or

(b) expenses incurred in the replacement or removal of plant or works other than expenses requisite for maintenance and renewal of plant and works.

(3) The maximum amount standing to the credit of the special purposes fund shall not at any time exceed an amount equal to one-tenth part of the paid-up capital of the Company including premiums.

(4) The moneys forming the special purposes fund or any portion thereof may be invested in securities in which trustees are authorised by law to invest or may be applied for the

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general purposes of the Company to which capital is properly applicable or may be used partly in the one way and partly in the other.

(5) Resort may from time to time be had to the special purposes fund notwithstanding that the sum standing to the credit of the fund is for the time being less than the maximum allowed by this section.

(6) There shall be carried to the credit of the special purposes fund (in addition to any sums appropriated thereto under the powers of subsection (1) of this section)—

(a) the money or securities standing to the credit of the insurance fund of the Company at the passing of this Act; and

(b) the amount (if any) by which the clear profits of the undertaking of the Company for the year ending on the thirty-first day of December one thousand nine hundred and eighteen (including for this purpose the sum of seventeen thousand eight hundred and thirty-six pounds eleven shillings and eightpence brought forward from the previous year) after payment thereout of the interest on any mortgages loans and debenture stock the dividend on any preference capital and the dividend at the authorised rate on the ordinary capital of the Company for that year exceeded the sum of seventeen thousand six hundred and six pounds.

(7) Section 43 (Insurance fund) of the Act of 1904 is hereby repealed and section 52 (Application of excess of profits over authorised rate of dividend) of the same Act shall be read and have effect subject to the provisions of subsection (6) of this section.

Limitation
of amount
of carry
forward.

42. Notwithstanding anything contained in section 52 (Application of excess of profits over authorised rate of dividend) of the Act of 1904 the amount to be carried to the credit of the divisible profits of the undertaking of the Company for any year commencing on or after the first day of January one thousand nine hundred and nineteen pursuant to that section shall not exceed the sum of seventeen thousand six hundred and six pounds or such larger sum as shall be equal to the amount required for payment in respect of the year ending immediately before the commencement of such year of the dividend on any

preference capital and on the ordinary capital of the Company at the rates authorised for such preference and ordinary dividends. A.D. 1919.

43. If any money is payable to a stockholder mortgagee or debenture stockholder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Company. Receipt in case of persons not sui juris.

44. All moneys raised under this Act including premiums shall be applied only to purposes to which capital is properly applicable. Application of money.

45. 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. Power for directors to determine remuneration of secretary.

46. Notwithstanding anything in this Act the Company shall not raise or borrow any money under the powers of this Act during the continuance of the present war and twelve months thereafter unless the consent of the Treasury has been previously obtained. Restriction as to raising money during war.

47. 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.

Any sum so charged shall be spread over the year ending on the thirty-first day of December one thousand nine hundred and nineteen and the two next following years and the amount to be charged against the revenue of each of those years shall be as nearly as may be one-third part of the amount which the Company or the directors thereof determine to charge against revenue under the powers of this section.

A.D. 1919. The SCHEDULE referred to in the foregoing Act.

LANDS ON WHICH THE COMPANY MAY MANUFACTURE GAS AND RESIDUAL PRODUCTS AND STORE GAS IN ADDITION TO THE LANDS ALREADY AUTHORISED TO BE USED FOR THOSE PURPOSES BY THE EXISTING ACTS RELATING TO THE COMPANY.

(a) Lands in the parish of Jarrow now belonging to the Company abutting on the western boundary of lands in the occupation of the mayor aldermen and burgesses of the borough of Jarrow and bounded on the west by other lands belonging to the Company on the south by the public road known as Curlew Road and on the north by the River Tyne.

(b) Lands in the said parish of Jarrow now belonging to the Company and bounded on the north by the River Tyne on the south by Tyne Street on the east by other lands belonging to the Company and on the west by land occupied as a public quay and the approach to such quay.

Printed by EYRE and SPOTTISWOODE, LTD.,
FOR

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

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