



CHAPTER iii.

An Act to vary the powers of charge of the Liverpool Hydraulic Power Company to modify existing agreements and for other purposes. [22nd April 1943.]

WHEREAS the Liverpool Hydraulic Power Company (in this Act referred to as "the Company") were incorporated by the Liverpool Hydraulic Power Act 1884 and were by that Act and subsequent enactments empowered to supply motive power by hydraulic pressure to be used for working cranes dock gates and other machinery and for the extinction of fire within those parts of the city of Liverpool and the county borough of Bootle prescribed by the said Acts: 47 & 48 Vict.
c. cxxi.

And whereas the maximum charges for the supply of such motive power are prescribed by section 8 of and the Second Schedule to the Liverpool Hydraulic Power Act 1890: 53 & 54 Vict.
c. lxiv.

And whereas in pursuance of the powers conferred by the Statutory Undertakings (Temporary Increase of Charges) Act 1918 an Order entitled the Liverpool Hydraulic Power (Temporary Increase of Charges) Order 1919 was made increasing the Company's charges to not more than eighty-five per centum in excess of the charges specified in the said section 8 and Second Schedule:

And whereas the said Order lapsed in the year one thousand nine hundred and twenty-three and the Company have since that time operated under the limitations imposed by the maximum scale prescribed by the said Act of 1890:

And whereas for many years the Company have been able to earn a very meagre return on the capital invested in the undertaking:

And whereas the Company's adverse financial position has been aggravated by reason of the present War and the undertaking is now operating at a loss and it is expedient that the Company should be granted such powers of charge and other relief as by this Act provided :

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

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

Short and
collective
titles.

1. This Act may be cited as the Liverpool Hydraulic Power Act 1943 and the Liverpool Hydraulic Power Acts 1884 1887 and 1890 and this Act may be cited together as the Liverpool Hydraulic Power Acts 1884 to 1943.

Interpretation.

2. In this Act the following expressions shall have the meanings hereby respectively assigned to them (that is to say) :—

“ the Company ” means the Liverpool Hydraulic Power Company ;

“ the Act of 1890 ” means the Liverpool Hydraulic Power Act 1890 ;

2 & 3 Geo. 6.
c. 62.

“ war period ” means the period for which the Emergency Powers (Defence) Act 1939 is in force.

Agreements
for supply of
motive power.

3.—(1) Motive power by hydraulic pressure may be supplied by the Company on such terms and subject to such conditions as may be agreed between the Company and the person taking or desiring a supply :

Provided that during the war period no charge shall be made under any agreement exceeding twice the amount of the scale of charges set forth in the Second Schedule to the Act of 1890.

(2) The following provisions of the Act of 1890 are hereby repealed :—

Section 8 (Amending Act of 1884 as to maximum charges for supply of motive power) ;

Section 9 (Amending Act of 1884 as to supply of motive power within one hundred yards of mains) ;

The Second Schedule.

Variation of
existing
agreements

4. All agreements for the supply of motive power made between the Company and any consumer and subsisting at the passing of this Act shall have effect as if there were contained therein a

provision empowering the Company to increase the charges specified therein or being made thereunder as on and from the first day of July one thousand nine hundred and forty-three by such amount as the Company may deem necessary but not exceeding during the war period one hundred per centum.

5. 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 shall be charged against revenue. Costs of Act.

Printed by NORMAN GIBB SCORGIE, C.V.O., C.B.E.,
Controller of His Majesty's Stationery Office
and
King's Printer of Acts of Parliament

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*Liverpool Hydraulic Power
Act, 1943.*

6 & 7 GEO. 6.

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(P. 1361)