



CHAPTER xi.

An Act for granting further powers to the Nottingham Waterworks Company. A.D. 1879.
[23d May 1879.]

WHEREAS by the Nottingham Waterworks Act, 1845, (hereinafter referred to as "the Act of 1845,") the Nottingham Waterworks Company (who are herein referred to as "the Company") were incorporated and empowered to supply with water the town and county of the town of Nottingham, and certain parishes and places adjacent thereto, in the county of Nottingham: 8 & 9 Vict. c. xix.

And whereas by the Nottingham Waterworks Amendment Act, 1854, the powers of the Company were enlarged: 17 & 18 Vict. c. x.

And whereas by the Nottingham Waterworks Act, 1874, and also by the Nottingham Waterworks Act, 1878, (in this Act called "the Act of 1878,") the limits within which the Company may supply water were further extended, and the powers of the Company were further enlarged: 37 & 38 Vict. c. cxxxvii. 41 & 42 Vict. c. xlv.

And whereas a need for supplies of water exists in various places adjacent to the authorised limits of the Company, and applications have been made to the Company to afford such supplies, and it is therefore expedient that those limits and the powers of the Company be extended, and that the Company be empowered to construct additional works to enable them to supply water within the limits as extended and other adjacent places, and also the more conveniently to supply with water the places included within their limits by the Act of 1878:

And whereas the objects aforesaid 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 Queen'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,)

[*Local.-11.*]

A.D. 1879.

Short title.

Application
of 8 & 9 Vict.
c. xix.

Extension
of limits for
supply of
water.

Power to
make water-
works and
take lands,
&c. accord-
ing to
deposited
plans, &c.

1. This Act may be cited as Nottingham Waterworks Act, 1879.

2. Subject to the provisions of this Act, "the Act of 1845" and this Act shall be read together as one Act, and shall have effect as if the works authorised by this Act had been comprised among the works authorised by that Act; and the works by this Act authorised shall for all purposes be deemed part of the undertaking of the Company.

3. The limits within which the Company may supply water shall extend to and include, in addition to the parishes, townships, and places within the limits of the recited Acts, the following parishes and places; namely, Gedling and so much of the parish of Bilborough as lies within four furlongs of the junction (at a place called Cinder Hill) of Bulwell Lane with the road leading from Nottingham to Eastwood in the county of Nottingham; and the Company may, for the purposes of such supply, exercise within such extended limits the same powers as they are authorised to exercise within the limits of the recited Acts, provided that the rates to be charged by the Company to the consumers of water within the extended limits may be not exceeding one-fourth part more than the water rates chargeable in the borough of Nottingham.

4. And whereas plans and sections describing the lines, situation, and levels of the intended works, and the lands which may be compulsorily taken or used for the purposes thereof, and a book of reference to those plans containing the names of the owners or reputed owners, lessees or reputed lessees, and of the occupiers of such lands, have been deposited with the clerk of the peace for the county of Nottingham (and are in this Act respectively referred to as the deposited plans, sections, and book of reference). Therefore, subject to the provisions of this Act, the Company may make and maintain in the lines or situations and according to the levels shown on the deposited plans and sections the several works in the county of Nottingham shown on the deposited plans, among which are comprised the following principal works; namely,

- (1.) A line of pipes (No. 1) commencing in the parish of Bestwood at the existing Bestwood Park pumping station of the Company, and terminating at the intended Papplewick service reservoir next herein-after described;
- (2.) A service reservoir (herein referred to as the Papplewick service reservoir) to be wholly situate in the parish of Papplewick:
- (3.) A line of pipes (No. 2) commencing in the parish of Papplewick by a junction with the before-mentioned line of pipes No. 1, and terminating in the parish of Greasley

at the intended Greasley service reservoir next herein-after described : A.D. 1879.

- (4.) A service reservoir (herein referred to as the Greasley service reservoir) to be wholly situate in the parish of Greasley :

Together with all proper approaches, communication roads, cuts, buildings, engines, machinery, apparatus, pipes, works, and conveniences, ancillary or subsidiary thereto or connected therewith, and may enter upon, take, and use such of the lands described in the deposited plans and book of reference as they require for the purposes of this Act, or as have already been conveyed or agreed to be conveyed to the Company: Provided always, that notwithstanding any powers by this Act conferred upon the Company of constructing works within the district of the Hucknall Torkard Local Board, the Company shall not supply water for any purpose within that district.

5. In the construction of the works authorised by this Act the Company may deviate laterally to any extent not exceeding (except by consent of the person through whose lands such deviation is to be made) the limits of the lateral deviation shown on the deposited plans, and where on any road no such limits are shown the boundaries of such roads shall be deemed to be such limits, and they may also deviate vertically from the levels shown on the deposited sections to any extent not exceeding, in the case of reservoirs, four feet upwards and five feet downwards, and in the case of all other works to any extent not exceeding ten feet. Limits of deviation.

6. All works authorised by this Act interfering with or affecting in any way the Midland Railway, or any siding thereof, shall be executed at the expense of the Company under the superintendence and to the reasonable satisfaction of the principal engineer of the Midland Railway Company, and according to plans and specifications to be previously submitted to such engineer, and approved by him in writing: Provided that if such engineer shall not have expressed his approval or disapproval of the said plans and specifications within one month after the same shall have been submitted to him, he shall be deemed to have approved thereof; and the said works shall be constructed and maintained so that the traffic upon the Midland Railway shall not be in anywise impeded or interfered with; and such maintenance shall be effected under the superintendence and to the reasonable satisfaction of the engineer of the Midland Railway Company, and in all things at the expense of the Company. For protection of Midland Railway Company.

7. If the works authorised by this Act are not completed within ten years from the passing of this Act, then on the expiration Period for completion of works.

A.D. 1879. — of that period the powers by this Act granted to the Company for executing the same, or in relation thereto, shall cease to be exercised except as to so much thereof as is then completed; but nothing in this section shall restrict the Company from extending, enlarging, altering, or removing any of their tanks, buildings, engines, machinery, apparatus, wells, drifts, mains, or pipes at any time and from time to time, or improving their supply of water as occasion may require.

Power to purchase additional lands by agreement.

8. The Company may from time to time, for the purposes of their undertaking, purchase by agreement, in addition to lands which they are authorised to take by compulsion, any lands not exceeding in the whole twenty acres; but such lands shall not be used for building purposes unconnected with the Company's waterworks undertaking.

Application of existing funds, &c.

9. The Company may apply to the purposes of this Act their existing funds and any moneys they are authorised to raise.

Power to agree with local authorities for supply of water to them.

10. The Company may enter into and carry into effect contracts and agreements with any local authority of any place within or contiguous to the limits of supply of the Company for the supply by the Company to such local authority of water in bulk or otherwise, upon such terms and conditions as may be mutually agreed on; but the Company shall not under any such agreement supply water so as to interfere with the supply of water for domestic purposes within their authorised limits of supply.

Expenses of Act.

11. All the costs, charges, and expenses of, incident, and preliminary to the preparing, applying for, obtaining, and passing of this Act, and otherwise in relation thereto, shall be paid by the Company.