

**CHAPTER clx.**

An Act to confirm the creation and issue of a certain  
 Debenture Stock by the East London Waterworks Com-  
 pany. A.D. 1881.  
[18th July 1881.]

**W**HEREAS by the East London Waterworks (Thames Supply) Act 1867 after reciting that the share capital and stock of the East London Waterworks Company (in this Act called "the Company") then stood at £1,300,560 and that the Company had authority to raise by shares or by borrowing on mortgage £99,440 making with their capital then already raised £1,400,000 and that the Company had then no mortgage debt the Company were authorised to raise the further sum of £260,000 by the creation and issue of new preferential or ordinary shares or stock and to borrow on mortgage in addition to the sum of £99,440 which they were then authorised to borrow any sums not exceeding £100,000 : 30 & 31 Vict.  
c. cxlviii.

And whereas by the East London Waterworks (Powers) Act 1867 after the like recitals as to the capital and borrowing powers of the Company the Company were authorised to raise the further sum of £160,000 by the creation and issue of new ordinary or preferential shares or stock and to borrow on mortgage in addition to the sum of £99,440 which they were then authorised to borrow any sums not exceeding £100,000 and by each of the Acts above recited (which are herein-after referred to as "the recited Acts of 1867") the Company were authorised to create and issue debenture stock : 30 & 31 Vict.  
c. cxlix.

And whereas by the recited powers the Company are authorised to raise £2,020,000 in shares or stock and by borrowing or debenture stock :

And whereas the Company have created ordinary stock to the amount of £1,625,560 and have created and issued debenture stock to the amount of £394,440 but in the creation of such debenture stock the Company have by inadvertence exceeded their powers in that behalf and it is expedient that the creation and issue of such debenture stock should be confirmed :

A.D. 1881.

And whereas that object 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 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):—

Short title.

1. This Act may be cited for all purposes as the East London Waterworks Company Act 1881.

Confirmation  
of unautho-  
rised issue of  
debenture  
stock.

2. The debenture stock to the amount of three hundred and ninety-four thousand four hundred and forty pounds created and issued by the Company as aforesaid shall be deemed to have been lawfully created and issued by the Company as if the Company had by the recited Acts of 1867 been authorised to borrow moneys in the whole not exceeding that amount and to create and issue debenture stock in respect thereof.

New shares  
to be offered  
by auction  
or tender.

3. Notwithstanding anything in any Acts relating to the Company contained the Company shall when any shares or stock created under the powers of the said Acts or any of them are to be issued and before offering the same to the holder of any other shares or stock in the Company and whether the ordinary shares or ordinary stock of the Company are or is at a premium or not offer the same for sale by public auction or by tender in such manner at such times and subject to such conditions of sale as the Company shall from time to time determine: Provided that at any such sale the reserved price put upon such shares or stock shall not be less than the nominal amount thereof and notice of the amount of such reserved price shall be sent by the Company in a sealed letter to the Board of Trade not less than twenty-four hours before the day of auction or the last day for the reception of tenders as the case may be and such letter may be opened after such day of auction or last day for the reception of tenders and not sooner and provided that no priority of tender shall be allowed to any holder of shares or stock in the Company.

Purchase  
money of  
capital sold  
by auction  
to be paid  
within three  
months.

4. It shall be one of the conditions of any sale of shares or stock under any of the said Acts or this Act that the whole nominal amount thereof together with any premiums given by any purchaser at such sale shall be paid to the Company within three months after such sale.

Notice to be  
given as to  
sale, &c. of  
shares.

5. The intention to sell any such shares or stock by auction or by tender shall be communicated in writing to the clerk of the Metropolitan Board of Works and to the town clerk of the city of

London and to the secretary of the Committee of the London Stock Exchange at least twenty-eight days before the day of auction or the last day for the reception of tenders as the case may be and notice of such intention shall be duly advertised four times during such period in two or more London daily newspapers.

A.D. 1881.

6. When any shares or stock created under the powers of any of the said Acts have been offered for sale by auction or tender and not sold the same shall be offered at the reserved price put upon the same respectively for the purpose of sale by auction or tender to the holders of ordinary shares or ordinary stock in the Company in manner provided by the Companies Clauses Act 1863: Provided always that any shares or stock so offered and not accepted within the time prescribed by the said Act shall again be offered for sale by public auction or by tender in the manner and subject to the provisions of this Act with respect to the sale of shares and stock.

Shares not sold by auction or tender to be offered to shareholders.  
26 & 27 Vict. c. 118.

7. Any sum of money which shall arise from the issue of any shares or stock by way of premium after deducting therefrom the expenses of and incident to such issue shall not be considered as profits of the Company but shall be expended in extending and improving the works of the Company or in cancelling debenture stock or in paying off money borrowed or owing on mortgage by the Company and shall not be considered as part of the capital of the Company entitled to dividend.

Application of premium arising on issue of shares or stock.

8. This Act or anything therein shall not exempt the undertaking of the Company or the Company in respect thereof from the provisions of the Metropolis Water Act 1852 or the Metropolis Water Act 1871 or any general Act to be hereafter passed with respect to the water companies of the metropolis.

Provision as to general Acts relating to metropolis water companies.

15 & 16 Vict. c. 84.  
34 & 35 Vict. c. 118.

9. All costs charges and expenses of and incident to the preparing and applying for and the obtaining and passing of this Act shall be paid by the Company.

Expenses of Act.