



CHAPTER xxx.

An Act for incorporating and conferring powers on the Solihull Gas Company. A.D. 1886.
[4th June 1886.]

WHEREAS in the year 1869 certain persons formed themselves into a gas company under the name of the Solihull Gas Company Limited (herein-after referred to as the Limited Company) for the purpose of supplying the town of Solihull in the county of Warwick and neighbourhood with gas and generally for carrying on the business usually carried on by gas companies and such Company was duly registered under the Companies Act 1862;

And whereas the share capital of the Limited Company consists of eight thousand pounds divided into one thousand six hundred shares of five pounds each the whole of which has been paid up;

And whereas the Limited Company have not any mortgage debt;

And whereas the Limited Company purchased the piece of land described in the schedule to this Act and erected gasworks thereon and have from time to time improved and enlarged the same with the capital raised by them and are now supplying gas within the town and parish of Solihull;

And whereas the demand for gas in the district supplied by the Limited Company has increased and is increasing and it is expedient that the works of the Limited Company should be improved and their mains extended and that additional capital should be provided for such improvement and extension;

And whereas it is expedient that the Limited Company should be dissolved and re-incorporated with further powers;

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):

1. This Act may be cited as the Solihull Gas Act 1886.

Short title.

A.D. 1886.

Incorporation of Acts.

2. The Companies Clauses Consolidation Act 1845 and Part I. (cancellation and surrender of shares) Part II. (additional capital) and Part III. (debenture stock) of the Companies Clauses Act 1863 as amended by the Companies Clauses Act 1869 and the Gasworks Clauses Act 1847 are subject to the provisions of this Act incorporated with and form part of this Act and the Gasworks Clauses Act 1871 shall apply to the existing undertaking of the Limited Company as if the same had been authorised by this Act.

Interpretation clause.

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

The expression "the Company" shall mean the Company incorporated by this Act:

The expressions "the works" "the gasworks" and "the undertaking" shall respectively mean and include the gasworks and works connected therewith by this Act vested in or authorised to be made or maintained by the Company and any improvement or enlargement thereof which they may construct under the powers of this Act and the lands buildings estate right title property privileges effects and undertaking of the Company and every part thereof respectively:

The expression "superior courts" or "court of competent jurisdiction" or any other like expression in this Act or any Act wholly or partially incorporated herewith shall for the purposes of this Act be read and have effect as if the debt or demand in respect of which the expression is used were a common simple contract debt and not a debt or demand created by statute.

Limits of Acts.

4. The limits of this Act shall be the parish of Solihull in the county of Warwick excepting that part of the parish of Solihull known as Olton or Lyndon End formerly in the parish of Church Bickenhill in the county of Warwick and which is within the gas limits of the mayor aldermen and burgesses of the borough of Birmingham.

Incorporation of Company.

5. From and after the passing of this Act the Limited Company shall be dissolved and the several persons and corporations who immediately before the passing of this Act were members of that Company and all other persons and corporations who have subscribed to or who shall hereafter become proprietors in the undertaking of the Company and their executors administrators successors and assigns respectively shall be and they are hereby united into a company for the purpose herein-after mentioned and shall be incorporated by the name of "the Solihull Gas Company" and by that name shall be a body corporate with perpetual succession and

a common seal with power to purchase take hold and dispose of lands and other property for the purposes of this Act. A.D. 1886.

6. The Company shall be established for the purpose of manufacturing gas and for supplying gas within the limits of this Act for public and private purposes of light heat or motive power and for cooking food and for any other purposes for which gas is suitable and for the purpose of utilising and distributing materials used in and about the manufacture of gas as aforesaid and of residual products arising from such manufacture and for converting such products into other materials and for dealing selling and disposing of coke lime tar asphaltum chemicals and other residual and manufactured products and other matters and things and for manufacturing purchasing hiring letting on hire and supplying gas meters stoves engines fittings and other apparatus and for carrying on the business usually carried on by gas companies or incidental thereto.

General purposes of the Company.

7. Subject to the provisions of this Act all the lands gasworks erections buildings rights and easements which immediately before the passing of this Act were vested in the Limited Company or any person in trust for them or to which the Limited Company were in any wise entitled and all mains and pipes plant plugs lamps irons storts gasometers gauges meters lamp-posts syphons apparatus stock effects matters and things which have been by them purchased provided laid down erected or placed in any place or house within the limits of this Act or which immediately before the passing of this Act were the property of the Limited Company and all moneys securities credits books effects and other property whatsoever which immediately before the passing of this Act belonged to the Limited Company or to any trustee on their behalf and the benefit of all contracts and engagements entered into by or on behalf of the Limited Company and immediately before the passing of this Act in force shall be and the same are hereby vested in the Company to the same extent and for the same estate and interest as the same were previously to the passing of this Act vested in the Limited Company or any trustee on their behalf and may according to the provisions of this Act be held and enjoyed sued for and recovered maintained altered discontinued removed dealt with and disposed of by the Company as they think fit.

Present property of the Limited Company vested in Company incorporated by this Act.

8. Subject to the provisions of this Act the memorandum and articles of association of the Limited Company shall as to any prospective operation thereof be wholly void and the Company and the shareholders shall be exempted from all the provisions restrictions and requirements of any Act which applied to the Limited Company and the members thereof as such but nothing in this Act contained shall release or discharge any person from any liability or obligation

Memorandum and articles of association of the Limited Company to be void without prejudice to

A.D. 1886.
remedies for
antecedent
breaches
thereof.

in respect of any breach of the provisions of the said memorandum or articles of association incurred before the passing of this Act but such liability or obligation in respect of any such breach shall continue and save as in this Act otherwise provided may be enforced by or on behalf of the Company as nearly as may be in like manner as the same might have been enforced by or on behalf of the Limited Company if this Act had not been passed.

Nothing
to affect
previous
rights and
liabilities.

9. Except as is by this Act otherwise expressly provided everything before the passing of this Act done or suffered by or with reference to the Limited Company or the members thereof as such shall be as valid as if the Company had not been incorporated and the said memorandum and articles of association had not been avoided by this Act and such incorporation and avoidance and this Act respectively shall accordingly be subject and without prejudice to everything so done or suffered and to all rights liabilities claims and demands both present and future which if the Company were not incorporated and the said memorandum and articles of association were not avoided by this Act and this Act were not passed would be incident to or consequent on any and everything so done or suffered and with respect to all such rights liabilities claims and demands the Company and its shareholders and property shall to all intents and purposes represent the Limited Company and the members thereof as such and the property of the Limited Company as the case may be and the generality of this enactment shall not be restricted by any of the other clauses and provisions of this Act.

Contracts
prior to Act
to be
binding.

10. Except as is by this Act otherwise specially provided all purchases sales conveyances grants assurances deeds contracts bonds and agreements entered into or made before the passing of this Act by to or with the Limited Company or any trustees or persons acting on behalf of the Limited Company or by to or with any other person to whose rights and liabilities they have succeeded and now in force shall be as binding and of as full force and effect in every respect against or in favour of the Company and may be enforced as fully and effectually as if instead of the Limited Company or the trustees or persons acting on behalf of the Limited Company the Company had been a party thereto.

Actions &c.
not to abate.

11. Nothing in this Act contained shall release discharge or suspend any action suit or other proceeding at law or in equity which was pending by or against the Limited Company or any member thereof in relation to the affairs of the Limited Company or to which the Limited Company or any member thereof in relation to such affairs were parties immediately before the passing of this Act but such action suit or other proceeding may be maintained prosecuted or continued by or in favour of or against the Company (as the case

A.D. 1886.

may be) in the same manner and as effectually and advantageously as the same might have been maintained prosecuted or continued by or in favour of or against the Limited Company or any member thereof if this Act had not been passed the Company and the shareholders therein being in reference to the matters aforesaid in all respects substituted for the Limited Company and its members respectively.

12. Every trustee or other person in whom or in whose name any lands works buildings easements rights property or effects belonging to the Limited Company were vested immediately before the passing of this Act and who (being authorised so to do) entered into any bond covenant contract or engagement in respect of the same or otherwise on behalf of the Limited Company shall be indemnified out of the funds and property of the Company against all liability (including costs charges and expenses) which he may sustain or incur or be put unto by reason of his having entered into such bond covenant contract or engagement.

Trustees of
Limited
Company
to be in-
demnified.

13. From and after the passing of this Act and except as is by this Act otherwise expressly provided the Company shall in all respects be subject to and shall discharge all obligations and liabilities to which the Limited Company immediately before the passing of this Act were subject and shall indemnify the members directors officers and servants of the Limited Company and their respective representatives from all such obligations and liabilities and from all expenses and costs in that behalf.

Company
to satisfy
liabilities of
Limited
Company.

14. All gas rents and sums of money which immediately before the passing of this Act were due or accruing to the Limited Company shall be payable to and may be collected and recovered by the Company in like manner as if they had become payable for the like matters supplied or done under this Act.

Recovery of
gas rents,
&c.

15. All persons who immediately before the passing of this Act owed any money to the Limited Company or to any person on their behalf shall pay the same with all interest (if any) due or accruing upon the same to the Company and all debts and moneys which immediately before the passing of this Act were due or recoverable from the Limited Company or for the payment of which the Limited Company were or but for this Act would be liable shall be paid with all interest (if any) due or accruing upon the same by or be recoverable from the Company.

As to pay-
ment of
debts owing
before
passing of
Act.

16. Notwithstanding the avoidance of the said memorandum and articles of association all certificates (until cancelled under the powers of this Act) sales transfers and dispositions heretofore made or executed under them for and with respect to any shares in the

Certificates
&c. to
remain in
force.

A.D. 1886. Limited Company shall remain in full force and continue and be available in all respects as if they had not been avoided.

Books &c.
continued
evidence.

17. All documents books and writings which if the said dissolution and avoidance had not taken place would have been receivable in evidence shall be admitted as evidence in all courts of law and equity and elsewhere notwithstanding such dissolution and avoidance.

Officers to
continue
until
removed.

18. All officers and servants of the Limited Company who were in office immediately before the passing of this Act shall hold and enjoy their respective offices and employments together with the salaries and emoluments thereunto annexed until they shall resign the same or be removed therefrom by the Company and shall be subject and liable to the like conditions obligations pains and penalties and to the like powers of removal and to the like rules restrictions and regulations in all respects whatsoever as if they had been appointed under this Act.

Present
register of
members to
be continued.

19. The books kept by the Limited Company for entering the names and designations of the members thereof with the numbers of their shares and the proper distinguishing number of such shares shall and may continue to be kept for the same purpose by the Company and shall until some other register of shareholders shall be provided by the Company be taken and considered as the register of shareholders required to be kept by the Companies Clauses Consolidation Act 1845.

Capital.

20. The capital of the Company shall be fifteen thousand pounds whereof eight thousand pounds is in this Act called the original capital and seven thousand pounds is in this Act called the additional capital and shall be raised in manner herein-after mentioned and the original capital shall be divided into eight hundred shares of ten pounds each which shares are in this Act called the old shares and the Company may convert into stock the whole or any part of their original or additional capital when fully paid up.

Vesting of
old shares
in present
shareholders.

21. The old shares shall be appropriated to vested in and distributed among the several proprietors of shares in the Limited Company who immediately before the commencement of this Act were the registered members of the Limited Company and each proprietor shall be entitled to one of such old shares of ten pounds each for every two shares of five pounds each held by such proprietor in the capital of the Limited Company : Provided always that in order to effect such distribution in cases in which upon such distribution a single share or an odd number of shares of the Limited Company shall be held by any member of the Limited Company the Company may divide into half shares a sufficient number of the old shares and one of such half shares shall be vested in and appropriated

to every member of the Limited Company holding a single share or an odd share in the Limited Company in substitution for such single or odd share respectively and every such share or half share so vested shall be subject to the same trusts powers provisions declarations agreements charges liens and incumbrances as immediately before the commencement of this Act affected the shares or share for which the same is substituted and so as to give effect to and not revoke any deed or other instrument or any testamentary disposition of or affecting the same :

A.D. 1886.

Provided always that if at any time after the creation of such half shares two of such half shares shall become vested in the same person body or corporation such two half shares shall merge and become consolidated into one entire share of ten pounds nominal value and be for ever thereafter dealt with as such.

22. Such half shares shall be numbered in arithmetical progression beginning with number 1. Every such half share shall be distinguished by its appropriate number and shall be entered in the register of shareholders. After the consolidation of any half shares into entire shares the last-mentioned shares shall be numbered in arithmetical progression next after the then existing entire old shares and be thenceforth distinguished by their appropriate numbers.

Half shares to be numbered.

23. The several half shares under this Act shall be half shares in the capital of the Company and subject as herein-after mentioned shall confer have and be subject to all such rights qualifications privileges liabilities and incidents as attach and are incident to entire shares but no such half shares shall until consolidated into an entire share confer any right of voting at meetings of the Company.

Half shares to rank with entire shares.

24. The Company shall call in and cancel the existing certificates of shares in the Limited Company and issue in lieu thereof certificates in the form and under the conditions prescribed by the Companies Clauses Consolidation Act 1845 but the holders of such existing certificates of shares shall not be entitled to any certificates of proprietorship under this Act until they shall have delivered up to the Company to be cancelled the certificates of proprietorship issued to them before the passing of this Act or shall have proved to the reasonable satisfaction of the Company the loss or destruction thereof.

Company to call in and cancel existing share certificates and issue new certificates in lieu thereof.

25. The Company may from time to time raise (in addition to their original capital) any further capital not exceeding in the whole seven thousand pounds by the creation and issue of new ordinary shares or stock or new preference shares and stock or wholly or partially by one or more of those modes respectively but the

Power to Company to raise additional capital.

A.D. 1886. Company shall not issue any share of less nominal value than ten pounds nor shall any such share or stock vest in the person or corporation accepting the same unless and until the full nominal amount of such share or stock together with any premium obtained upon the sale thereof shall have been paid in respect thereof: Provided that it shall not be lawful for the Company to create and issue under the powers of this Act any greater nominal amount of capital than shall be sufficient to produce including any premiums which may be obtained on the sale thereof the sum of seven thousand pounds.

Profits
of the
Company
limited.

26. The Company shall not in any one year make out of their profits any larger dividend on the additional share capital to be raised under the powers of this Act than seven pounds in respect of every one hundred pounds actually paid up of such capital as shall be issued as ordinary capital or six pounds in respect of every one hundred pounds actually paid up of such capital as may be issued as preference capital.

Dividends
on different
classes of
stock or
shares to
be paid
proportion-
ately.

27. In case in any half year the net revenues of the Company applicable to dividend shall be insufficient to pay the full amount of the prescribed maximum rate of dividend on each class of ordinary shares or stock in the capital of the Company a proportionate reduction shall be made in the dividend of each class.

New shares
to be offered
by auction
or tender.

28. Notwithstanding anything in this Act contained the Company shall when any shares or stock created under the powers of this Act 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 no single lot shall comprise more than one hundred pounds nominal value of shares or stock and that 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.

29. It shall be one of the conditions of any sale of shares or stock under 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.

30. The intention to sell any such shares or stock by auction or by tender shall be communicated in writing to the clerk to the Rural Sanitary Authority of Solihull 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 once in each of two consecutive weeks in one or more local newspapers circulated within the parish of Solihull.

A.D. 1886.

As to notice
to be given
as to sale
&c. of
shares.

31. When any shares or stock created under the powers of this Act 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 of 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 created under the powers of this Act (except that the reserved price put upon such shares or stock may if the directors of the Company think fit be less than the nominal amount thereof).

Shares not
sold by
auction or
by tender to
be offered to
shareholders.

32. Any sum of money which shall arise from the issue of any such 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 or improving the works of the Company 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.

33. The Company may at any time and from time to time after the passing of this Act borrow on mortgage of the undertaking in respect of the original capital of eight thousand pounds any sums not exceeding in the whole two thousand pounds.

Power to
borrow in
respect of
original
capital.

34. The Company may from time to time subject to the provisions of this Act borrow on mortgage of the undertaking any sum or sums not exceeding in the whole one-fourth part of the amount of the additional capital by this Act authorised to be raised and at the time actually issued by shares or stock but no part thereof shall be borrowed until the whole of the shares or stock at the time issued together with the premium (if any) realised on the sale thereof shall have been fully paid up and the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before

Power to
borrow in
respect of
additional
capital.

A.D. 1886. he so certifies that such shares and stock and premium (if any) have been issued and fully paid up and upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which certificate shall be sufficient evidence thereof.

Appoint-
ment of
receiver.

35. The mortgagees of the Company 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 five hundred pounds in the whole.

As to con-
version of
borrowed
money into
capital.

36. The Company shall not have power to raise the money by this Act authorised to be borrowed on mortgage or any part thereof by the creation of shares instead of borrowing or to convert into capital the amount borrowed under the provisions of this Act unless in either case all dividends upon such shares whether ordinary or preferential are limited to a rate not exceeding five pounds per centum per annum.

Power to
create
debenture
stock.

37. The Company may create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time created and issued or granted by the Company under this or any subsequent Act shall subject to the provisions of any subsequent Act rank *pari passu* (without respect to the dates of the securities or of the Acts of Parliament or resolutions by which the stock and mortgages were authorised) and shall have priority over all principal moneys secured by such mortgages.

Priority of
mortgage
over other
debts.

38. All moneys to be raised by the Company on mortgage or 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 commencement of this Act: Provided always that this priority shall not affect any claims against the Company or their property in respect of any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Consolidation Act 1845 or the Lands Clauses Consolidation Acts Amendment Act 1860 or in respect of any rent or sum reserved by or payable under any lease granted or made to the Company in pursuance of any Act relating to the Company and which is entitled to

rank in priority to or *pari passu* with the interest on their mortgages or debenture stock. A.D. 1886.

39. All moneys raised under this Act whether by shares stock debenture stock or borrowing shall be applied only for the purposes of this Act to which capital is properly applicable. Application of money.

40. The first ordinary meeting of the Company shall be held in the month of October next after the passing of this Act. First ordinary meeting.

41. The quorum of all general meetings either ordinary or extraordinary shall be five shareholders present in person or by proxy holding not less in the aggregate than one thousand pounds nominal value in the capital of the Company. Quorum of meetings of the Company.

42. The number of directors of the Company shall be six but the Company may from time to time reduce the number to not less than three. The qualification of a director shall be the possession in his own right of not less than fifty pounds in the capital of the Company. Number and qualification of directors.

43. The quorum of a meeting of directors shall be three unless the number of directors is reduced to three when the quorum shall be two. Quorum of directors.

44. George Beard Joseph Ludlow William Brown George Zair Simon Leitner and Frederick William Lindner shall be the first directors of the Company and shall continue in office until the first ordinary meeting held after the passing of this Act. At that meeting the shareholders present in person or by proxy may either continue in office the directors appointed by this Act or any of them or may elect a new body of directors or directors to supply the place of those not continued in office the directors appointed by this Act being if qualified eligible for re-election. And at the first ordinary meeting to be held in every year after the first ordinary meeting the shareholders present in person or by proxy shall subject to the power herein-before contained for reducing the number of directors elect persons to supply the places of the directors then retiring from office agreeably to the provisions of the Companies Clauses Consolidation Act 1845 and the several persons elected at any such meeting being neither removed or disqualified nor having resigned shall continue to be directors until others are elected in their stead in manner provided by the same Act. First directors.

45. The number of shareholders on whose requisition an extraordinary meeting may be required to be convened shall be not less than five holding shares in the Company of the aggregate amount of not less than five hundred pounds of paid-up capital. Number of shareholders to call extraordinary meetings.

A.D. 1886.

Powers as to
construction
and main-
tenance of
gasworks,
&c.

46. Subject to the provisions of this Act, the Company may from time to time maintain alter improve enlarge extend and renew or discontinue the gasworks and works for storing gas and for the manufacture and conversion of residual products of the Limited Company upon the lands described in the schedule to this Act or any part thereof and they may also upon such lands erect lay down provide and from time to time maintain alter improve enlarge extend and renew or discontinue additional and other gasworks retorts gasometers receivers drains sewers mains pipes meters lamps lamp-posts burners stopcocks machinery and other works and apparatus and conveniences and may do all such acts as they may think proper for the making and storing gas and for supplying gas within the limits of this Act and may make store and supply gas accordingly and may manufacture sell provide supply and deal in gas coke lime tar pitch asphaltum ammonia ammoniacal oil and all other products or residuum of any materials employed in or resulting from the manufacture of gas and also meters engines stoves fittings tubes pipes and other articles and things in any way connected with gasworks or with the supply of gas as they may from time to time think fit.

Power to
purchase
lands by
agreement
—Gas not
to be manu-
factured
except on
lands
scheduled.

47. The Company may for the purposes of their undertaking purchase take and hold (by agreement but not otherwise) in addition to the lands described in the schedule to this Act any lands and hereditaments not exceeding in the whole three acres which the Company may from time to time require for the purposes of their works and undertaking but no lands shall be used by the Company for the purpose of manufacturing gas or residual products except the lands described in the schedule to this Act.

Not to take
houses of
labouring
class with-
out consent
of Local
Government
Board.

48. The Company shall not under the powers of this Act without the consent of the Local Government Board purchase or acquire in any city borough or other urban sanitary district or in any parish or part of a parish not being within an urban sanitary district ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers. For the purposes of this section the expression "labouring class" includes mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

49. The Company may from time to time contract with any urban or rural sanitary or lighting authority public body railway company or person for the supply by the Company within or beyond their gas limits of gas in bulk or otherwise to such authority body company or person on such terms and conditions and for such period not exceeding seven years as shall be agreed upon: But nothing in this Act contained shall authorise the Company to supply gas within the limits of supply of any local authority or company supplying gas under any Act of Parliament or Order confirmed by Act of Parliament except with their consent in writing.

A.D. 1886.

Contracts
for supply of
gas within
or beyond
limits.

50. The Company may from time to time contract with any company or local authority manufacturing or supplying gas in or near the parish of Solihull for the supply to the Company of gas in bulk for sale and distribution by the Company within any part of their gas limits and the supplying company or local authority are accordingly empowered to enter into any such contract.

Contracts
for supply to
Company of
gas in bulk.

51. The Company with the consent of the owner and occupier of any building may lay any pipe branch or any other necessary apparatus from any main or branch pipe into through or against such building for the purpose of lighting it and may with the like consent provide and set up any apparatus necessary for securing to such building a proper and complete supply of gas and for measuring and ascertaining the extent of such supply and may from time to time with the like consent repair replace alter discontinue and remove any such pipe branch or apparatus.

Power to
lay pipes
against
buildings.

52. Subject to the provisions of this Act the Company may (but only for the purposes of the Company within the limits of this Act and not so as to acquire any exclusive right therein) contract for take and use any leave licence or authority to work use exercise or put in practice any invention under any letters patent heretofore made or hereafter to be made granting any right or privilege of working using or vending any invention in relation to the manufacture or distribution of gas or the conversion manufacture or utilization of the products obtained from the manufacture of gas or the materials used therein.

Power to
take licences
under
patents.

53. The price to be charged by the Company for gas supplied by them to persons who shall burn the same by meter shall not at any time exceed four shillings and sixpence per one thousand cubic feet.

Limiting the
price of gas.

54. All gas supplied by the Company to any consumer of gas shall be supplied at such pressure as to balance a column of water from midnight to sunset not less than six-tenths of an inch and from sunset to midnight not less than eight-tenths of an inch in height at the main as near as may be to the junction therewith of the service-

Pressure of
gas.

A.D. 1886. — pipe supplying such consumer. And any gas examiner appointed under the Gasworks Clauses Act 1871 may subject to the terms of his appointment from time to time test the pressure at which the gas is supplied and may for that purpose open any street road passage or place vested in or under the control of any local or road authority and the provisions of the Gasworks Clauses Act 1871 with reference to testing of gas and to penalties shall mutatis mutandis apply to such testing of pressure and two hours' previous notice shall be given to the Company of the time and place at which such testing shall be conducted.

Quality of
gas.
Testing
place.

55. The prescribed number of candles shall be fourteen.

56. Within two months from the passing of this Act a testing place shall be provided at the present works of the Company.

Burner.

57. The prescribed burner shall be the burner known as Sugg's London Argand Burner No. 1 consuming five cubic feet of gas per hour with a six inch by one and three-quarter inch glass chimney measured outside and if at any time the gas flame rises above the top of the glass a six inch by two inch chimney measured outside shall be used.

Company to
pay interest
on money
deposited as
security for
gas meter.

58. If any person is required by the Company to give to them security for the payment of the price or rent of a meter the Company shall pay interest after the rate of five pounds per centum per annum on every sum of ten shillings deposited by way of such security for every six months during which the same remains in their hands.

Small sums
recoverable
in county
court.

59. Nothing in this Act or any Act incorporated herewith contained shall prevent the Company from recovering any sum of money not exceeding fifty pounds due to them for the supply of gas or for the price hire or fixing of meters lighting heating and cooking apparatus services fittings or for damages costs or expenses including expenses of cutting off the gas by action or proceeding in such manner as is by law provided for the recovery of debts not exceeding fifty pounds.

Expenses
of Act.

60. The costs charges and expenses of and incidental to the preparing applying for obtaining and passing this Act shall be paid by the Company.

The SCHEDULE referred to in the foregoing Act.

A.D. 1886.

Gas Lands.

All that piece of land situate in the parish of Solihull in the county of Warwick containing four thousand six hundred and thirteen square yards or thereabouts upon which the existing works of the Limited Company are erected and which piece of land is bounded on the western side thereof by the occupation road leading from the Solihull main road to the coal wharf in the occupation of Mrs. Briscoe on the northern side thereof by the said wharf on the eastern side thereof partly by the said wharf and partly by land belonging or reputed to belong to William Charles Alston and on the southern side thereof by other land belonging or reputed to belong to the said William Charles Alston.

LONDON: Printed by EYRE and SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1886.

