



CHAPTER i.

An Act to confer further powers upon the Fylde Waterworks Company. A.D. 1888.
[27th April 1888.]

WHEREAS by the Fylde Waterworks Act 1861 (herein called 24 & 25 Vict.
c. cliv. "the Act of 1861") the Fylde Waterworks Company (herein called "the Company") were incorporated for the purpose of supplying with water certain places in the county palatine of Lancaster and were authorised for that purpose to construct the works in that Act mentioned and to impound take and use among other waters the waters of the Grizedale Brook :

And whereas by section 26 of the Act of 1861 it was amongst Section 26. other things provided that the Company should afford a supply of compensation water down the said brook for the protection of the owners for the time being of the Nether Wyersdale estate in the township of Nether Wyersdale :

And whereas by the Fylde Waterworks Act 1874 (herein called 37 & 38 Vict.
c. xxxvii. "the Act of 1874") the Company were authorised to extend their limits of supply and to construct certain new works And the said provisions as to compensation water were (section 6) in some Section 6. respects altered and certain of those provisions as so altered were (section 7) extended for the protection of the owners for the time Section 7. being of the Barnacre-with-Bonds estates of the Right Honourable the Earl of Bective and William Boardman Bashall respectively :

And whereas it is expedient that the aforesaid provisions of the Acts of 1861 and 1874 should so far as they relate to the supply of compensation water be repealed :

And whereas the objects aforesaid 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) :

1. This Act may be cited as the Fylde Waterworks Act 1888.
[Price 3d.]

Short title.

A.D. 1888.

Repeal of
parts of Acts
of 1861 and
1874.

2. The following parts of the Act of 1861 and the Act of 1874 (that is to say) :

Of the Act of 1861

Sub-sections five seven eleven thirteen fourteen and fifteen of section twenty-six ;

Of the Act of 1874

Sub-sections four five and six of section six and section seven ; are hereby repealed and the Company may from and after the passing of this Act collect impound and appropriate for their own use the whole or any portion of the compensation water by the said Acts respectively directed to be delivered into the said Grizedale Brook but except as in this section otherwise expressly provided nothing in this Act contained shall take away lessen or abridge any of the rights powers or privileges conferred on the owners for the time being of the Nether Wyersdale estate by the Act of 1861 or the Act of 1874.

As to com-
pensation.

3. The Company shall make full compensation to the owners for the time being of the said Nether Wyersdale estate and of the said Barnacre-with-Bonds estates respectively for any loss or damage which may accrue to them or any of them by reason of the repeal of the before-mentioned provisions such compensation in default of agreement to be settled by arbitration in the manner provided by the Lands Clauses Consolidation Act 1845 for settling cases of disputed compensation.

Power to ac-
quire addi-
tional lands.

4. The Company may from time to time for the purposes of their undertaking purchase or otherwise acquire by agreement and hold any lands not exceeding ten acres in addition to any lands they are authorised to acquire by the recited Acts but no buildings shall be erected upon any lands so acquired except buildings required for the purposes of the Company's waterworks.

As to taking
houses of
labouring
class.

5. The Company shall not except with the previous consent in writing of the Local Government Board under the powers of this Act purchase or acquire in any city borough or other urban sanitary district or 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 artisans 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.

6. The Company may apply to the purposes of this Act any moneys they are authorised to raise and which they do not require for the purposes for which such moneys were authorised to be raised.

Company
may apply
existing
capital.

7. 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.

Costs of Act.

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