



CHAPTER clv.

An Act to confirm certain Provisional Orders made by the Board of Trade under the Gas and Water Works Facilities Act 1870 relating to Cradley Heath Gas Harrogate Gas and Wimborne Minster Gas. A.D. 1897.

[6th August 1897.]

**W**HEREAS under the authority of the Gas and Water Works Facilities Act 1870 the Board of Trade have made the several Provisional Orders set out in the schedule to this Act annexed : 33 & 34 Vict.  
c. 70.

And whereas a Provisional Order made by the Board of Trade under the authority of the Gas and Water Works Facilities Act 1870 is not of any validity or force whatever until the confirmation thereof by Act of Parliament :

And whereas it is expedient that the several Provisional Orders made by the Board of Trade under the authority of the said Act and set out in the schedule to this Act annexed be confirmed by Act of Parliament :

Be it therefore 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 :—

1. This Act may be cited as the Gas Orders Confirmation (No. 2) Act 1897. Short title.

2. The several Orders as amended and set out in the schedule to this Act annexed shall be and the same are hereby confirmed and all the provisions thereof in manner and form as they are set out in the said schedule shall from and after the passing of this Act have full validity and effect. Confirmation  
of Orders in  
schedule.

3. The Undertakers mentioned in the said Orders shall not under the powers of this Act or of the said Orders purchase or acquire in any city borough or urban district or in any parish or part of a parish not being within an urban district ten or more houses Special pro-  
visions as to  
houses of  
labouring  
class.

A.D. 1897. — which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or except with the consent of the Local Government Board ten or more houses which were not so occupied on the said fifteenth day of December but have been or shall be subsequently so occupied.

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 of such persons who may be residing with them.

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## SCHEDULE.

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### LIST OF ORDERS.

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CRADLEY HEATH GAS.—Order empowering the Cradley Heath Gas Company to raise additional Capital and for other purposes.

HARROGATE GAS.—Order empowering the Harrogate Gas Company to extend their existing Gasworks and to construct Works for the manufacture of Residual Products and to raise additional Capital and for other purposes.

WIMBORNE MINSTER GAS.—Order empowering the Wimborne Minster Gas and Coal Company Limited to construct maintain and continue Gasworks and to manufacture and supply Gas in the parishes of Wimborne Minster and Colehill in the county of Dorset and for other purposes.

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CRADLEY HEATH GAS.

A.D. 1897.

*Order empowering the Cradley Heath Gas Company to raise additional  
Capital and for other purposes.*

*Cradley  
Heath.*

1. This Order may be cited as the Cradley Heath Gas Order 1897.

Short title.

2. This Order shall come into force and have effect upon the day when the Act confirming this Order is passed which date is in this Order referred to as "the commencement of this Order."

Commence-  
ment of Order.

3. The Cradley Heath Gas Act 1871 (in this Order referred to as "the Act of 1871") as amended by this Order and this Order shall be construed together except so far as such construction would be inconsistent with or repugnant to the provisions of this Order.

Construction  
of Order.

4. In this Order the expression "the prescribed rates" means the rates of dividend authorised by this Order or such rates as reduced or increased in accordance with the provisions of this Order and from and after the 31st of December 1897 sections 30 to 34 both inclusive of the Gasworks Clauses Act 1847 shall cease to be incorporated with the Act of 1871 and section 35 of the said Gasworks Clauses Act 1847 shall be read and construed as if the words from "in case the whole" down to "have been paid" all inclusive had been omitted from the Gasworks Clauses Act 1847 as incorporated with the Act of 1871 and as though the expression "the prescribed rate" included the prescribed rates as defined by this Order together with any sum which under the provisions of this Order might lawfully be carried to the insurance fund.

Interpretation.

5. The provisions of the Gasworks Clauses Act 1871 (except where the same are varied by the provisions of this Order) and so far as the same relate to the powers conferred by this Order the provisions of the Companies Clauses Consolidation Acts 1845 1888 and 1889 with respect to the several matters following (that is to say):—

Incorporation  
of Acts.

The distribution of the capital of the company into shares;

The transfer or transmission of shares;

The borrowing of money by the company on mortgage or bond;

The conversion of the borrowed money into capital;

The consolidation of the shares into stock;

The general meetings of the company and the exercise of the right of voting by the shareholders;

The making of dividends;

The giving of notices; and

The provision to be made for affording access to the special Act by all parties interested;

and Part I. (relating to cancellation and surrender of shares) Part II. (relating to additional capital) and Part III. (relating to debenture stock) of the Companies Clauses Act 1863 and the Companies Clauses Act 1869 are except



[Ch. clv.]      *Gas Orders Confirmation (No. 2)*    [60 & 61 VICT.]  
Act, 1897.

A.D. 1897.    where expressly varied by this Order incorporated with and form part of this Order.

*Cradley  
Heath.*

For the purpose of such incorporation the term "special Act" in the said Acts shall mean this Order and the term "company" shall mean the Undertakers.

Undertakers.    6. The Cradley Heath Gas Company incorporated by the Act of 1871 shall be the Undertakers for the purposes of this Order and are in this Order referred to as "the Undertakers."

New capital.    7. In addition to the original and additional capital already authorised to be raised by the Undertakers under the Act of 1871 (in this Order referred to as "the existing capital") they may from time to time—

Raise any further sums not exceeding in the whole twenty thousand pounds by the issue of new ordinary shares or stock or new preference shares or stock or wholly or partly by any one or more of those modes respectively (in this Order referred to as "the new capital") but the Undertakers shall not issue any share under the authority of this Order of less nominal value than ten pounds nor shall any such share or stock issued under the authority of this Order vest in the person accepting the same unless and until the full nominal amount of such share or stock together with any premium obtained on the sale thereof as herein-after provided has been paid in respect thereof. Provided that it shall not be lawful for the Undertakers to create and issue under the powers of this Order any greater nominal amount of capital than will be sufficient to produce including any premiums which may be obtained on the sale thereof the sum of twenty thousand pounds.

As to conversion of debenture stock into capital.

8. The Undertakers shall not have power to raise the money by this Order authorised to be raised by the issue of debenture stock by the creation of shares or stock or to convert into capital the amount raised by the issue of debenture stock under the provisions of this Order.

Incidents of new capital.

9. Except as by this Order otherwise provided the new capital created by the Undertakers under this Order and the new shares or stock therein and the holders thereof respectively shall be subject and entitled to the same powers provisions liabilities rights privileges and incidents whatsoever in all respects as if that new capital were part of the existing capital of the Undertakers of the same class or description and the new shares or stock were shares or stock in that capital.

New shares or stock to be offered by auction or tender.

10. The Undertakers shall when any shares or stock created under the powers of this Order are to be issued and before offering the same to the holder of any other shares or stock of the Undertakers and whether the ordinary shares or ordinary stock of the Undertakers are or is at a premium or not offer the same for sale by public auction or tender in such manner at such times and subject to such conditions of sale as the Undertakers may from time to time by special resolution 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 Undertakers 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 of the Undertakers.

A.D. 1897.

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Heath.*

11. When the amount bidden or tendered by the proprietor of any share or stock of the Undertakers for any share or stock offered for sale by auction or tender under the provisions of this Order is equal to the highest amount bidden or tendered for such last-mentioned share or stock by any person not being a proprietor then and in every such case such proprietor shall be declared to be the purchaser of and to be entitled to such share or stock.

When proprietor tenders same amount as any other person proprietor to be declared the purchaser.

12. It shall be one of the conditions of any sale of shares or stock under this Order that the full price thereof including any premium given by any purchaser at such sale shall be paid to the Undertakers within three months after such sale.

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

13. The intention to sell any shares or stock by auction or tender under the provisions of this Order shall be communicated by the Undertakers in writing to the clerk of every local authority having jurisdiction within the limits of supply 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 by the Undertakers once in each of two consecutive weeks in one or more newspapers circulating within the limits of supply.

Notice to be given of sale of shares or stock.

14. When any shares or stock have been offered for sale by auction or tender under the provisions of this Order 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 the ordinary shares or ordinary stock of the Undertakers in the manner provided by the Companies Clauses Act 1863 Provided that any share 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 tender in the manner and subject to the provisions of this Order with respect to the sale of shares or stock created under the powers of this Order except that the reserve put upon such shares or stock may upon such second or any subsequent auction or tender be a higher or lower reserved price than the price put upon the same at the preceding offer thereof for sale by auction or tender and may if the directors of the Undertakers think fit be less than the nominal amount thereof and any shares or stock not then sold shall be again offered to the holders of ordinary shares or stock at the last-mentioned reserved price and so from time to time until the whole of such shares or stock is sold.

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

15. Any sum of money which may arise from the issue of any shares or stock under the provisions of this Order by way of premium after deducting therefrom the expenses of and incident to such issue shall not be considered as profits of the Undertakers but shall be expended in extending or improving the works of the Undertakers or in paying off money borrowed or owing on mortgage by

Application of premium arising on sale of shares or stock.

A.D. 1897. the Undertakers and shall not be considered as part of the capital of the Undertakers entitled to dividend.

*Cradley  
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Debenture  
stock.

16. The Undertakers may raise by the creation and issue of debenture stock any sum or sums not exceeding in the whole six thousand seven hundred and fifty pounds including any premiums obtained on the sale of debenture stock under the provisions of this Order and may accordingly create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 as amended by the Companies Clauses Act 1869 but notwithstanding anything therein or in any Act previous to this Order contained the interest of all debenture stock at any time after the commencement of this Order created and issued by the Undertakers shall rank *pari passu* with the interest of all mortgages at any time after the commencement of this Order granted by the Undertakers and shall have priority over all principal moneys secured by such mortgages. Notice of the effect of this enactment shall be endorsed on all mortgages and certificates of debenture stock.

Debenture  
stock to be  
offered by  
auction or  
tender.

17. Notwithstanding anything in any Act relating to the Undertakers they shall when any debenture stock created under the powers of this Order is to be issued 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 Undertakers shall determine. Provided that at any such sale by auction or by tender no single lot shall comprise more than one hundred pounds nominal value of such debenture stock and that the Undertakers shall at any such sale by auction or by tender fix the reserved price to be put upon such debenture stock and notice of the amount of such reserved price shall be sent by the Undertakers 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 capital of the Undertakers.

Purchase  
money to be  
paid within  
three months.

18. It shall be one of the conditions of any sale of debenture stock under the provisions of this Order that the full price thereof including any premium given by any purchaser at such sale shall be paid to the Undertakers within three months after such sale.

Notice to be  
given as to  
sale of stock.

19. The intention to sell any debenture stock by auction or tender shall be communicated by the Undertakers in writing to the clerk of every local authority having jurisdiction within the limits of supply of the Undertakers 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 newspapers circulating within the limits of supply of the Undertakers.

Debenture  
stock not  
sold by auction  
or tender to  
be offered to  
shareholders.

20. When any debenture stock created under the provisions of this Order has 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 capital of the Undertakers in manner provided by the Companies Clauses Act 1863 with respect to new shares or stock and the provisions of sections 17 to 21 of that Act shall apply accordingly as if the debenture stock were new stock within the meaning of those sections. Provided always that any debenture stock so offered and not accepted within the time prescribed by the said Act shall be again offered for sale by public auction or by tender in the manner and subject to the provisions of this Order with respect to the sale of debenture stock except that the reserve put upon such debenture stock upon such second or any subsequent auction or tender may be a higher or a lower reserved price than the price put upon the same at the preceding offer thereof for sale by auction or tender and may if the directors of the Undertakers think fit be less than the nominal amount thereof and any debenture stock not then sold shall again be offered to the holders of ordinary shares or ordinary stock in the capital of the Undertakers at the last-mentioned reserved price and so from time to time until the whole of such debenture stock is sold.

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Heath.*

21. Any sums of money which shall arise from the issue of any debenture stock by way of premium after deducting therefrom the expenses of and incident to such issue shall not be considered as profits of the Undertakers but shall be expended in extending and improving the works of the Undertakers or in paying off money borrowed or owing on mortgage by the Undertakers and shall not be deemed to be entitled to interest.

Application of  
premium  
arising on sale  
of debenture  
stock.

22. The rate of interest on debenture stock created and issued by the Undertakers under the powers of this Order shall not exceed four pounds per centum per annum.

Interest on  
debenture  
stock.

23. All money raised or to be raised by the Undertakers by debenture stock shall have priority against the Undertakers and the property from time to time of the Undertakers over all other claims on account of any debts incurred or engagements entered into by them after the commencement of this Order. Provided always that this priority shall not affect any claim against the Undertakers or their property in respect of any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease granted or made or to be granted or made to the Undertakers in pursuance of any Act relating to the Undertakers which is entitled to rank in priority to or *pari passu* with the interest on their mortgages or debenture stock nor shall anything in this section contained affect any claim for land taken used or occupied by the Undertakers for the purposes of their undertaking and works or injuriously affected by the construction thereof or by the exercise of any powers conferred upon the Undertakers.

Priority of  
debenture  
stock over  
other debts.

24. All moneys raised under this Order shall be applied to the purposes of the undertaking authorised by the Act of 1871 and this Order to which capital is properly applicable.

Application  
of money.

25. As from and after the 31st day of December 1897 section 25 of the Act of 1871 shall be repealed and subject to the provisions of this Order the Undertakers shall not in any year declare or make out of their profits any larger dividends on their capital than the standard rates of dividend herein-after

Limit of  
dividend on  
capital.

A.D. 1897.      mentioned (namely) ten pounds in respect of every one hundred pounds of the  
*Cradley*      original capital of five thousand pounds issued under the Act of 1871 seven  
*Heath.*      pounds in respect of every one hundred pounds of the additional capital of  
eight thousand two hundred pounds issued under the Act of 1871 four pounds  
in respect of every one hundred pounds of the preference capital of six thousand  
eight hundred pounds issued under the Act of 1871 and seven pounds in  
respect of every one hundred pounds actually paid up of so much of the new  
capital as may be issued as ordinary capital or six pounds in respect of every  
one hundred pounds actually paid up of so much of the new capital as may be  
issued as preference capital.

Dividends on  
different  
classes of  
capital to be  
paid propor-  
tionately.

26. In case in any year or in any half-year (if the Undertakers declare a dividend half-yearly) the net revenues of the Undertakers applicable to dividend are insufficient to pay the full amount of the prescribed rates on each class of ordinary shares or stock in the existing capital and the new capital a proportionate reduction shall be made in the dividends payable on each class.

If profits  
exceed the  
amount  
limited excess  
may be in-  
vested and  
form an  
insurance  
fund.

27. If the clear profits of the undertaking in any year amount to a larger sum than is sufficient to pay the prescribed rates the excess beyond the sum necessary for that purpose may from time to time to the extent of one per centum per annum upon the paid-up capital of the Undertakers for the time being be invested in Government or other securities and the dividends and interest arising from such securities shall also be invested in the same or like securities in order that the same may accumulate at compound interest until the fund so formed amounts to a sum equal to one-twentieth part of the paid-up capital of the Undertakers for the time being which fund shall form an insurance fund to meet any extraordinary claim demand or charge which may at any time arise against or fall upon the Undertakers from accident strike or other circumstances which in the opinion of a court of summary jurisdiction due care and management could not have prevented and if such fund be at any time below the said limit of one-twentieth part of the paid-up capital for the time being it may thereafter be again made up to the said limit and so from time to time as often as the occasion may require Provided that when and so often as the said fund reaches one-twentieth part of the paid-up capital for the time being the interest thereon shall be carried to the credit of the fund available for dividend Provided also that resort may from time to time be had to the insurance fund to meet any extraordinary claim or demand as aforesaid although such fund may not at the time have reached or may have been reduced below the full amount of one-twentieth as aforesaid.

Application  
of further  
excess of  
profits over  
prescribed  
rates.

28. If the clear profits of the undertaking in any year amount to a larger sum than is sufficient to pay the prescribed rates the excess or such portion of it as is not carried to the insurance fund shall be carried to the credit of the divisible profits of the undertaking for the next following year.

Power to  
create a re-  
serve fund  
and application  
thereof.

29. Where in any year the prescribed rates on the ordinary share capital or stock of the Undertakers exceed the standard rates by reason of the price charged by the Undertakers for gas in such year being below the standard price then out of the amount of the divisible profits of the Undertakers applicable to the payment of such excess of dividends the Undertakers may in



[60 & 61 VICT.] *Gas Orders Confirmation (No. 2)* [Ch. clv.]  
*Act, 1897.*

such year set apart such sum as they think fit by way of a reserve fund and all sums (if any) so set apart by the Undertakers and any reserve or other fund of a similar character of the Undertakers existing on the first day of January 1898 may be invested in Government or other securities and the dividends and interest arising from such securities may also be invested in the same or the like securities in order that the same may accumulate at compound interest and the fund so formed shall be called "the reserve fund" and shall be applicable to the payment of dividend in any year in which the clear profits of the Undertakers shall be insufficient to enable the Undertakers in such year to pay the prescribed rates and save as by this Order specially provided no sum shall in respect of the undertaking in any year be carried by the Undertakers to any reserve fund.

A.D. 1897.

*Cradley  
Heath.*

30. As from the 31st day of December 1897 sections 78 and 79 of the Act of 1871 shall be repealed and the following provisions shall have effect:—

Quality and  
illuminating  
power of gas.

(1.) The prescribed number of candles shall be not less than fifteen:

(2.) The prescribed burner shall be a Sugg's London Argand No. 1 with a six-inch by one-and-three-quarter inch glass chimney or at any time when the gas flame tails over the top of the glass a six-inch by two-inch chimney or such other description of burner as may from time to time be approved for the purpose by the Board of Trade:

(3.) The gas when tested in manner prescribed by the Gasworks Clauses Act 1871 shall be reasonably free from sulphuretted hydrogen and ammonia.

31. All gas supplied by the Undertakers to any consumer of gas shall be supplied at such pressure as to balance from midnight to sunset a column of water not less than six-tenths of an inch in height and to balance from sunset to midnight a column of water 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 pipe supplying such consumer.

Pressure of  
gas.

32. From and after the 31st of December 1897 section 61 of the Act of 1871 shall stand repealed and the standard price to be charged by the Undertakers for gas supplied by them to private consumers by meter shall be three shillings and twopence per thousand cubic feet. Provided that the Undertakers may increase or reduce the price so charged by them for gas above or below the standard price subject to a reduction or increase in the dividend payable by the Undertakers on the ordinary capital as follows:—

Price of gas  
with sliding  
scale as to  
dividend.

In respect of any year during any part of which the price so charged by the Undertakers shall have been one penny or part of a penny above the standard price the dividend payable by the Undertakers shall in respect of each penny or part of a penny by which the price shall have been increased be reduced below the standard rate of dividend by five shillings on every one hundred pounds of ordinary paid-up capital with a ten per centum standard rate of dividend and three shillings and sixpence on every one hundred pounds of such capital with a seven per centum standard rate of dividend and so in proportion for any fraction of one hundred pounds.

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Heath.*

And in respect of any year during the whole of which the price so charged by the Undertakers shall have been one penny or more below three shillings and one penny the dividend payable by the Undertakers may in respect of each penny by which the price shall have been reduced below three shillings and one penny be increased above the standard rate of dividend by five shillings on every one hundred pounds of ordinary paid-up capital with a ten per centum standard rate of dividend and three shillings and sixpence on every one hundred pounds of such capital with a seven per centum standard rate of dividend and so on in proportion for any fraction of one hundred pounds.

Power to deal  
in gas meters  
gas stoves &c.

33. The Undertakers may at the works and elsewhere manufacture purchase hire supply and sell or let on hire meters fittings gas stoves and cooking and other apparatus and may also manufacture purchase hire sell let deal in and contract for doing work in connexion with fittings tubes meters pipes apparatus stoves ranges and apparatus for heating for domestic and other purposes by means of gas and all articles and things in any way connected with gasworks or with the supply use or consumption of gas and may take charges and remuneration in respect thereof.

Power to lay  
pipes in streets  
not dedicated  
to public use.

34. The Undertakers may upon the application of the owner or occupier of any premises abutting on or being erected in any street or road laid out or made but not dedicated to public use (within the limits of the Act of 1871) supply such premises with gas and may lay and from time to time take up alter relay or renew in across or along such street or road such pipes as may be requisite or proper for furnishing such supply and the provisions of the Gasworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes and for the protection of pipes when laid so far as they are applicable for the purposes of this section shall extend and apply mutatis mutandis to and for the purposes thereof.

Power to  
supply gas in  
bulk.

35. The Undertakers may from time to time enter into and carry into effect and alter or rescind contracts and agreements with respect to the supply of gas in bulk beyond the limits of supply to any urban or rural district council or person or any company authorised to supply gas at such price and upon such terms and conditions as may from time to time be agreed on (but as to any such person only with the consent of any local authority or company authorised by special Act or Provisional Order confirmed by Parliament to supply gas within the district within which the supply is to be given) Provided that nothing herein contained shall be construed as conferring any powers on the Undertakers in relation to the laying down or placing of any pipe or the breaking up of any road or street or the execution of any work beyond the limits of supply in any district without the consent of the local and road authorities of such district.

Power to re-  
fuse to supply  
persons in  
debt for other  
property.

36. If a person requiring a supply of gas has previously quitted premises at which gas was supplied to him by the Undertakers without paying all gas or meter rent or rents for stoves or other apparatus due from him the Undertakers may refuse to furnish to him a supply of gas until he pays the same.

Gas consumers  
to give notice  
to company

37. Twenty-four hours' notice in writing shall be given to the Undertakers by every gas consumer before he shall quit any premises supplied with gas



by meter by the Undertakers and in default of such notice the consumer so quitting shall be liable to pay to the Undertakers the money accruing due in respect of such supply up to the next usual period for ascertaining the register of the meter on such premises.

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*Cradley  
Heath.*

before  
removing.

38. A notice to the Undertakers from a consumer for the discontinuance of a supply of gas shall not be of any effect unless it be in writing signed by the consumer and be left at or sent by post to the office for the time being of the Undertakers.

Notice of  
discon-  
tinuance.

39. In the event of any meter used by a consumer of gas being tested in manner provided by the Sale of Gas Act 1859 and being proved to register erroneously within the meaning of the said Act such erroneous registration shall be deemed to have arisen only during the current quarter of the year in which the said meter shall be so tested unless the contrary shall be proved to the satisfaction of the inspector testing the said meter under the said Act. The amount of the allowance to be made to or of the surcharges to be made upon the consumer by the Undertakers in pursuance of the certificate of the inspector shall be paid by or to the Undertakers to or by the consumer as the case may be and shall be recoverable in any court of competent jurisdiction for the recovery of debts of like amount.

Period of  
error in defec-  
tive meters.

40. Notwithstanding anything contained in the Act of 1871 and the Gasworks Clauses Act 1871 the following provisions as to the supply of gas to public lamps within the limits of the Act of 1871 shall have effect (that is to say)—

As to public  
lamps.

The ordinary public lamps shall be supplied by the Undertakers at their own cost with properly governed batwing or fishtail burners to pass five cubic feet of gas per hour and the Undertakers shall supply the same with gas at a charge of two pounds ten shillings for each lamp so supplied if lighted during eight months in the year and if the Rowley Regis Urban District Council or the Halesowen Rural District Council shall as regards their respective districts at any time desire to extend the period for lighting for a longer period than eight months they shall give notice thereof to the Undertakers and shall pay to the Undertakers a proportionate increase in price in respect of such extended period for each public lamp within the district of such council. The Undertakers shall for the several payments aforesaid provide the ordinary public lamps burning the quantity of gas aforesaid and furnish them and keep them furnished with all necessary and suitable columns burners pipes glass and fittings and shall light and extinguish such public lamps and substantially and properly maintain and clean the same. The time of lighting such public lamps shall be one hour after sunset and the time for extinguishing them shall be one hour before sunrise. Any of the provisions of this section may from time to time be modified by agreement between the Undertakers and the said councils or either of them under their respective common seals. If any dispute shall arise between the Undertakers and the said councils or either of them touching the provisions of this section such dispute



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*Cradley  
Heath.*No penalty in  
case of un-  
avoidable  
cause.

shall be settled by arbitration in manner provided by the Arbitration Act 1889.

Ordinary  
meetings.

41. No penalty shall be incurred by the Undertakers for insufficiency of pressure defect of illuminating power or for excess of impurity in the gas supplied by them in any case in respect of which it is proved that such insufficiency defect or excess was caused by an unavoidable cause or accident.

42. The ordinary meetings of the Undertakers shall be held once in every year in the month of February or March or at such other time as shall be appointed for that purpose by an order of a general meeting.

Receipt in  
case of persons  
non sui juris.

43. If any money is payable to a shareholder mortgagee or debenture stockholder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Undertakers.

Interim  
dividend.

44. The directors may in any year without calling a meeting of shareholders for the purpose declare an interim half-yearly dividend out of the then ascertained profits of the Undertakers Provided that the amount of any interim half-yearly dividend so declared shall not exceed in any half-year one half of the amount of the standard dividend.

Closing of  
transfer books  
previous to  
declaring  
interim  
dividend.

45. The directors may close the register of transfers for a period not exceeding fourteen days previous to the declaration of any interim dividend and they may fix a day for closing the same of which seven days' notice shall be given by advertisement in some newspaper published or circulating in the district within which the principal place of business of the Undertakers is situate and any transfer made during the time when the transfer books are so closed shall as between the Undertakers and the party claiming under the same but not otherwise be considered as made subsequently to the declaration of any such dividend.

Books to be  
balanced to  
31st Decem-  
ber.

46. The period to which the books of the Undertakers shall be balanced shall be the thirty-first day of December in each year.

Costs of Order.

47. All the costs charges and expenses of and incidental to the applying for preparing obtaining and confirming this Order and otherwise in relation thereto shall be paid by the Undertakers.

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## HARROGATE GAS.

*Harrogate. Order empowering the Harrogate Gas Company to extend their existing Gasworks and to construct Works for the manufacture of Residual Products and to raise additional Capital and for other purposes.*

Short title.

1. This Order may be cited as the Harrogate Gas Order 1897.

Commence-  
ment of Order.

2. This Order shall come into force and have effect upon the day when the Act confirming this Order is passed which date is in this Order referred to as "the commencement of this Order."

3. The Harrogate Gas Company's Act 1863 (in this Order referred to as "the Act of 1863") the Harrogate Gas Order 1880 (in this Order referred to as "the Order of 1880") and this Order shall be construed together except so far as such construction would be inconsistent with or repugnant to the provisions of this Order. Provided always that from and after the commencement of this Order section 35 of the Gasworks Clauses Act 1847 shall for the purpose of incorporation with the Order of 1880 be read and construed as though the words from "in case the whole" down to "have been paid" all inclusive had been omitted therefrom and as though the expression "the prescribed rate" included the prescribed rates as defined by this Order together with any sum which under the provisions of the Order of 1880 might lawfully be carried to the credit of the insurance fund.

A.D. 1897.  
—  
*Harrogate.*  
Construction  
of Order.

4. The provisions of the Lands Clauses Acts (except with respect to the purchase and taking of lands otherwise than by agreement and with respect to the entry upon lands by the promoters of the undertaking) and so far as the same relate to the powers conferred by this Order the provisions of the Companies Clauses Consolidation Acts 1845 to 1889 with respect to the following matters (that is to say):—

Incorporation  
of Acts.

The distribution of the capital of the company into shares;

The transfer or transmission of shares;

The payment of subscriptions and means of enforcing the payment of calls;

The forfeiture of shares for non-payment of calls;

The remedies of the creditors of the company against the shareholders;

The consolidation of shares into stock;

The general meetings of the company and the exercise of the right of voting by the shareholders (except section 66 "Ordinary meetings to be held half-yearly");

The making of dividends;

The borrowing of money by the company on mortgage or bond;

The giving of notices; and

The provision to be made for affording access to the special Act by all parties interested;

and Part I. (relating to cancellation and surrender of shares) Part II. (relating to additional capital) and Part III. (relating to debenture stock) of the Companies Clauses Act 1863 and the Companies Clauses Act 1869 are (except where expressly varied by this Order) incorporated with and form part of this Order.

For the purpose of such incorporation the term "special Act" in the said Acts shall be construed to mean this Order and the term "company" shall mean the Undertakers.

5. From and after the commencement of this Order in the Order of 1880 and this Order the expression "the prescribed rates" shall mean the rates of dividend authorised by the Act of 1863 the Order of 1880 and this Order on the capital of the Undertakers or such rates as reduced or increased in accordance with the provisions of the Order of 1880 and this Order and the several words terms and expressions to which by any Act in whole or in part incorporated with this Order and by the Gas and Water Works Facilities Act 1870

Interpretation.



[Ch. clv.]      *Gas Orders Confirmation (No. 2)*    [60 & 61 Vict.]  
Act, 1897.

A.D. 1897.      meanings are assigned have in this Order the same respective meanings and in  
*Harrogate.*      the construction of this Order or of any such Act for the purposes of this Order  
the expression "the undertaking" shall include the gasworks and works  
connected therewith by this Order authorised to be maintained continued and  
extended.

Undertakers.      6. The Harrogate Gas Company re-incorporated by the Act of 1863 shall  
be the Undertakers for the purposes of this Order and are in this Order  
referred to as "the Undertakers."

Additional  
capital.      7. In addition to the capital authorised to be raised by the Undertakers  
under the Act of 1863 and the Order of 1880 they may raise any further sums  
not exceeding in the whole eighty thousand pounds by the issue of new  
ordinary shares or stock or new preference shares or stock or wholly or partly  
by any one or more of those modes respectively (in this Order referred to as  
"the new capital") but the Undertakers shall not issue any share or stock  
under the authority of this Order of less nominal value than ten pounds nor  
shall any share or stock issued under the authority of this Order vest in the  
person accepting the same unless and until the full price of such share or stock  
including any premium obtained on the sale thereof as herein-after provided  
shall have been paid in respect thereof Provided that it shall not be lawful  
for the Undertakers to create and issue under the powers of this Order any  
greater nominal amount of capital than will be sufficient to produce including  
any premiums which may be obtained on the sale thereof the sum of eighty  
thousand pounds.

As to conver-  
sion of bor-  
rowed money  
into capital.      8. The Undertakers shall not have power to raise the money by this Order  
authorised to be raised by the creation and issue of debenture stock or any  
part thereof respectively by the creation of shares or stock or to convert into  
capital the debenture stock authorised to be created and issued under the  
provisions of this Order.

Except as  
otherwise  
provided new  
shares or  
stock to be  
subject to the  
same incidents  
as other shares  
or stock.      9. Except as by this Order otherwise provided the new capital created by the  
Undertakers under this Order and the new shares or stock therein and the  
holders thereof respectively shall be subject and entitled to the same powers  
provisions liabilities rights privileges and incidents whatsoever in all respects as  
if that new capital were part of the existing capital of the Undertakers of the  
same class or description and the new shares or stock were shares or stock in  
such existing capital.

Restriction as  
to votes in  
respect of  
preferential  
shares or  
stock.      10. Except as otherwise expressly provided by the resolution creating the  
same no person shall be entitled to vote in respect of any new shares or stock  
to which a preferential dividend shall be assigned.

New shares or  
stock to be  
offered by  
auction or  
tender.      11. The Undertakers shall when any shares or stock forming part of the new  
capital are to be issued and before offering the same to the holder of any other  
shares or stock of the Undertakers and whether the ordinary shares or ordinary  
stock of the Undertakers 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 Undertakers shall from time to time determine Pro-  
vided that at any such sale no single lot shall comprise more than one hundred



[60 & 61 VICT.] *Gas Orders Confirmation (No. 2)* [Ch. clv.]  
*Act, 1897.*

pounds nominal value of shares or stock and that the reserved price put upon such shares or stock shall not except as herein-after provided be less than the nominal amount thereof and notice of the amount of such reserved price shall be sent by the Undertakers 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 of the Undertakers.

A.D. 1897.

*Harrogate.*

12. It shall be one of the conditions of any sale of shares or stock under the provisions of this Order that the full price thereof including any premium given by any purchaser at such sale shall be paid to the Undertakers within three months after such sale.

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

13. The intention to sell any such shares or stock by auction or tender under the provisions of this Order shall be communicated in writing by the Undertakers to the clerk of every local authority having jurisdiction within the limits of supply of the Undertakers 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 by the Undertakers once in each of two consecutive weeks in one or more local newspapers circulating within such limits of supply.

Notice to be given as to sale &c. of shares or stock.

14. When the amount bidden or tendered by the proprietor of any share or stock of the Undertakers for any lot of shares or stock so offered for sale by auction or tender under the provisions of this Order is equal to the highest amount bidden or tendered for the same lot by any person not being a proprietor then and in every such case such proprietor shall be declared to be the purchaser of and to be entitled to such lot.

Where proprietor tenders same amount as any other person proprietor to be declared the purchaser.

15. When any shares or stock created under the provisions of this Order have been offered for sale by auction or tender under the provisions of this Order 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 the ordinary shares or ordinary stock of the Undertakers 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 tender subject to and in accordance with the foregoing provisions of this Order with respect to the sale of shares and stock except that the reserved price put upon such shares or stock may upon such second or any subsequent auction or tender if the directors of the Undertakers think fit be a higher or lower reserved price than the price put upon the same at the preceding offer thereof for sale by auction or tender and may be less than the nominal amount thereof and any shares or stock not then sold shall be again offered to the holders of ordinary shares or ordinary stock at the last-mentioned reserved price and so from time to time until the whole of such shares or stock is sold.

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

A.D. 1897.

*Harrogate.*Application  
of premium  
arising on  
issue of shares  
or stock.

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

Power to  
create debenture  
stock.

17. The Undertakers may raise by the creation and issue of debenture stock any sum or sums not exceeding in the whole twenty thousand pounds including any premiums obtained on the sale of any debenture stock under the provisions of this Order Part III. of the Companies Clauses Act 1863 as amended by the Companies Clauses Act 1869 shall apply to the creation and issue of debenture stock under the provisions of this Order as fully and to the same extent as if the Undertakers were authorised to borrow the said sums on mortgage or bond but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time after the commencement of this Order created and issued or granted under any previous Act or Order or this Order or any subsequent Act or Order shall subject to the provisions of any subsequent Act or Order rank *pari passu* (without respect to the dates of the securities or of the Acts of Parliament Orders or resolutions by which the stock and mortgages were authorised) and shall have priority over all principal moneys secured by such mortgages Notice of the effect of this enactment shall be endorsed on all such mortgages and certificates of debenture stock.

Interest on  
debenture  
stock.

18. The rate of interest on the debenture stock to be created and issued by the Undertakers under the powers of this Order shall not exceed four pounds per centum per annum.

Debenture  
stock to be  
offered by  
auction or  
tender.

19. The Undertakers shall offer any debenture stock to be created under the powers of this Order for sale by public auction or tender in such manner at such times and subject to such conditions of sale as the directors of the Undertakers shall determine Provided that at any such sale no single lot shall comprise more than one hundred pounds of the nominal amount of such debenture stock and the reserved price put upon such debenture stock shall not be less than the nominal amount thereof and notice of the amount of such reserved price shall be sent by the Undertakers 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 of the Undertakers.

Purchase  
money of de-  
benture stock  
to be paid  
within three  
months.

20. It shall be one of the conditions of any sale of debenture stock under this Order that the full price thereof including any premiums given by any purchaser at such sale shall be paid to the Undertakers within three months after such sale.

Notice to be  
given as to  
sale of debenture  
stock.

21. The intention to sell any debenture stock by auction or tender under the provisions of this Order shall be communicated in writing to the clerk of every local authority having jurisdiction within the limits of supply of the Undertakers 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 by the Undertakers once in each of two consecutive weeks in one or more local newspapers circulating within such limits of supply.

A.D. 1897.  
*Harrogate.*

22. When any debenture stock created under the powers of this Order has 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 capital of the Undertakers in manner provided by the Companies Clauses Act 1863 with respect to new shares or new stock and the provisions of sections 17 to 21 of that Act shall apply accordingly as if the debenture stock were new stock within the meaning of those sections. Provided always that any stock so offered and not accepted within the time prescribed by the said Act shall again be offered for sale by public auction or tender in the manner and subject to the provisions of this Order with respect to the sale of stock except that the reserve put upon such debenture stock upon such second or any subsequent auction or tender if the directors of the Undertakers think fit may be a higher or lower reserved price than the price put upon the same at the preceding offer thereof for sale by auction or tender and may be less than the nominal amount thereof and any debenture stock not then sold shall again be offered to the holders of ordinary shares or ordinary stock in the capital of the Undertakers at the last-mentioned reserved price and so from time to time until the whole of such debenture stock is sold.

Debenture stock not sold by auction or tender to be offered to shareholders.

23. Any sum of money which shall arise from the issue of any debenture stock by way of premium after deducting therefrom the expenses of and incident to such issue shall not be considered as profits of the Undertakers but shall be employed in extending or improving the works of the Undertakers or in paying off money borrowed or owing on mortgage by the Undertakers and shall not be considered entitled to interest.

Application of premium arising on issue of debenture stock.

24. All money raised or to be raised by the Undertakers by the creation and issue of debenture stock shall have priority against the Undertakers and the property from time to time of the Undertakers over all other claims on account of any debts incurred or engagements entered into by them after the commencement of this Order. Provided always that such priority shall not affect any claim against the company or their property in respect of any rentcharge granted or to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease granted or made or to be granted or made to the Undertakers in pursuance of any Act or Order relating to the Undertakers which is entitled to rank in priority to or *pari passu* with the interest on their mortgages or debenture stock nor shall anything in this section contained affect any claim for land taken used or occupied by the Undertakers for the purposes of the undertaking or injuriously affected by the construction thereof or by the exercise of any powers conferred upon the Undertakers.

Priority of debenture stock over other debts.

25. Except as provided in section 22 of the Order of 1880 the Undertakers shall not in any year declare or make out of their profits any larger dividends

Limits of dividend on new capital.



A.D. 1897. on the new capital than seven pounds in respect of every one hundred pounds actually paid up of so much of such capital as may be issued as ordinary capital or six pounds in respect of every one hundred pounds actually paid up of so much of such capital as may be issued as preference capital.

*Harrogate.*

Application of  
moneys.

26. All moneys raised under this Order shall be applied to the purposes of the Undertaking authorised by the Act of 1863 and the Order of 1880 and this Order to which capital is properly applicable.

*Lands.*

Power to hold  
lands &c.

27.—(1.) The Undertakers for the general purposes of their undertaking (other than the manufacture or storage of gas or the manufacture or conversion of residual products) may hold and may use the lands now belonging or reputed to belong to them situate on the east side of Ripon Road and may also purchase or take on lease (by agreement but not otherwise) and hold in addition to the before-mentioned lands any lands which they may require not at any time exceeding three acres Provided always that the Undertakers shall not create or permit a nuisance on any such lands.

(2.) The Undertakers may purchase or take on lease (by agreement but not otherwise) and hold the lands described in the schedule to this Order annexed.

Power to  
erect &c.  
cottages for  
officers and  
servants.

28. The Undertakers may from time to time on any land for the time being belonging to or leased by them erect fit up maintain and let houses cottages and buildings for the officers and servants employed by the Undertakers for the purposes of their undertaking.

*Additional Gasworks and Works for Manufacture of Residual Products.*

Power to  
construct  
additional  
gasworks &c.

29. Notwithstanding anything in the Act of 1863 or in the Order of 1880 the Undertakers may on any part of the lands shown on the map deposited for the purposes of this Order and described in Part II. of the schedule to this Order while they are possessed of those lands erect lay down provide and from time to time maintain alter improve enlarge extend and renew or discontinue additional and other gasworks retorts valves gasholders 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 making and storing gas and for supplying gas within the limits of the Undertakers for the supply of gas and may make store and supply gas accordingly and may also on those lands while possessed thereof and also on the lands described in Part I. of the said schedule manufacture sell provide supply and deal in coke tar naphtha pitch asphaltum ammoniacal liquor sulphate and carbonate of ammonia oil and all other products or residuum of any materials employed in or resulting from the manufacture of gas or of residual products arising therefrom and may on the lands shown on the said map and described in Part III. of the said schedule maintain and continue enlarge pull down and re-erect their existing gasholder and erect and maintain additional gasholders and works for the storage of gas.

Lands to be  
used for  
manufacture  
of gas.

30. The lands on which alone the Undertakers shall manufacture gas or any residual products shall be the lands described in Part I. and Part II. of the

A.D. 1897.

*Harrogate.*

schedule to this Order and the Undertakers shall not store gas except on those respective lands and on the land described in Part III. of the said schedule.

31. The Undertakers may at the works or elsewhere manufacture purchase hire supply sell or let on hire gas meters fittings gas stoves and cooking and other apparatus and may also manufacture purchase hire sell let deal in and contract for doing work in connexion with fittings tubes meters pipes apparatus stoves ranges and apparatus for heating for domestic and other purposes by means of gas and all articles and things in any way connected with gasworks or with the supply use or consumption of gas and may take charges and remuneration in respect thereof and the Undertakers may supply gas for heating cooking motive power warming ventilating and other purposes and for the particular requirements of any trade industry manufacture or business and may do all things needful therefor on such terms and conditions in all respects as may be agreed on between the Undertakers and the party to whom such supply shall be given.

Power to Undertakers to purchase and supply gas appliances and apparatus and to supply gas for other than lighting purposes.

32. The Undertakers may subject to the provisions of this Order (but only for the purposes of the undertaking within the limits of supply and not so as to acquire any exclusive right therein) contract for take and use any leave licence or authority to work use exercise and put in practice any invention under 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 supply distribution and consumption of gas or the manufacture of ammoniacal liquor and sulphate of ammonia.

Power to take licences for use of patents.

33. The Undertakers may from time to time enter into and fulfil and may alter or rescind contracts and agreements with respect to the supply of gas in bulk beyond the limits of supply to any urban district rural or parish council or any lighting authority or any company authorised to supply gas at such price and upon such terms and conditions as may from time to time be agreed on Provided that nothing herein contained shall be construed as conferring any powers on the Undertakers in relation to the laying down or placing of any pipe or the breaking up of any road or street or the execution of any work beyond the limits of supply in any district without the consent of the local and road authorities of such district.

Power to contract for sale of gas in bulk.

#### *Price.*

34. The Undertakers may if they think fit allow discounts or rebates not exceeding in any case twenty per centum to private consumers of gas for lighting purposes in consideration of prompt payment of gas rents and in case of large consumption upon such scale and subject to such conditions and regulations as may be prescribed by special contract in writing between the Undertakers and any of such large consumers Provided that such discounts or rebates shall be of equal amount under like circumstances to all consumers.

Discounts.

#### *Quality of Gas.*

35. As from the first quarter day after the commencement of this Order section seventy-six of the Act of 1863 shall be repealed and the quality of gas

Quality of gas.



[Ch. clv.]      *Gas Orders Confirmation (No. 2)*    [60 & 61 Vict.]  
Act, 1897.

A.D. 1897. supplied by the Undertakers shall with respect to its illuminating power be such  
*Harrogate.* as to produce a light equal in intensity to the light produced by not less than  
fifteen sperm candles and shall in all respects be in accordance with the  
provisions of the Gasworks Clauses Act 1871.

*Pressure.*

Pressure of  
gas.

36. All gas supplied by the Undertakers to any consumer of gas shall be  
supplied at such pressure as to balance from midnight to sunset a column of  
water not less than six-tenths of an inch in height and to balance from sunset to  
midnight a column of water 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 pipe  
supplying each consumer.

*Testing.*

Testing of  
gas.

37. From and after the expiration of six months after the commencement  
of this Order sections 77 (except as to the erection and maintenance of an  
experimental meter) 78 79 and 80 of the Act of 1863 shall be repealed and  
the Undertakers shall within six months after the commencement of this  
Order cause to be provided at their works a testing place with apparatus  
therein according to the provisions of the Gasworks Clauses Act 1871 and  
the burner to be used for testing shall be a Sugg's London Argand No. 1  
with a six-inch by one-and-three-quarter inch glass chimney and if at any  
time the gas flame tails over the top of the glass a six-inch by two-inch glass  
chimney shall be used Provided that any other description of burner may be  
used which may from time to time be approved for the purpose by the Board of  
Trade and any gas examiner appointed under the Gasworks Clauses Act 1871  
for the purposes of this Order may subject to the terms of his appointment at  
such testing place or elsewhere as and when he thinks fit test the pressure at  
which gas is supplied and for that purpose may open any street road passage or  
place (not being the immediate approach to any railway or canal bridge or  
railway station) vested in or under the control of any local or road authority.

*Miscellaneous.*

Qualification  
of director.

38. The qualification of a director of the Undertakers shall at and after the  
next election of directors be the possession in his own right of not less than two  
hundred pounds of the ordinary stock of the Undertakers.

Qualification  
of auditors.

39. At least one of the auditors of the accounts of the Undertakers shall be  
a member of the Institute of Chartered Accountants or of the Incorporated  
Society of Accountants and it shall not be necessary for any auditor of the  
accounts of the Undertakers to hold any share or shares in the undertaking.

Period of  
error in  
defective  
meters.)

40. In the event of any meter used by a consumer of gas being tested in  
manner provided by the Sale of Gas Act 1859 and being proved to register  
erroneously within the meaning of the said Act such erroneous registration shall  
be deemed to have arisen only during the current quarter of the year in which  
the said meter shall be so tested unless the contrary shall be proved to the  
satisfaction of the inspector testing the said meter under the said Act.



The amount of the allowance to be made to or of the surcharge to be made upon the consumer by the Undertakers in pursuance of the certificate of the inspector shall be paid by or to the Undertakers to or by the consumer as the case may be and shall be recoverable in like manner as gas rents are recoverable by the Undertakers.

A.D. 1897.

*Harrogate.*

41. If a person requiring a supply of gas from the Undertakers has previously quitted premises at which gas was supplied to him by them without paying to them all gas or meter rent or other moneys due from him to the Undertakers they may refuse to furnish to him a supply of gas until he pay the same.

Power to refuse to supply persons in debt for other property.

42. Twenty-four hours' notice in writing shall be given to the Undertakers by every gas consumer before he shall quit any premises supplied with gas by meter by the Undertakers and in default of such notice the consumer so quitting shall be liable to pay to the Undertakers the moneys accruing due in respect of such supply up to the next usual period for ascertaining the register of the meter on such premises. Notice of the provisions of this section shall be endorsed on every demand note for gas rent.

Gas consumers to give notice to Undertakers before removal.

43. In proceedings under any bankruptcy or deed of composition or arrangement or liquidation by arrangement with creditors the secretary of the Undertakers or any person appointed in that behalf by writing under the hands of two directors may represent the Undertakers and shall be competent to act for the Undertakers and his acts and omissions shall bind the Undertakers in all respects.

Representation of the Undertakers in bankruptcy &c.

44. Any notice to be served by the Undertakers on a person supplied with gas shall be sufficiently authenticated by the name of the secretary of the Undertakers or if it be a notice to pay any charge in respect of a supply of gas by the name of the secretary or collector of the Undertakers being affixed thereto in print or in writing or by a stamp and any such notice may be served on such person in manner provided by section forty-five of the Gasworks Clauses Act 1871.

Authentication and service of notices by Undertakers.

45. No penalty shall be incurred by the Undertakers for insufficiency of pressure defect of illuminating power or for excess of impurity in the gas supplied by them in any case in which it is proved that such insufficiency defect or excess was produced by an unavoidable cause or accident.

Exemption from penalty in certain cases.

46. Where any money is deposited by any person by way of security with the Undertakers for the payment to them of any moneys which may become due to them by such person in respect of any supply of gas or of the purchase or hire of any meter the Undertakers shall pay interest at 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.

Undertakers to pay interest on deposit.

47. All the costs charges and expenses of and incidental to the applying for preparing obtaining and confirming this Order and otherwise in relation thereto shall be paid by the Undertakers.

Costs of Order.

A.D. 1897.

*Harrogate.*

## THE SCHEDULE.

*Gas Lands.*

## PART I.

(1.) Lands in the parish of Bilton in the township of Bilton-with-Harrogate containing 3 acres 3 roods and 34 perches or thereabouts belonging or reputed to belong to the Undertakers on which they are authorised to manufacture and are now manufacturing gas which lands abut on Ripon Road and extend therealong for a distance of about 342 yards in a south-easterly direction from a point about 116 yards south-east of the junction of that road with Skipton Road and are bounded on the north-east by Ripon Road on the south-west partly by Oak Beck and partly by the branch of that Beck called Coppice Beck which passes under Ripon Road and partly by other lands belonging or reputed to belong to the Undertakers and on the north-west by land of or reputed to belong to the Undertakers and on which they have erected a gasholder.

## PART II.

(2.) Lands in the parish of Killinghall containing 7 acres 1 rood and 4 perches or thereabouts bounded on the north-east and south-east by the said Oak Beck on the north by Skipton Road and on the south-west by lands belonging or reputed to belong to the Rector of Ripley and in the occupation of the executors of Henry Atkinson deceased.

(3.) Lands in the said parish of Bilton containing 1 acre and 2 roods or thereabouts bounded on the north-west by the said Oak Beck on the north and north-east by land belonging or reputed to belong to the Undertakers and on the south-west by land belonging or reputed to belong to the corporation of Harrogate.

(4.) Lands in the said parish of Bilton containing 1 acre 1 rood and 11 perches or thereabouts belonging or reputed to belong to the Undertakers bounded on the north-west by the firstly herein-before described lands of or reputed to belong to the Undertakers on the north-east partly by those lands and partly by Ripon Road on the south-west by the said Coppice Beck and on the south-east by land belonging or reputed to belong to the corporation of Harrogate and in their own occupation.

(5.) A triangular piece of land in the said parish of Bilton containing 1 rood and 11 perches or thereabouts adjoining on the north-east a portion of the lands respectively firstly and fourthly herein-before described and on the west or north-west by the said Oak Beck and on the south by the said lands thirdly herein-before described.



PART III.

A.D. 1897.

(6.) Land in the said parish of Bilton containing 1 acre and 3 roods or thereabouts bounded on the south-east by the firstly herein-before described lands on the north-west by Skipton Road on the south-west by the said Oak Beck and on the north-east by Ripon Road. *Harrogate.*

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WIMBORNE MINSTER GAS.

*Order empowering the Wimborne Minster Gas and Coal Company Limited to construct maintain and continue Gasworks and to manufacture and supply Gas in the parishes of Wimborne Minster and Colehill in the county of Dorset and for other purposes.* *Wimborne Minster.*

1. This Order may be cited as the Wimborne Minster Gas Order 1897.

Short title.

2. This Order shall come into force and have effect upon the day when the Act confirming this Order is passed which date is in this Order referred to as the "commencement of this Order."

Commencement of Order.

3. The provisions of the Lands Clauses Acts (except with respect to the purchase and taking of lands otherwise than by agreement and with respect to the entry upon lands by the promoters of the undertaking) of the Gasworks Clauses Act 1847 (except sections thirty to thirty-four both inclusive) and of the Gasworks Clauses Act 1871 are hereby incorporated with this Order (except where the same are expressly varied by this Order) and the said provisions of the said Gasworks Clauses Acts shall apply as well to the mains pipes and works of the Undertakers laid down or constructed before the commencement of this Order and situate within the limits of supply as defined by this Order as to any mains pipes or works which may be laid down or constructed under the authority of this Order. Provided that for the purposes of such incorporation section thirty-five of the said Gasworks Clauses Act 1847 shall be read and construed as if the words "in case the whole" down to "have been paid" all inclusive had been omitted therefrom and as though the expression "the prescribed rate" included the prescribed rates as defined by this Order together with any sum which under the provisions of this Order might lawfully be carried to the insurance fund.

Incorporation of Acts.

4. In this Order the expression "the prescribed rates" means the rates of dividend authorised by this Order on the capital of the Undertakers or such rates as reduced or increased in accordance with the provisions of this Order and the several words terms and expressions to which by any Act in whole or in part incorporated with this Order and by the Gas and Water Works Facilities Act 1870 meanings are assigned have in this Order the same respective meanings and in the construction of this Order or of any such Act

Interpretation.

A.D. 1897. for the purposes of this Order the expression "the undertaking" shall include the gasworks and works connected therewith by this Order authorised to be constructed maintained and continued.

Wimborne  
Minster.

Limits of  
Order.

5. The limits within which the provisions of this Order shall be in force and have effect (in this Order referred to as "the limits of supply") shall be the parish of Wimborne Minster in the county of Dorset and so much of the parish of Colehill in the said county as is not included within the limits of the Bournemouth Gas and Water Company as defined by the Bournemouth Gas and Water Act 1896.

#### *Undertakers.*

Undertakers. 6. The Wimborne Minster Gas and Coal Company Limited shall be the Undertakers for the purposes of this Order and are in this Order referred to as "the Undertakers."

#### *Capital.*

Capital.

7. The share capital of the Undertakers for the purposes of the undertaking shall not exceed seventeen thousand pounds consisting of the ordinary share capital of eight thousand pounds (in this Order referred to as "the original ordinary capital") and of the preference share capital of two thousand pounds (in this Order referred to as "the original preference capital") all of which have already been raised by the Undertakers and of additional share capital (in this Order referred to as "the additional capital") to be issued subject to the provisions of this Order not exceeding seven thousand pounds including any premiums which may be obtained on the sale of any shares under the provisions of this Order unless the Undertakers are hereafter authorised to raise for such purposes further additional share capital by Provisional Order under the Gas and Water Works Facilities Act 1870 or by Act of Parliament.

New shares to  
be offered by  
auction or  
tender.

8. The Undertakers shall when any shares forming part of the additional capital are to be issued and before offering the same to the holder of any other shares of the Undertakers and whether the ordinary shares or ordinary stock in the capital of the Undertakers are or is at a premium or not offer the same for sale by public auction or tender in such manner at such times and subject to such conditions of sale as the Undertakers may from time to time by special resolution determine Provided that at any such sale no single lot shall comprise more than one hundred pounds nominal value of shares and that the reserved price put upon such shares shall not be less than the nominal amount thereof and notice of the amount of such reserved price shall be sent by the Undertakers 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 of the Undertakers.



*Wimborne  
Minster.*

9. Where the amount bidden or tendered by the proprietor of any share of the Undertakers for any such lot of shares so offered for sale by auction or tender under the provisions of this Order is equal to the highest amount bidden or tendered for the same lot by any person not being a proprietor then and in every such case such proprietor shall be declared to be the purchaser of and to be entitled to such lot.

Where proprietor tenders same amount as any other person proprietor to be declared the purchaser.

10. It shall be one of the conditions of any sale of shares under the provisions of this Order that the full price of each share including any premium given by any purchaser at such sale in respect thereof shall be paid to the Undertakers within three months of such sale.

Purchase money of shares to be paid within three months.

11. The intention to sell any shares by auction or tender under the provisions of this Order shall be communicated by the Undertakers in writing to the clerk of every local authority having jurisdiction within the limits of supply 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 by the Undertakers once in each of two consecutive weeks in one or more newspapers circulating within the limits of supply.

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

12. When any shares have been offered for sale by auction or tender under the provisions of this Order 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 the ordinary shares of the Undertakers in such manner as may be prescribed by a special resolution passed by the Undertakers Provided that any shares so offered and not accepted within the time prescribed by such resolution shall again be offered for sale by public auction or tender in the manner and subject to the provisions of this Order with respect to the sale of shares forming part of the additional capital but at a lower reserved price than the price put upon the same at the preceding offer thereof for sale by auction or tender and the reserve put upon such shares may upon such second or any subsequent auction or tender if the directors of the Undertakers think fit be less than the nominal amount thereof and any shares not then sold shall be again offered to the holders of ordinary shares at the last-mentioned reserved price and so from time to time until the whole amount of such shares is sold.

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

13. Any sum of money which may arise from the issue of any shares under the provisions of this Order by way of premium after deducting therefrom the expenses of and incident to such issue shall not be considered as profits of the Undertakers but shall be expended in extending or improving the works of the Undertakers or in paying off money borrowed or owing on mortgage by the Undertakers and shall not be considered as part of the capital of the Undertakers entitled to dividend.

Application of premium arising on issue of shares.

14. Except as by this Order expressly provided the Undertakers shall not in any year declare or make out of their profits any larger dividends on the said capital than the standard rates of dividend herein-after mentioned (namely) ten pounds in respect of every one hundred pounds actually paid up of the original

Limits of dividend on capital.

A.D. 1897.  
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ordinary capital and six pounds in respect of every one hundred pounds actually paid up of the original preference capital and seven pounds in respect of every one hundred pounds actually paid up of the additional capital as may be issued as ordinary capital or six pounds in respect of every one hundred pounds actually paid up of so much of such additional capital as may be issued as preference capital.

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

15. In case in any year or in any half-year (if the Undertakers declare a dividend half-yearly) the net revenues of the Undertakers applicable to dividend are insufficient to pay the full amount of the prescribed rates on each class of ordinary shares in the capital of the Undertakers a proportionate reduction shall be made in the dividends payable on each class.

Limit of  
borrowing  
powers.

16. The amount of all moneys borrowed by the Undertakers and secured by mortgage of the undertaking shall not at any time exceed in the whole one-fourth of the amount of the capital of the Undertakers at the time actually raised by the issue of shares including any premiums that may be obtained on the sale of any shares under the provisions of this Order and no higher rate of interest than four pounds per centum per annum shall be paid by the Undertakers without the consent of the Board of Trade in respect of any moneys borrowed by the Undertakers after the commencement of this Order and secured as aforesaid.

If profits  
exceed the  
amount  
limited excess  
may be in-  
vested and  
form an  
insurance  
fund.

17. If the clear profits of the undertaking in any year amount to a larger sum than is sufficient to pay the prescribed rates the excess beyond the sum necessary for that purpose may from time to time to the extent of one per centum per annum upon the paid-up capital of the Undertakers be invested in Government or other securities and the dividends and interest arising from such securities shall also be invested in the same or the like securities in order that the same may accumulate at compound interest until the fund so formed amounts to a sum equal to one-twentieth part of the paid-up capital of the Undertakers which sum shall form an insurance fund to meet any extraordinary claim demand or charge which may at any time arise against or fall upon the Undertakers from accident strike or other circumstance which in the opinion of a court of summary jurisdiction due care and management could not have prevented and if such fund be at any time reduced it may thereafter be again made up to the said limit and so from time to time as often as such reduction happens Provided that when and so often as the said fund reaches the said limit of one-twentieth part of the paid-up capital the interest thereon shall be carried to the credit of the fund available for dividend Provided also that resort may be had from time to time to the insurance fund to meet any such extraordinary claim demand or charge as aforesaid although such fund may not at the time have reached or may have been reduced below the full amount of one-twentieth part of the paid-up capital as aforesaid.

Application of  
excess of  
profits over  
prescribed  
rates.

18. If the clear profits of the undertaking in any year amount to a larger sum than is sufficient to pay the prescribed rates the excess or such portion of it as is not carried to the insurance fund shall be carried to the credit of the divisible profits of the undertaking for the next following year.



19. Where in any year the prescribed rates on the ordinary share capital or stock of the Undertakers exceed the standard rates by reason of the price charged by the Undertakers for gas in such year being below the standard price then out of the amount of the divisible profits of the Undertakers applicable to the payment of such increase the Undertakers may in such year set apart such sum as they think fit by way of reserve fund and all sums (if any) so set apart by the Undertakers and any reserve or other fund of a similar character of the Undertakers existing at the commencement of this Order may be invested in Government or other securities and the dividends and interest arising from such securities may also be invested in the same or the like securities in order that the same may accumulate at compound interest and the fund so formed shall be called "the reserve fund" and shall be applicable to the payment of dividend in any year in which the clear profits of the Undertakers are insufficient to enable the Undertakers in such year to pay the prescribed rates and save as by this Order specially provided no sum shall in any year be carried by the Undertakers to any reserve fund.

A.D. 1897.

*Wimborne*  
*Minster.*

Power to  
 create a reserve  
 fund and appli-  
 cation thereof.

*Purchase of Lands.*

20. The Undertakers may for the purposes of the undertaking from time to time purchase or take on lease (by agreement but not otherwise) and hold in addition to the lands described in the schedule to this Order any lands which they may require Provided that they shall not at any time hold for such purposes more than two acres of land in the whole in addition to the lands described in the said schedule and that they shall not create or permit a nuisance on any such lands and that no lands shall be used by the Undertakers for the purpose of manufacturing gas or residual products or of storing gas except the lands described in the said schedule.

Power to  
 purchase  
 additional  
 land.

*Construction and Maintenance of Gasworks Manufacture and Sale of Gas  
 Coke and Residual Products.*

21. The Undertakers on the lands shown on the map deposited for the purposes of this Order and described in the schedule to this Order while they are possessed of the same may maintain and continue and from time to time alter and enlarge renew or discontinue their existing gasworks and works connected therewith and may construct erect make and maintain and from time to time alter and enlarge retorts retort houses gasholders receivers purifiers meters apparatus and works for the manufacture and storage of gas and of coke and other residual products obtained in the manufacture of gas and matters producible therefrom and they may subject to the provisions of this Order manufacture and store gas on such lands and supply and sell the same within the limits of supply and may on the same lands store tar coke pitch asphaltum and ammoniacal liquor oil and all other residual products obtained in the manufacture of gas and matters producible therefrom and may sell and dispose of the same at their works and elsewhere and they may also subject to the provisions of this Order construct and maintain and from time to time alter enlarge renew or discontinue houses offices buildings and other works connected with the undertaking.

Undertakers  
 may construct  
 and maintain  
 gas works on  
 lands described  
 in schedule  
 and may make  
 and sell  
 gas &c.

A.D. 1897.

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*Wimborne  
Minster.*

Provided that the Undertakers shall unless otherwise agreed between the Undertakers and the parish council of Colehill complete all works necessary for the supply of gas to so much of the parish of Colehill as lies within the limits of supply within a period of three years from the commencement of this Order.

Power to  
Undertakers to  
purchase and  
supply gas  
appliances  
and appa-  
ratus &c.

22. The Undertakers may at their works or elsewhere manufacture purchase hire supply sell or let on hire gas meters fittings gas stoves and cooking and other apparatus and may also manufacture purchase hire sell let deal in and contract for doing work in connexion with fittings tubes meters pipes apparatus stoves ranges and apparatus for heating for domestic and other purposes by means of gas and all articles and things in any way connected with gasworks or with the supply use or consumption of gas and may take charges and remuneration in respect thereof.

Power to take  
licences for  
patents.

23. The Undertakers may subject to the provisions of this Order (but only for the purposes of the undertaking within the limits of supply and not so as to acquire any exclusive right therein) contract for take and use any leave licence or authority to work use exercise and put in practice any invention under 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 supply or distribution of gas or the conversion manufacture or utilisation of any products obtainable in or arising from such manufacture or from the materials used therein.

Power to  
contract for  
sale of gas in  
bulk.

24. The Undertakers may from time to time enter into and carry into effect and alter or rescind contracts and agreements with respect to the supply of gas in bulk beyond the limits of supply by the Undertakers to any urban or rural authority or any company authorised to supply gas at such price and upon and under such terms and conditions as may from time to time be agreed on. Provided that nothing herein contained shall be construed as conferring any powers on the Undertakers in relation to the laying down or placing of any pipe or the breaking up of any road or street or the execution of any work in any district beyond the limits of supply without the consent of the local and road authorities of such district.

Differences  
with road  
authorities or  
railway or  
other com-  
panies.

25. If any difference arise between the Undertakers and any road authority or railway canal or other company whose lands or works the Undertakers have power to cross under the authority of this Order as to the mode of laying down repairing altering or enlarging their mains pipes or other works in over or upon such lands or works or the facilities to be afforded for the same such difference shall be settled by an engineer or other fit person to be appointed by the Board of Trade at the request of either party.

#### *Quality of Gas.*

Quality of gas.

26. The quality of the gas supplied by the Undertakers shall with respect to its illuminating power be such as to produce a light equal in intensity to



[60 & 61 VICT.] *Gas Orders Confirmation (No. 2)* [Ch. clv.]  
*Act, 1897.*

the light produced by not less than fifteen sperm candles and shall in all respects be in accordance with the provisions of the Gasworks Clauses Act 1871. A.D. 1897.  
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 Minster.*

*Price of Gas.*

27. The standard price to be charged by the Undertakers for gas supplied by them to private consumers by meter shall be four shillings and one penny per thousand cubic feet. Provided that the Undertakers may increase or reduce the price so charged by them for gas above or below the standard price subject to a reduction or increase in the dividend payable by the Undertakers on the ordinary share capital or stock as follows:— Fixing by  
 meter price of  
 gas with  
 sliding scale as  
 to dividend.

In respect of any year during any part of which the price charged by the Undertakers shall have been one penny or part of a penny above the standard price the dividend payable by the Undertakers shall in respect of each penny or part of a penny by which the standard price shall have been increased be reduced below the standard rate of dividend by five shillings on every hundred pounds of ordinary paid-up capital with a ten per centum standard rate of dividend and three shillings and sixpence on every one hundred pounds of such capital with a seven per centum standard rate of dividend and so in proportion for any fraction of one hundred pounds:

And in respect of any year during the whole of which the price charged by the Undertakers shall have been one penny or more below the standard price the dividend payable by the Undertakers may in respect of each penny by which the standard price shall have been reduced be increased above the standard rate by five shillings on every hundred pounds of ordinary paid-up capital with a ten per centum standard rate of dividend and three shillings and sixpence on every one hundred pounds of such capital with a seven per centum standard rate of dividend and so on in proportion for any fraction of one hundred pounds.

28. The price to be charged for the supply of gas to public street lamps within the district of the Colehill Parish Council shall not exceed four shillings and ninepence per lamp per month all the year round which price shall include the repair cleaning and maintenance of such lamps by the Undertakers. Limiting price  
 of gas supplied  
 to public lamps  
 in the parish  
 of Colehill.

*Pressure of Gas.*

29. All gas supplied by the Undertakers to any consumer of gas shall be supplied at such pressure as to balance from midnight to sunset a column of water not less than six-tenths of an inch in height and to balance from sunset to midnight a column of water 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 pipes supplying such consumer. Pressure of  
 gas.

*Testing of Gas.*

30. The Undertakers shall within six months after the commencement of this Order cause to be provided at their works a testing place with apparatus Testing of gas.

A.D. 1897.  
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*Wimborne  
Minster.*

therein according to the provisions of the Gasworks Clauses Act 1871 and the burner to be used for testing gas shall be a Sugg's London Argand No. 1 with a six-inch by one-and-three-quarter inch glass chimney and if at any time the gas flame tails over the top of the glass a six-inch by two-inch chimney shall be used. Provided that any other description of burner may be used which may from time to time be approved for the purpose by the Board of Trade and any gas examiner appointed under the Gasworks Clauses Act 1871 for the purposes of this Order may from time to time subject to the terms of his appointment at such testing place or elsewhere as and when he thinks fit test the pressure at which the gas is supplied and for that purpose may open any street road passage or place (not being the immediate approach to any railway or canal bridge or railway station) vested in or under the control of any local or road authority.

*Miscellaneous.*

Undertakers  
to keep roads  
in repair for  
twelve months.

31. When the Undertakers in the execution of the powers of this Order shall have opened or broken up any street bridge sewer drain or tunnel within their limits of supply they shall notwithstanding anything in the Gasworks Clauses Act 1847 contained keep the same in good repair for a period of twelve months after such opening or breaking up.

No penalty in  
case of un-  
avoidable  
cause.

32. No penalty shall be incurred by the Undertakers for insufficiency of pressure defect of illuminating power or for excess of impurity in the gas supplied by them in any case in which it is proved that such insufficiency defect or excess was produced by an unavoidable cause or accident.

Undertakers to  
pay interest on  
deposit.

33. Where any money is deposited by any person by way of security with the Undertakers for the payment to them of any moneys which may become due to them by such person in respect of any supply of gas or of the purchase or hire of any meter the Undertakers shall pay interest at 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.

Incorporation  
of section 140  
of 8 Vict. c. 16.

34. Section one hundred and forty of the Companies Clauses Consolidation Act 1845 shall be and is hereby incorporated with this Order. Provided that for the purpose of such incorporation the expression "the company" in the said section shall be construed to mean the Undertakers.

Costs of Order.

35. All the costs charges and expenses of and incidental to the applying for preparing obtaining and confirming this Order and otherwise in relation thereto shall be paid by the Undertakers.



THE SCHEDULE.

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GAS LANDS.

A.D. 1897.

*Wimborne*  
*Minster.*

A piece of land situate in the parish of Wimborne Minster in the county of Dorset containing 1 acre 1 rood 20 perches or thereabouts bounded on the north by a field belonging or reputed to belong to Major Phelps Brook Hanham and in the occupation of William Munckton on the east by the London and South Western Railway on the south and west by a lane called Greenclose Lane.

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