



Public Health Act 1875

1875 CHAPTER 55

PART IV

LOCAL GOVERNMENT PROVISIONS.

HIGHWAYS AND STREETS.

Lighting Streets, &c.

161 Powers of urban authority for lighting their district.

Any urban authority may contract with any person for the supply of gas, or other means of lighting the streets markets and public buildings in their district, and may provide such lamps lamp posts and other materials and apparatus as they may think necessary for lighting the same.

Where there is not any company or person (other than the urban-authority) authorised by or in pursuance of any Act of Parliament, or any order confirmed by Parliament, to supply gas for public, and private purposes, supplying gas within any part of the district of such authority, such authority may themselves undertake to supply gas for such purposes or any of them throughout the whole or any part of their district ; and if there is any such company or person so supplying gas, but the limits of supply of such company or person include part only of the district, then the urban authority may themselves undertake to supply gas throughout any part of the district not included within such limits of supply.

Where an urban authority may under this Act themselves, undertake to supply gas for the whole or any part of their district, a provisional order authorising a gas undertaking may be obtained by such authority under and subject to the provisions of the Gas and Water Works Facilities Act, 1870, and any Act amending the same ; and in the construction of the said Act the term " the undertakers " shall be deemed to include any such urban authority: Provided that for the purposes of this Act the Local Government Board shall throughout the said Act be deemed to be substituted for the Board of Trade.

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

162 Power for sale of undertaking of gas company to urban authority.

For the purpose of supplying gas within their district or any part thereof either for public or private purposes any urban authority may (with the-sanction of the Local Government Board) buy, and the directors of any gas company, in pursuance, in the case of a company registered under the Companies Act, 1862, of a special resolution of the members passed in manner provided by that Act, and in the case of any other company, of a resolution passed by a majority of three fourths in number and value of the members present, either personally or by proxy, at a meeting specially convened with notice of the business to be transacted, may sell and transfer to such authority, on such terms as may be agreed on between such authority and the company, all the rights powers and privileges and. all or any of the lands premises works and other property of the company, but subject to all liabilities attached to the same at the time of such purchase.

163 Watching and Lighting Act (3 & 4 W. 4 c. 90) to be superseded by this Act.

Where in any place which after the passing of this Act becomes constituted or included in an urban district, or which by virtue of any order of the Local Government Board becomes subject to this enactment, the Act passed in the fourth year of the reign of King William the Fourth, intituled " An Act to " repeal an Act of the eleventh year of His late Majesty King " George the Fourth, for the lighting and watching of parishes " in England and Wales, and to make other provisions in lieu " thereof," has been adopted, the said Act shall be superseded by this Act, and all lamps lamp posts gas pipes fire engines hose and other property vested in the inspectors for the time being under the said Act shall vest in the authority having under this Act jurisdiction in such place.