ANNO VICESIMO TERTIO

VICTORIÆ REGINÆ.

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expedient that the *Brompton* and *Gillingham* Consumers Waterworks Company, Limited, should be incorporated by Act of Parliament, and enabled to extend their Works, alter and increase their Capital, and raise further Money; but the Objects aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Meaning of certain Expressions in this Act.

I. In this Act the Expression "the original Company" shall mean the *Brompton* and *Gillingham* Consumers Waterworks Company, Limited; the Expression "the Company" shall mean the Company by this Act incorporated; and the Expression "the Local Board" shall mean the Borough of *Chatham* Local Board of Health, established under "The Public Health Act, 1848."

8 & 9 Vict. cc. 16. & 18. and 10 & 11 Vict. c. 17. incorporated.

II. The several Acts of Parliament following, that is to say, "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," and "The Waterworks Clauses Act, 1847," shall (save so far as they are expressly altered or excepted by this Act) be incorporated with and form Part of this Act.

Interpretation of Terms in Acts incorporated herewith.

III. In construing the said "Companies Clauses Consolidation Act, 1845," the said "Lands Clauses Consolidation Act, 1845," and "The Waterworks Clauses Act, 1847," as incorporated with this Act, the Expression "the Works," or "Undertaking," shall mean the Waterworks and Works connected therewith by this Act vested in the Company, and those which they may be authorized to execute; and the Expression "Waterworks" shall include the Waterworks and Works connected therewith by this Act vested in the Company, or which they may construct under the Authority thereof; and the Expression "Quarter Sessions" shall mean the Quarter Sessions for the County of *Kent* holden at *Maidstone* in the said County.

Short Title.

IV. In citing this Act for any Purpose whatsoever it shall be sufficient to use the Expression "The *Brompton*, *Chatham*, *Gillingham*, and *Rochester* Waterworks Act, 1860."

Limits of Act.

V. The Limits of this Act shall comprise and include the City of *Rochester*, and the Towns or Places of *Old* and *New Brompton*, *Gillingham*, and *Chatham*, and the several Parishes within the same City and Towns or Places respectively.

Company not to open Ground of Rochester

VI. Provided always, That the Company shall not open the Ground, or in any way enter upon or interfere with the Bridge across the River *Medway* at *Rochester*, or the Entrance thereto, under the Juris-

diction

diction or Control of the Wardens of the new Bridge of *Rochester* in the County of *Kent*, and the Commonalty of the Lands contributory to the Repair and Support of the same Bridge, without the Consent in Writing of such Wardens and Commonalty under their Common Seal. Bridge without Consent.

VII. *John Baird*, *James Budden*, *John William Death*, *Charles Withecomb*, *William George Fox*, *Thomas Honey*, *Alfred Light*, and *Robert Sowter*, and the several Persons and Corporations who immediately before the passing of this Act were the Proprietors of Shares in the original Company, and all other Persons and Corporations who have subscribed or shall hereafter subscribe to the Undertaking of the Company, and their Executors, Administrators, Successors, and Assigns respectively, shall be and they are hereby united into a Company for the Purpose of supplying with Water the Inhabitants, Houses, Buildings, and Lands within the Limits of this Act, and for making, extending, and maintaining Waterworks for that Purpose, together with all proper Works and Conveniences connected therewith, according to the Provisions in this Act and the several other Acts incorporated therein, and for the Purposes aforesaid such Company shall be incorporated by the Name of "The *Brompton*, *Chatham*, *Gillingham*, and *Rochester* Waterworks Company," and by that Name shall be a Body Corporate, with perpetual Succession, and may sue and be sued, and shall have a Common Seal, and Powers to purchase, take, hold, and dispose of Lands for the Purposes of the said Undertaking, subject, nevertheless, to the Restrictions and Provisions herein and in the said incorporated Acts contained. Incorporation of Company.

VIII. The Company shall upon the passing of this Act be seised and possessed of and entitled to all the Waterworks, Plant, Pipes, Mains, Works, and Conveniences, Lands, Buildings, Estates, Money, Property, Choses in Action, Effects, Rates, Claims, and Demands whatsoever of or to which the original Company were immediately before the passing of this Act seised, possessed, or in any way entitled, at Law or in Equity, or otherwise howsoever, with the Rights and Appurtenances, as if this Act had not passed, and shall stand in the Place of the original Company, and shall be liable to all Claims and Demands whatsoever, at Law or in Equity, to which the said last-mentioned Company were or would have been liable. Rights and Liabilities of old Company vested in the Company.

IX. Subject to the Provisions of this Act, the original Company shall cease, determine, and be wholly void and of none Effect, and every Person, Shareholder of the same Company, shall from the passing of this Act be released and discharged from all future Liability or Obligation in respect of the same Company: Provided always, that nothing herein contained shall release or discharge any such Person from any Liability Dissolution of original Company.

or

or Obligation which may have been incurred prior to the passing of this Act, and such Liability or Obligation shall subsist and continue, and may be enforced accordingly, in respect to the same Company, but subject to the Provisions of this Act.

Proviso as to Contracts and Agreements with original Company existing before the passing of this Act.

X. All Purchases, Sales, Conveyances, Leases, Mortgages, Bonds, Contracts, Agreements, Securities, and other Acts and Things before the passing of this Act made, done, entered into, and executed or instituted by the original Company, shall be as good, valid, and effectual, to all Intents and Purposes whatsoever, for, against, and with reference to the same Company, as if this Act had not passed, and may be proceeded on and enforced accordingly.

Proceedings by and against original Company not to abate.

XI. Any Action, Suit, Prosecution, or other Proceedings commenced either by or against the original Company before the passing of this Act shall not abate or be discontinued or be prejudicially affected by this Act, but, on the contrary, shall continue and take effect, both in favour of and against the same Company, in like Manner in all respects as the same would have continued and taken effect if this Act had not been passed.

Rates and Rents due to original Company vested in the Company.

XII. All Water Rates and Rents which immediately before the passing of this Act were due and payable or accruing to the original Company shall be payable to and may be recovered by the Company, in like Manner as the Water Rates and Rents under this Act.

Moneyowing to or from original Company to be paid to or recovered from the Company.

XIII. All Persons who immediately before the passing of this Act owed any Sum of Money to the original Company, or to any Person on their Behalf, shall pay the same, with all Interest (if any) due and payable or accruing for the same, to the Company; and all Debts and Monies which immediately before the passing of this Act were due or owing by or recoverable from the original Company, or for the Payment of which they were or but for this Act would be liable, shall be paid, with all Interest (if any) due and payable or accruing for the same, by or be recoverable from the Company.

Shareholders of original Company to continue liable for any Debt, &c. of the same Company, but may recover from the Company.

XIV. Nothing in this Act contained shall be held or construed to exonerate or release any of the Shareholders of the original Company in respect of any Debt or Obligation, Tort, Misfeasance, or Nonfeasance of the same Company; and if any such Debt or Obligation, or Damages in respect of any Tort, Misfeasance, or Nonfeasance, shall be recovered against any such Shareholder, the Amount thereof, together with the Costs and Expenses incurred by him in reference thereto, shall be repaid to him by the Company, and shall be recoverable against such Company by

Action

Action or Plaint in any Court of competent Jurisdiction: Provided that any such Shareholder paying or satisfying any Debt, Obligation, or Damages shall be entitled to Contribution from the others of such Shareholders, in the same Manner as he would have been in case this Act had not been passed.

Resolutions, Orders, &c. of original Company, and all Books, Accounts, &c., to continue in force.

XV. All Resolutions, Orders, Notices, and Proceedings of the original Company and of the Directors thereof, made and taken before the passing of this Act, and all Books, Accounts, Documents, and Writings whatsoever of and relating to the same Company, shall for the Purposes of this Act continue of full Force and Effect as if this Act had not passed.

Officers and Servants of original Company to be deemed Officers and Servants of the Company.

XVI. Every Officer and Servant appointed by virtue of or acting under the Authority of the original Company shall hold and enjoy his Office and Employment, with the Salary and Charges thereunto annexed, and be deemed an Officer and Servant of the Company appointed under this Act, until he be removed from such Office and Employment in pursuance of this Act, and he shall have the like Power and Authority for the Purposes of this Act, and be subject to the like Power of Removal, Rules, Regulations, Powers, and Penalties, in all respects whatsoever, as if he had been appointed under the Provisions of this Act.

Capital.

XVII. The Capital of the Company shall be Thirty thousand Pounds in Six thousand Shares of Five Pounds each.

Shares of original Company to form Part of Capital of the Company.

XVIII. The Shares already granted by the original Company representing the Sum of Seven thousand three hundred and thirty-five Pounds shall form Part of the said Capital, and shall remain vested in the several Persons and Corporations who immediately before the passing of this Act were possessed of or entitled to the same, and such Shares shall confer on the Holders thereof the same Rights and Interests as they would have enjoyed if this Act had not been passed, save so far as such Rights and Interests may be expressly altered by this Act.

Original Shareholders to hold their Shares subject to the same Liabilities as heretofore.

XIX. All Persons and Corporations in whom any of such Shares of the original Company are or may be vested as aforesaid shall stand possessed thereof upon the same Trusts, and subject to the same Powers, Provisions, Declarations, Agreements, Charges, Liens, and Incumbrances, as the said Shares were subject and liable to immediately before the passing of this Act.

Half-yearly Accounts.

XX. It shall be lawful for the Company, if they think fit, to make up their half-yearly Accounts to the Thirtieth Day of *June* and the Thirty-first Day of *December* previous to the holding of the Ordinary Meetings

of the Company, and to close the Register of Transfer for a Period of Fourteen Days after the respective Days up to which such Accounts shall be so made up; and the Dividends of the Company shall be made out and declared payable to the several Persons who shall be Holders of Shares on the said Thirtieth Day of *June* and Thirty-first Day of *December* respectively.

Calls.

XXI. Ten Shillings *per* Share shall be payable on the Allotment of any new Shares which may be created under this Act, and the greatest Amount of any One Call upon such Shares shall not exceed One Pound Ten Shillings *per* Share, and Ten Weeks at the least shall intervene between successive Calls.

Votes.

XXII. At all General Meetings of the Company each Shareholder shall have One Vote for every Share held by him.

Receipt for Money payable to a Minor or a Lunatic.

XXIII. If any Money be payable to any Shareholder, being a Minor, Idiot, or Lunatic, the Receipt of his respective Guardian or Committee shall be a sufficient Discharge to the Company for the same.

Place of Meetings.

XXIV. All Meetings of Shareholders, whether ordinary or extraordinary, shall be held within the Town of *Chatham*, or within Five Miles of the Limits thereof.

Power to borrow on Mortgage.

XXV. When the Capital or Sum of Thirty thousand Pounds (including the said Sum of Seven thousand three hundred and thirty-five Pounds, the Amount of the subscribed Capital of the original Company,) shall have been actually paid up, the Company may borrow on Mortgage any Sums of Money not exceeding in the whole the Sum of Seven thousand Pounds.

Application of Money raised.

XXVI. All Monies raised by Shares or borrowing under the Powers of this Act shall be applicable only to the Purposes by this Act authorized, and to no other Purposes whatsoever.

Number and Qualification of Directors.

XXVII. Subject to the Provisions herein contained for increasing or reducing the Number, the Number of Directors shall be Nine, and the Qualification of a Director shall be the Possession in his own Right of at least Twenty-five Shares in the Undertaking.

Power to vary Number of Directors.

XXVIII. The Company may from Time to Time reduce the Number of Directors, provided the whole Number of Directors after any such Reduction as aforesaid shall not be less than Six.

XXIX. *John*

The Brompton, Chatham, Gillingham, and Rochester Waterworks Act, 1860.

First Directors.

XXIX. *John Baird, James Budden, John William Death, Charles Withecomb, William George Fox, Thomas Honey, Alfred Light*, and *Robert Sowter* shall be the First Directors of the Company.

Quorum of Directors.

XXX. The Quorum of a Meeting of Directors shall be Five.

Quorum of Committee of Directors.

XXXI. The Quorum of any Committee appointed by the Directors shall be Three.

Power to the Company to make and lay down intended Works, and take Lands, &c.

XXXII. And whereas Plans and Sections of the intended new Works of the Company, showing the Situation, Line, and Levels thereof respectively, and also a Book of Reference containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands in and through which the same are respectively intended to be made or to pass, or which are required for the Purposes of the Company, have been deposited with the Clerk of the Peace for the County of *Kent*: Be it therefore enacted, That it shall and may be lawful for the Company, subject to the Provisions and Restrictions in this Act and the said incorporated Acts contained, to lay down, make, and maintain the said intended Works in the Line and Situation, according to the Levels, and upon the Lands delineated in the said Plans and Sections and described in the said Book of Reference, and to enter upon, take, and use such of the said Lands as shall be necessary for that Purpose, and to take, raise, collect, and divert from or out of any subterranean Waters or Springs to be found in or under the said Lands such Water as the Company may require for the Purposes of the Undertaking: Provided always, that no new Powers to take Land are by this Act granted to the Company with regard to those Portions of their Undertaking to which the said Book of Reference does not extend.

Extent of lateral Deviation.

XXXIII. Whenever and so far as the Line of any Works as shown upon the Plans so deposited as aforesaid passes along any Road, Bridge, or Street, and no Line of lateral Deviation is marked thereon, the Company may, in the making of such Work, deviate from the said Line laid down on the Plans to the Extent only of the Boundaries of such Road, Bridge, or Street, and in other Places they may deviate from the Line of their Works laid down on the Plans to any Extent not beyond the Line of lateral Deviation shown on such Plans.

Extent of vertical Deviation.

XXXIV. In making any of the Works by this Act authorized the Company may deviate vertically from the Levels thereof as shown on the deposited Sections to any Extent not exceeding Five Feet.

Certain Clauses of 10 & 11 Vict. c. 17. as to

XXXV. All the Clauses and Provisions contained in "The Waterworks Clauses Act, 1847," relating to the opening and breaking up Streets and

breaking up of Turnpike Roads, &c. extended to the Company.

and Bridges, and laying down and placing Pipes, Conduits, and other Works in and under such Streets and Bridges, shall extend and apply to the opening and breaking up by the Company of any Turnpike Roads or other public Highways, and of any Gateways, Moats, Ramparts, and Fortifications within the Limits of this Act, and also to the laying down and placing of Pipes, Conduits, and other Works in and under the said Roads, Highways, Gateways, Moats, Ramparts, and Fortifications respectively.

Powers for compulsory Purchases limited.

XXXVI. The Powers of the Company for the compulsory Purchase of Lands and Houses for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Period for Completion of Works.

XXXVII. The Works hereby authorized shall be completed within Five Years from the passing of this Act, and on the Expiration of that Period the Powers by this Act or the said incorporated Acts granted to the Company for the Construction of those Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the said Works as shall then be completed: Provided always, that nothing in this Act contained shall extend or be construed to extend to restrain the Company from enlarging and extending their Mains, Pipes, and Works from Time to Time whenever it shall be necessary for the Purpose of supplying Water within the Limits of this Act.

Additional Lands.

XXXVIII. The Company may from Time to Time, by Agreement, purchase for the Purposes of this Act any Quantity of Land or any Easements (not being a Right of Water in, over, or affecting any Land,) which they may think requisite: Provided that such Land shall not exceed Five Acres, in addition to the Land which they are by this Act authorized to take by Compulsion.

Power to convey Lands.

XXXIX. The Persons empowered by the said "Lands Clauses Consolidation Act, 1845," to convey Lands shall have full Power to grant to the Company for the Purposes of this Act any Lands, or the Right of User thereof, or any Easement, Liberty, Privilege, Power, or Authority in or over the same, which the Company are by this Act authorized to take in Fee Simple, in consideration of an annual Rent.

Grants by Persons under Disability to be at best Rent.

XL. In any such Grant to be made by any Party under any Disability or Incapacity to sell and convey Lands, as defined by "The Lands Clauses Consolidation Act, 1845," there shall be reserved the best or most usual yearly Rent or Remuneration for or in respect of the Premises thereby granted, and no Fine, Premium, or Foregift shall be paid upon or in respect of such Grant, such Rent or Remuneration being not less than shall be determined by Two able practical Surveyors, or their Umpire, in accordance

accordance with the Provisions of "The Lands Clauses Consolidation Act, 1845," with respect to the Purchase of Lands by Agreement: Provided always, that the Company may at any subsequent Period purchase the Release or Discharge of the Rent or Remuneration, Covenants and Stipulations reserved by and contained in any such Grants.

Annual Rent to enure to same Uses as Land, &c. conveyed.

¶ XLI. The yearly Rent or Remuneration paid or reserved in respect of any such Land, or any Easement, Liberty, Privilege, Power, or Authority over such Land, shall be and remain upon the same Uses, Trusts, and Purposes as those upon which the Rents and Profits of the Land so conveyed or granted, or in respect of which the Easement, Liberty, Privilege, Power, or Authority is conveyed or granted, stood settled or assured at or immediately before the Conveyance or Grant thereof.

Rents to be First Charges.

XLII. Every such yearly Rent shall be charged on the Water Rates or Water Rents payable under this Act in preference to any Charge whatsoever; and if at any Time any such Rent be not paid within Twenty-one Days after the same becomes payable, and after Demand thereof in Writing, the Person to whom such Rent is payable may either recover the same from the Company, with Costs of Suit, by Action of Debt in any Court of competent Jurisdiction, or may levy the same by Distress of the Goods and Chattels of the Company.

Water to be under Pressure.

XLIII. The Water to be supplied shall be under Pressure, but need not be constantly laid on.

Rates at which Company to supply Water for domestic Purposes.

XLIV. The Company shall, at the Request of the Owner or Occupier of any House or Part of a House in any Street in which any Pipe of the Company is or shall be laid, or on the Application of any Person who under the Provisions of this Act is entitled to demand a Supply of Water for domestic Purposes, furnish to such Owner or Occupier or other Person a sufficient Supply of Water for domestic Use, at Rates not exceeding the yearly Rates herein-after specified; (that is to say,)

Where the annual Value or Rent of the House or Part of a House or Premises supplied shall not exceed Eight Pounds, the yearly Rate of Ten Shillings;

Where such annual Value or Rent shall exceed Eight Pounds and shall not exceed Ten Pounds, the yearly Rate of Twelve Shillings;

Where such annual Value or Rent shall exceed Ten Pounds and shall not exceed Fifteen Pounds, the yearly Rate of Eighteen Shillings;

Where such annual Value or Rent shall exceed Fifteen Pounds and shall not exceed Twenty Pounds, the yearly Rate of One Pound Three Shillings;

Where such annual Value or Rent shall exceed Twenty Pounds and shall not exceed Twenty-five Pounds, the yearly Rate of One Pound Twelve Shillings;

Where such annual Value or Rent shall exceed Twenty-five Pounds and shall not exceed Thirty Pounds, the yearly Rate of Two Pounds;

Where such annual Value or Rent shall exceed Thirty Pounds and shall not exceed Forty Pounds, the yearly Rate of Two Pounds Ten Shillings;

Where such annual Value or Rent shall exceed Forty Pounds and shall not exceed Sixty Pounds, the yearly Rate of Three Pounds Fifteen Shillings; and

Where such annual Value or Rent shall exceed Sixty Pounds, at a Rate not exceeding Seven Pounds Ten Shillings *per Centum per Annum* on the Amount of such annual Value or Rent.

Definition of "domestic Purposes."

XLV. A Supply of Water for domestic Purposes shall include a Supply for One Watercloset, but not for Baths or for Cattle, or for Horses or for washing Carriages where such Horses or Carriages are kept for Hire or by Common Carriers, or for any Trade, Manufacture, or Business whatsoever, or for watering Gardens, or for Fountains or for any ornamental Purpose.

Rates for additional Supply.

XLVI. In addition to the Rates for the Supply for domestic Purposes the Company may demand and receive for One additional Watercloset in any House beyond the first any yearly Sum not exceeding Eight Shillings, and for every additional Watercloset beyond such last-mentioned Watercloset any yearly Sum not exceeding Five Shillings; and for every Bath, any yearly Sums not exceeding those herein-after specified; (that is to say,)

Where the annual Value or Rent of the House or Part of a House or Premises supplied shall not exceed Fifteen Pounds, the yearly Rate of Five Shillings;

Where the annual Value or Rent shall exceed Fifteen Pounds, the yearly Rate of Eight Shillings for the First Bath and Five Shillings for every additional Bath;

And for every Watercloset supplied separately from any House or Premises not rated to the Water Rate, any yearly Sum not exceeding One Pound.

Proviso as to Construction of Watercloset.

XLVII. Provided always, That the Company shall not be compelled to supply any Person with Water for Waterclosets unless the Apparatus or Pipes provided or to be provided by such Person shall be of such Material and so constructed and used as to prevent the wilful or accidental

accidental Waste or undue Consumption of the Water of the Company, and the Return of foul Air or noisome or impure Matter into the Mains or Pipes belonging to or connected with the Mains or Pipes of the Company.

Company may supply Water for other Purposes, by Agreement.

XLVIII. The Company may from Time to Time supply any Person with Water for any Purposes for which no specific Rates are by this Act limited, for such Remuneration and upon such Terms and Conditions as shall be agreed upon between the Company and the Person desirous of having the Supply.

Persons using Water to provide Stopcocks, &c.

XLIX. Every Person supplied with Water under the Provisions of this Act shall, when required by the Company, provide and affix such proper Tap, Stopcock, or other Apparatus to the Pipe conducting the Water from the Works of the Company as the Company shall direct, and shall keep such Tap, Stopcock, or other Apparatus in good Repair, so as effectually to prevent the Water from running to Waste; and in case any such Person shall neglect to provide, when required by the Company, such Tap, Stopcock, or other Apparatus, or to keep the same in good Repair, it shall be lawful for the Company, or for any Person acting under their Authority, to cut off the Pipe or turn off the Water from the Premises of such Person, until such Tap, Stopcock, or other Apparatus shall be provided or repaired, as the Case may require.

Persons using Water for Watercloscts provide Cistern and Ballcock.

L. Every Person supplied with Water under the Provisions of this Act for the Purpose of a Watercloset shall, when required by the Company, provide a Cistern, Ballcock, or such other Apparatus as the Company may deem proper, to receive and retain the Water with which he shall be supplied for such Purpose, and shall keep such Cistern, Ballcock, or other Apparatus in good Repair so as effectually to prevent the Water from running to Waste; and in case any such Person shall neglect to provide, when required by the Company, such Cistern, Ballcock, or other Apparatus, or to keep the same in good Repair, it shall be lawful for the Company, or for any Person acting under their Authority, to cut off the Pipe or turn off the Water from the Premises of such Person, until such Cistern or other Apparatus shall be provided or repaired, as the Case may require.

Penalty for using Water for other than domestic Purposes, without Agreement.

LI. Every Person using for other than domestic Purposes any Water supplied by the Company, and not having previously agreed with the Company for a Supply for such other Purposes, and every Person who, having agreed with the Company for a Supply of Water for any other than domestic Purposes, shall use the same for any Purposes other than the Purposes so agreed upon, or shall by any Act or Omission cause the Waste of the Water so supplied by the Company, shall respectively for

every

every such Offence forfeit and pay to the Company any Sum not exceeding Five Pounds.

Penalty for affixing Tubes to Company's Mains, &c. for washing of Windows, &c.

LII. It shall not be lawful for any Owner or Occupier of any House supplied with Water by the Company, without the Consent of the Company, to affix, or permit or suffer to be affixed, to any of the Mains or other Pipes of the Company, or to any Service Pipe of such Owner or Occupier, any Gutta Percha or other Tubes or Pipes for the Purpose of washing Windows or Fronts of Houses or other Buildings, or the Pavement or Roads adjacent thereto, or for any other Purpose whatsoever; and any Person who shall act contrary to this Enactment shall for every such Offence forfeit to the Company any Sum not exceeding Forty Shillings.

Power to stop Supply of Water in case of Waste.

LIII. If any Person supplied with Water by the Company wilfully do or cause or knowingly permit to be done anything in contravention of the Provisions of this Act with respect to the Waterworks or the Supply of Water, or wilfully neglect to do anything which under these Provisions ought to be done for the Prevention of the Waste, Misuse, undue Consumption, or Contamination of the Water of the Company, the Company may turn off the Water supplied by them to such Person, and cease to supply Water to such Person, until the Act complained of be remedied, and any Penalty incurred thereby be paid.

Supply of Water to Local Board for watering Roads and Streets.

LIV. The Company shall from Time to Time, when required by the Local Board, supply sufficient Water for the Purpose of watering the Roads and Streets within the District of the same Board, not exceeding in any One Day One hundred and fifty Tons or Thirty-three thousand six hundred Gallons of Water, and such Local Board shall pay to the Company at and after the Rate of Three Halfpence for every Ton of Water so supplied; and the same Board shall also pay to the Company all the Costs and Expenses to be incurred for the Pillars or Hydrants proper or necessary to be erected and fixed for the Purpose aforesaid, and for repairing or renewing the same from Time to Time as Occasion may require; or in case the Company shall be required by the Local Board to erect and fix such Pillars and Hydrants, and repair and renew the same, at their own Costs and Expense, then the said Local Board shall pay to the Company at and after the Rate of Twopence for every Ton of Water so to be supplied as aforesaid, in lieu of the above-mentioned Sum of Three Halfpence.

Company to supply Water at reduced Rates to small Tenements, when

LV. The Company, in order to enable the Local Board to exercise the Power given them by the Seventy-sixth Section of "The Public Health Act, 1848," (but in exercise of such Power only,) shall from Time to Time, when required by the Local Board for that Purpose, supply sufficient

sufficient Water to any House within the District of the same Board for culinary or domestic Purposes, at a Rate not exceeding Twopence a Week; provided such House shall not be rated for the Relief of the Poor at a greater Rate than Five Pounds *per Annum*, and that such Apparatus or Means are adopted to prevent Waste or improper Use of the Water as shall be satisfactory to the Company's Engineer. Water required by Local Board.

LVI. Whenever the said Local Board or any Person neglects to pay any Rate or Sum due to the Company, and such Rate or Sum does not exceed Fifty Pounds, the Company may recover the same, with full Costs of Suit, in any Court of competent Jurisdiction; and the Remedies of the Company under this Enactment shall be in addition to their other Remedies for the Recovery of such Rate or Sum. Power to Company to sue for Rates.

LVII. All Water Rates or Rents due to the Company, and all Damages, Costs, and Expenses by this Act or any Act incorporated herewith directed to be paid, and the Amount whereof shall not be disputed, may be levied by Distress, and any Justice, on Application, may issue his Warrant accordingly. Recovery of Rates by Distress, when not disputed.

LVIII. Any Number of Names and Sums may be included in any Warrant of Distress or Notice obtained or given by the Company for any of the Purposes of this Act, and may be stated either in the Body of the Warrant or Notice or in a Schedule thereto. Several Names, &c. in One Warrant.

LIX. Any Justice who issues any such Warrant of Distress may order that the Costs of the Proceedings for the Recovery of such Rate or Sum shall be paid by the Person liable to pay such Rate or Sum, and such Costs shall be ascertained by the Justice, and shall be included in the Warrant of Distress for the Recovery of such Rate or Sum. Costs of Distress.

LX. No Justice or Judge of any County Court shall be disqualified from acting in the Execution of this Act by reason of his being liable to any Rate, Rent, or Charge under this Act. Justices, &c. not disqualified by reason of being Ratepayers.

LXI. Nothing contained in this Act or in any of the Acts herein referred to shall authorize the Company to take, use, or in any Manner interfere with any Land, Soil, Tenements, or Hereditaments, or any Rights in respect thereof, belonging to the Queen's most Excellent Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, on behalf of Her Majesty, first had and obtained for that Purpose, (which Consent such Commissioners are hereby respectively authorized to give,) or shall take away, prejudice, diminish, or alter any of the Estates, Rights, Privileges, Powers, or Authorities vested in Saving Rights of the Crown.

or enjoyed or exercisable by the Queen's Majesty, Her Heirs or Successors.

Saving Rights of Lords of Admiralty.

LXII. Nothing in this Act contained shall empower the Company to take, enter upon, or in any Manner interfere with any Land or Hereditaments belonging to or vested in the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, without the previous Consent of the said Commissioners, to be signified in Writing under the Hand of the Secretary of the Admiralty.

Expenses of Act.

LXIII. All Costs, Charges, and Expenses of and incident to the Application for and passing of this Act shall be paid by the Company.

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