CHAPTER cxlii.

An Act to amend "The Dublin Corporation Waterworks Act, 1861;" and for other purposes. [16th July 1874.]

A.D. 1874.

WHEREAS by "The Dublin Corporation Waterworks Act, 1861," the lord mayor, aldermen, and burgesses of Dublin, herein-after referred to as "the Corporation," were authorised to construct additional waterworks for the purpose of providing an improved supply of water from the river Vartry, in the county of Wicklow, to the inhabitants of the city of Dublin and the several towns and places mentioned in the said Act, and called therein the extra-municipal district:

24 & 25 Vict. c. clxxii.

And whereas by "The Dublin Corporation Waterworks Amendment Act, 1863," the said first-recited Act was amended, and additional powers were conferred upon the Corporation in relation to the works authorised by the said first-recited Act:

26 & 27 Vict. c. lxxviii.

And whereas by "The Dublin Corporation Waterworks Acts (Amendment Act), 1866," further and additional powers were conferred upon the Corporation in relation to the said works:

29 & 30 Vict. c. xxiii.

And whereas by "The Dublin Corporation Waterworks Act, 1870," the said powers and authorities of the Corporation in relation to the said works were further extended and enlarged:

33 & 34 Vict. c. xcvi.

And whereas by "The Dublin Corporation Waterworks Act, 1861," the "Waterworks Clauses Act, 1847," was incorporated therewith, except the sections with respect to the payment and recovery of the water rates, and except the sections with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit:

24 & 25 Vict. c. clxxii. and 10 & 11 Vict. c. 17.

And whereas under clauses 35, 36, and 37 of "The Waterworks Clauses Act, 1847," relating to the supply of water, the owners of property, under certain terms and conditions prescribed by that Act, may demand a supply of water from the Corporation, and it might be inconvenient or physically impracticable in certain portions of the district, as defined by "The Dublin

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Corporation Waterworks Act, 1861," to carry such provisions into effect:

And whereas, owing to occasional irregularity or unavoidable delay in the collection of the water rates duly assessed and leviable from time to time, the Corporation has been necessitated to obtain temporary advances from bankers, and doubts have arisen whether interest on the same could be legally paid out of the rates so assessed and leviable as aforesaid:

And whereas it is expedient to amend the operation of clauses thirty-five, thirty-six, and thirty-seven of the said "Waterworks Clauses Act, 1847," as incorporated in the said Act of 1861, and to authorise the Corporation to pay interest on advances made to them in certain cases:

And whereas the objects and purposes of this Act 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:

Short title.

1. This Act may be cited for all purposes as "The Dublin Corporation Waterworks Act, 1874."

Parts of 10 & 11 Vict. c. 17. not to apply to undertaking.

2. Under the fourth section of "The Dublin Corporation Waterworks Act, 1861," "The Waterworks Clauses Act, 1847," was incorporated therewith, except the sections with respect to the payment and recovery of the water rates, and except the sections with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit: Clauses thirty-five, thirty-six, and thirty-seven of the said "Waterworks Clauses Act, 1847," as incorporated in "The Dublin Corporation Waterworks Act, 1861," shall not apply to any extra-municipal district defined in the Act of 1861, except the districts included in the townships of Pembroke, Blackrock, Kingstown, as proposed to be extended by an Act of the present session, Dalkey, Killiney and Ballybrack, Bray, Kilmainham, and Clontarf: Provided always, that the Corporation shall not hereafter have power to oppose any persons, company, or incorporated body seeking parliamentary powers to obtain a water supply for any place or district excluded hereby, and the Corporation shall be bound, should any persons or associated body of persons resident in such district apply to the Corporation for a domestic supply of water on condition of their laying down the requisite pipes and mains for conveying such water from the mains or tanks of the

Corporation at their own expense, to give the parties so applying water from the Corporation mains for distribution and use in the district to the same extent and at the average charge, not exceeding sixpence per one thousand gallons, now charged or hereafter to be charged to the townships now supplied with water by the Corporation: Provided further, that the Corporation shall not be bound to afford such supply if their so doing would endanger their power to maintain and fulfil their obligations to supply the city of Dublin and the extra-municipal districts with water: Provided further, that any pipes or mains laid down under the provisions of this Act by the Corporation, or by any person or persons other than the Corporation acting under their authority, shall be laid down and maintained in accordance with and subject to the provisions of "The Dublin Corporation Waterworks Act, 1861," and "The Waterworks Clauses Act, 1847," incorporated therewith.

As to payment of interest in certain cases.

3. The Corporation are hereby authorised and empowered to pay interest on temporary advances made as herein-before recited: Provided always, that such advances shall not be made or applied for in any current half year to an amount exceeding three thousand pounds, or in the aggregate to an advance that at any one time shall exceed five thousand pounds, and interest thereon shall not be payable at a higher rate than the current bank rate at the time being.

Expenses of Act.

4. All costs, charges, and expenses of applying for, obtaining, and passing this Act, or preparatory or incidental thereto, shall be paid by the Corporation out of the rates, rents, or income arising from the supply of water to the said borough of Dublin and to all and every of the said extra-municipal districts or places.

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