ANNO DECIMO SEXTO

VICTORIÆ REGINÆ.

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Cap. xlix.

An Act to enable the *Edinburgh* Water Company to raise a further Sum of Money; and for other Purposes. [14th *June* 1853.]

WHEREAS the *Edinburgh* Water Company (herein-after styled the Company) have for several Years past supplied the City of *Edinburgh*, the Town and Port of *Leith*, and Places adjacent, with Water for domestic and other Purposes: And whereas by "The *Edinburgh* Water Company's Act, 1847," the Acts theretofore passed relating to the Company were consolidated, and the Company were of new incorporated, with the Powers and Authorities and for the Purposes therein mentioned: And whereas under the said recited Act the Capital of the Company was appointed to be Two hundred and seventy-six thousand Pounds, and under the same Act they were authorized to raise a further Sum by Mortgage or Bond not exceeding in the whole the Sum of One hundred and thirty-three thousand Pounds: And whereas the Company have raised and expended for the Purposes of their Acts the whole of the Money so authorized to be raised as aforesaid: And whereas the Company have, in carrying the Purposes of their Acts into execution, incurred Debts, which are now due and owing, in addition to the Sums raised on Mortgage or Bond; and, inasmuch as they will have to incur a further Expenditure in completing their Undertaking, it is necessary

that they should be authorized to raise a further Sum of Money to provide for the same, and for paying off from Time to Time the Monies due by them: And whereas by the said recited Act it is provided, that, in order to satisfy the Requirements of "The Waterworks Clauses Act, 1847," as to a constant Supply of Water, the Company should, at the Period therein mentioned, keep their Main Pipes charged with Water so as to afford a constant Supply of Water under Pressure; but it is necessary that further Provision should be made with respect to such constant Supply: And whereas the Purposes 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,

Short Title.

I. That in citing or referring to this Act for any Purpose whatsoever it shall be sufficient to use the Expression "The *Edinburgh* Water Company's Act, 1853."

Power to raise Money by the Creation of new Shares for Payment of Debt.

II. That for the Purpose of paying off and discharging the Debts now due by the Company, and for completing and carrying into full Effect the Purposes of the Company, it shall be lawful for the Company to raise, by creating new Shares, in addition to their existing Capital, a further Sum of Money not exceeding in the whole the Sum of Forty-six thousand Pounds, in Shares of Six Pounds Five Shillings each, which shall be denominated "The *Edinburgh* Water Company New Quarter Stock."

New Capital to be subject to same Liabilities, &c. as original Capital.

III. That, except as by this Act otherwise provided, the new Shares created under the Authority of this Act, and the Subscribers and Proprietors of such new Shares, shall be subject and entitled to the same Powers, Provisions, Forfeitures, Liabilities, Rights, Privileges, and Incidents whatsoever in all respects as if the new Capital were a Part of the original Stock of the Company, and the new Shares had formed Part of such original Stock; and in the event of the Rights, Powers, and Property of the Company being transferred to "The *Edinburgh and Leith* Water Trust," under the Provisions of the said recited Act, the Holders of the said New Quarter Stock shall be entitled to the same Amount or Rate of annual Dividend as the Holders of the said original Stock, to be fixed, paid, and secured in the Manner provided by the said recited Act.

Allocation of new additional Capital.

IV. That in order to allocate or divide the additional Capital of Forty-six thousand Pounds authorized to be raised by this Act, every Person holding One Share of Twenty-five Pounds of the original Stock

Stock of the Company and One Share of Twelve Pounds Ten Shillings of the new Stock of the Company, or the same Amount in Value of both or either of the said respective Stocks, shall be entitled to One Share of the said additional Capital Stock by this Act authorized to be raised; and the said New Quarter Stock shall be payable by such Calls or Instalments and at such Periods as the Directors of the Company shall fix and determine; and in case any Proprietor of the existing Stock shall fail to declare his Acceptance of the said New Quarter Stock, or shall have failed to pay the First Call thereon at the Time appointed by the Directors, then the Proportion of such New Quarter Stock corresponding to the Shares of the existing Stock held by such Proprietor so failing to declare his Acceptance of the same shall be placed at the Disposal of the said Directors, and be disposed of or sold by them in such Manner as they shall think proper, for the Benefit of the Company.

Scale of voting.

V. That the Proprietors of the said New Quarter Stock shall have the same Number of Votes in the Company in respect of every Sum of Twenty-five Pounds Sterling of such Stock held by them respectively as the Holders of a like Amount of Stock in the ordinary Share Capital of the Company.

Capital of the Company defined.

VI. That from and after the passing of this Act the Capital of the Company shall consist of the said Two Sums of Two hundred and seventy-six thousand Pounds and Forty-six thousand Pounds, making together a Capital of Three hundred and twenty-two thousand Pounds.

Cisterns to be supplied with proper Ball and Stop Cock.

VII. That every Person supplied with Water shall, when required by the Company, provide a proper Cistern to hold the Water with which he shall be so supplied, with a Ball and Stop Cock in the Pipe bringing the Water from the Works of the Company to such Cistern, and shall keep such Cistern, Ball and Stop Cock, in good Repair, so as effectually to prevent the Water from running to waste; and in case any such Person shall, when required by the Company, neglect to provide such Cistern, Ball or Stop Cock, or to keep the same in good Repair, the Company may cut off the Pipe or turn off the Water from the Premises of such Person until such Cistern, and Ball and Stop Cock, shall be provided or repaired, as the Case may require.

Penalty on Persons suffering Cisterns to be out of Repair.

VIII. That every Person supplied with Water by the Company who shall suffer any such Cistern, Ball or Stop Cock, to be out of Repair, so that the Water supplied to him by the Company shall be wasted, shall forfeit to the Company for every such Offence a Sum not exceeding Five Pounds.

IX. That

Expenses of Act.

IX. That all the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act shall be paid by the Company.

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