Commencement and citation.

**35.** These regulations shall come into operation on the thirtieth day of April, nineteen hundred and forty-nine, and may be cited as the Gas (Stock) Regulations, 1949.

Dated this fourteenth day of April, nineteen hundred and forty-nine.

*Hugh Gaitskell,*
Minister of Fuel and Power.

We approve these Regulations.

*Wm. Hannan,*
*Richard Adams,*
Two of the Lords Commissioners of His Majesty's Treasury.

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EXPLANATORY NOTE

*(This note is not part of these regulations, but is intended to indicate their general purport.)*

These regulations make provision for the issue, transfer, dealing with, and redemption, of British Gas Stock created and issued under section 43 of the Gas Act, 1948.

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## (xii) TESTING

# The Gas (Testing) Regulations, 1949

## 1949 No. 789

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| *Made* - - - - | *22nd April,* 1949 |
| *Laid before Parliament* | *25th April,* 1949 |
| *Coming into Operation* | *1st May,* 1949 |

The Minister of Fuel and Power (in these regulations referred to as "the Minister"), in exercise of the powers conferred upon him by section fifty-five of the Gas Act, 1948,(a) (in these regulations referred to as "the Act"), and of all other powers him enabling, hereby makes the following regulations:—

Testing places.

**1.**—(1) The places at which tests of the gas supplied by Area Boards for the purpose of ascertaining whether it conforms with the standards prescribed under section fifty-five of the Act are to be made by a person appointed by the Minister under subsection (2) of that section (in these regulations referred to as a "gas examiner") shall be those specified in directions given by the Minister.

(2) Area Boards shall provide such premises, apparatus and equipment for the purpose of carrying out such tests as aforesaid as may be specified in directions given by the Minister, and shall maintain the same to the satisfaction of the Minister.

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(a) 11 & 12 Geo. 6. c. 67.

(3) Until it is otherwise provided by directions given under the foregoing paragraphs, the places at which tests are to be made of gas supplied by an Area Board and the premises, apparatus and equipment to be provided and maintained by an Area Board shall be the places, premises, apparatus and equipment prescribed by provisions in force immediately before the vesting date in relation to each undertaker whose property, rights, liabilities and obligations are vested in that Area Board.

Presence of Area Board representatives at tests.

**2.** On any occasion on which a gas examiner tests the gas supplied by an Area Board, a representative of the Board may be present but he shall not interfere in any way with any test. The gas examiner shall, where the testing place is situated elsewhere than at the gas-works, give the Area Board reasonable notice of the time at which he will attend at the testing place.

Publication of results of tests.

**3.** The Minister will, in respect of the tests of gas supplied by an Area Board in any part of the area supplied by them during any quarter, send to that Board, and to the Consultative Council for the area of that Board, a quarterly statement relating to the tests carried out in that part during that quarter, and that Board shall—

(*a*) cause the quarterly statement last issued relating to any such part as aforesaid to be made available to the public by exhibiting a copy thereof in a prominent position at each of their offices and showrooms within that part, and shall forward a copy to any consumer in that part of the area at his request; and

(*b*) cause the following notification to be printed on each consumer's gas account rendered after the issue of the first quarterly statement:—

"*Gas Act, 1948*

Regulations under the above Act require an Area Board to send to any consumer at his request a copy of a statement issued by the Minister of Fuel and Power relating to the tests of the gas supplied to the consumer during the preceding quarter."

Powers of entry.

**4.** Any gas examiner and, if duly authorised in writing for the purpose, any other officer of the Ministry of Fuel and Power may enter on any premises of an Area Board for the purposes of section fifty-five of the Act.

Interpretation.

**5.**—(1) In these regulations the following expressions have the meanings hereby assigned to them respectively, that is to say:—

"the Act" means the Gas Act, 1948;

"gas examiner" has the meaning assigned by paragraph (1) of regulation one;

"quarter" means the period of three months in any year beginning on the first day of January, the first day of April, the first day of July or the first day of October;

"the Minister" means the Minister of Fuel and Power.

(2) Expressions to which meanings are assigned by the Act or by these regulations shall, unless the context otherwise require, bear the same meanings in any instrument issued under the provisions of these regulations.

(3) The Interpretation Act, 1889,(a) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

Commencement and citation.

**6.** These regulations shall come into operation on the first day of May, nineteen hundred and forty-nine, and may be cited as the Gas (Testing) Regulations, 1949.

Dated this twenty-second day of April, nineteen hundred and forty-nine.

*Hugh Gaitskell,*
Minister of Fuel and Power.

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## EXPLANATORY NOTE

(*This note is not part of these regulations, but is intended to indicate their general purport.*)

1. These regulations provide, in relation to any part of the area supplied by an Area Board, for the places at which tests of the gas are to be carried out and the premises, apparatus and equipment which the Area Board are required to provide and maintain. The relevant provisions of any prescription in force immediately before the vesting date will continue in operation until modified or replaced by directions given by the Minister under the regulations (reg. 1).

2. Provision is also made for persons representing the Area Board concerned to be present at such tests (reg. 2), and for gas examiners and other authorised persons to enter on property of Area Boards for testing purposes etc. (reg. 4).

3. The Minister will send to each Area Board and Consultative Council quarterly statements relating to tests carried out in each part of their area. Area Boards are required to exhibit these statements in that part of their area to which they relate and to send copies to consumers therein at their request (reg. 3).

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(a) 52 & 53 Vict. c. 63.