CHAP. xxxv.

An Act for conferring further powers on the Corporation of the city of Glasgow in relation to their Gas Undertaking; and for other purposes. [25th May 1871.]

A.D. 1871.

WHEREAS by the Glasgow Corporation Gas Act, 1869, the undertakings of the gas companies therein named were transferred to and vested in the lord provost, magistrates, and council of the city of Glasgow (in this Act called the Corporation), and the Corporation were thereby empowered to manufacture gas and to supply gas for public and private purposes in the city of Glasgow and its neighbourhood: 32 & 33 Vict. c. lviii.

And whereas it is expedient that the Corporation be empowered to take additional lands and erect thereon additional gasworks, and to dispose of existing gasworks, and that divers other powers be conferred on the Corporation in relation to their gas undertaking:

And whereas the objects aforesaid cannot be attained without the authority of Parliament:

And whereas plans describing the lands proposed to be taken compulsorily under this Act, and a book of reference thereto containing the names of the owners or reputed owners, lessees or reputed lessees, and occupiers of those lands, have been deposited with the principal sheriff-clerk of the county of Dumbarton (which are in this Act referred to as the deposited plans, sections, and book of reference):

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,)

1. This Act may be cited as the Glasgow Corporation Gas Act, 1871. Short title.

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Provisions of general Acts herein named incorporated.

2. The following enactments (as far as they are applicable for the purposes of and not inconsistent with this Act) are hereby incorporated with this Act (namely):

The Lands Clauses Consolidation (Scotland) Act, 1845;

The Lands Clauses Consolidation Acts Amendment Act, 1860.

Interpretation of terms.

3. With respect to the interpretation of terms in this Act, the following provisions shall have effect (namely):

"The Corporation" means the lord provost, magistrates, and council of the city of Glasgow:

"The Gas Act of 1869" means the Glasgow Corporation Gas Act, 1869:

"Sheriff" means the sheriff of the county of Dumbarton or either of his substitutes:

Terms to which meanings are assigned in enactments incorporated with this Act, or which have therein special meanings, have in this Act the same meanings.

Power to take lands in schedule.

4. Subject to the provisions of this Act, the Corporation may enter on, take, and use such of the lands described in the deposited plans and book of reference as they from time to time require for the purposes of their gas undertaking.

Power to erect gasworks.

5. The Corporation may, on lands taken under this Act, make and maintain gasworks, gasometers, retorts, machinery, apparatus, buildings, approaches, roads, works, and conveniences, and manufacture and store gas and the several matters producible from the residual products arising or resulting from the manufacture of gas, and generally carry on the operations and works which are carried on by corporations and companies who manufacture and supply gas for public and private lighting.

Gasworks not to be erected, except on lands in schedule.

6. The Corporation shall not, by virtue of this Act, make works for the manufacture of gas, or store gas on any lands other than those described in the schedule to this Act.

Correction of errors, omissions, &c.

7. If any omission, mis-statement, or erroneous description is found to have been made of any lands, or of any owners, lessees, or occupiers of any lands, described or intended to be described in the deposited plans or book of reference, the Corporation may apply to the sheriff for the correction thereof after giving ten days' notice to the owners of the lands affected by the proposed correction; and if it appears to the sheriff that the omission, mis-statement, or erroneous description arose from mistake, he shall certify the same accordingly, stating the particulars of the omission, mis-statement, or erroneous description, and such certificate shall be deposited with the principal sheriff-clerk of the county of Dumbarton, and shall be

kept by him along with the other documents to which it relates, and subject and according to the same enactments and provisions as apply to those other documents, and thereupon the deposited plan or book of reference shall be deemed to be corrected according to the certificate, and the Corporation may enter on, take, hold, and use those lands accordingly. A.D. 1871.

Power to take addition lands by agreement.

8. The Corporation may from time to time, for purposes of their gas undertaking, purchase by agreement any lands in addition to lands which they are authorised to take by compulsion, and the Corporation may hold the same not exceeding in the whole at one time ten acres.

Power to agree for easements, &c.

9. The Corporation may take by agreement, and any person, by the Lands Clauses Consolidation (Scotland) Act, 1845, or otherwise enabled to sell lands, may grant to them for the purposes of this Act any easement, interest, right, or privilege in, over, affecting, or belonging to lands at a yearly rent or otherwise; but in the case of a person not enabled otherwise than by the Lands Clauses Consolidation (Scotland) Act, 1845, to sell lands then subject and according to the provisions relative to the taking of lands by agreement contained in that Act and the Lands Clauses Consolidation Acts Amendment Act, 1860, for which purpose any such term, estate, easement, interest, right, or privilege shall be deemed lands within the meaning of those Acts.

Power to apply authorised capital.

10. The Corporation may apply, for purposes of this Act, any money raised or authorised to be raised under the Gas Act of 1869, and not required for purposes of that Act.

New lands to be security for mortgages, &c.

11. The Corporation, in borrowing for purposes of the Gas Act of 1869 and this Act, may make and grant mortgages and assignations of the lands, property, and works to be acquired and made by the Corporation under this Act, as well as of the lands, property, and works vested in the Corporation by the Gas Act of 1869, and the several holders of funded debt of the Corporation created under the Gas Act of 1869 shall be deemed to hold, by virtue of this Act, a mortgage or assignation of the lands, property, and works to be acquired and made by the Corporation under this Act, as well as of the lands, property, and works vested in the Corporation by the Gas Act of 1869.

Power to discontinue Townhead Gasworks.

12. The Corporation may, if they think fit, abandon and discontinue the gasworks commonly known as the Townhead Gasworks, in the city parish of Glasgow, erected on land bounded as follows, (namely,) on the north by Mason Street, on the south by Rottenrow, on the east by Kirk Street, and on the west by Weaver Street; and

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section eighty of the Gas Act of 1869 shall apply to the money received by the Corporation for those works and the buildings thereon, and the materials of those buildings.

Expenses of Act.

13. The costs, charges, and expenses preliminary to, and of and incidental to the preparing, applying for, obtaining, and passing of this Act, shall be paid by the Corporation.

The SCHEDULE.

Lands on which New Gasworks may be erected.

The lands in the parish of New or East Kilpatrick in the county of Dumbarton, situated and lying between and in an area bounded as follows; (that is to say,) by a line commencing at a point on the east side of the road leading from Skaethorne Road to Dawsholm Farm, thirty yards or thereby from its junction with Skaethorne Road, where the south boundary of the ground belonging to or reputed to belong to Sir George Campbell, Baronet, of Succoth, and acquired or proposed to be acquired by the North British Railway Company for their Stobcross line of railway, authorised by the Edinburgh and Glasgow Railway (Extensions) Act, 1864, and by the subsequent Acts relating to the North British Railway Company, intersects the east side of the road leading to Dawsholm Farm, and proceeds in an easterly direction along the south boundary of the said ground belonging to or reputed to belong to Sir George Campbell, Baronet, of Succoth, and acquired or proposed to be acquired by the North British Railway Company for their said Stobcross line of railway till it meets the south boundary of the Glasgow, Dumbarton, and Helensburgh section of the North British Railway at a point about eighty-five yards or thereby from the centre of the river Kelvin; thence along the south boundary of the Glasgow, Dumbarton, and Helensburgh Railway to the centre of the river Kelvin, thence southwards and south-westwards along the centre of the river Kelvin to the north side of the bridge, carrying the said Skaethorne Road across the said river Kelvin; thence along the north and west side of said road to a point where it joins the road leading to Dawsholm Farm; thence along the east side of said road till it reaches the point from which it commenced.

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