CHAPTER xxix.

An Act to empower the mayor aldermen and citizens of Oxford to construct additional waterworks to confer further financial and other powers upon the Corporation and for other purposes. [2nd July 1928.]

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WHEREAS the city and county borough of Oxford (in this Act called "the city") is a municipal and county borough to which the Municipal Corporations Acts apply and the mayor aldermen and citizens of Oxford acting by the council (hereinafter called "the Corporation") are the urban sanitary authority of the city under the Public Health Acts:

And whereas the Corporation are the owners of waterworks and under the provisions of the Oxford (Corporation) Waterworks Acts 1875 and 1885 and subsequent Acts and Orders carry on a water undertaking and supply water within the city and in certain parishes in the neighbourhood thereof in the counties of Oxford and Berks:

And whereas the water supply of the Corporation is mainly derived from the Thames and the supply from the existing waterworks of the Corporation is inadequate to meet the present and growing demands upon their water undertaking and it is expedient that the Corporation should be empowered to obtain an additional supply of water from the Thames and to construct additional waterworks and to acquire lands and easements for the purposes thereof and for the general purposes of their water undertaking:

[*Price 2s. Net.*]

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And whereas it is expedient to extend the limits of the Corporation for the supply of water and to confer further powers upon them in relation to their water undertaking :

And whereas it is expedient that the other provisions contained in this Act should be enacted :

And whereas the purposes of this Act cannot be effected without the authority of Parliament :

And whereas estimates have been prepared by the Corporation for the purposes hereinafter mentioned and such estimates are as follows :—

	£
For the construction of the waterworks authorised by this Act - - -	300,000

And whereas the several works included in such estimates respectively are permanent works and it is expedient that the cost thereof should be spread over a term of years :

And whereas in relation to the promotion of the Bill for this Act the requirements of the Borough Funds Acts 1872 and 1903 have been observed :

And whereas plans and sections showing the lines and levels of the works authorised by this Act and a book of reference to those plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act have been duly deposited with the respective clerks of the peace for the city and county borough of Oxford for the county of Berks and for the county of Oxford and are in this Act respectively 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 King'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) :—

PART I.

PRELIMINARY.

Short and collective titles.

1.—(1) This Act may be cited as the Oxford Corporation (Water &c.) Act 1928.

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(2) The Oxford (Corporation) Waterworks Acts 1875 and 1885 the Oxford Order 1899 the Oxford Water Order 1910 the Oxford Corporation Act 1925 the Oxford Order 1927 and this Act may be cited together as the Oxford Corporation Waterworks Acts 1875 to 1928.

Division of Act into Parts.

2. This Act is divided into Parts as follows :—

Part I.—Preliminary.

Part II.—Water.

Part III.—Town planning.

Part IV.—Financial.

Part V.—Miscellaneous.

Incorporation of Acts.

3. The following Acts and parts of Acts (so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act (namely) :—

(1) The Lands Clauses Acts with the following exception and modification :—

(*a*) Section 127 of the Lands Clauses Consolidation Act 1845 (relating to the sale of superfluous lands) is not incorporated with this Act;

(*b*) The bond required by section 85 of the Lands Clauses Consolidation Act 1845 shall be under the corporate seal of the Corporation and shall be sufficient without the addition of the sureties mentioned in that section :

(2) The Waterworks Clauses Act 1847 except—

(*a*) the words " with the consent in writing " of the owner or reputed owner of any such " house or of the agent of such owner " in section 44;

(*b*) sections 75 to 82 (with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit); and

(*c*) section 83 (with respect to the yearly receipt and expenditure of the undertakers) :

(3) The Waterworks Clauses Act 1863 : and

(4) The provisions of the Railways Clauses Consolidation Act 1845 with respect to the

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temporary occupation of lands near the railway during the construction thereof and in such provisions for the purposes of this Act "the railway" means the waterworks authorised by this Act and "the centre of the railway" means the centre of such waterworks respectively.

Interpretation of terms.

4.—(1) In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction.

(2) In this Act unless the subject or context otherwise requires—

"The Corporation" means the mayor aldermen and citizens of Oxford;

"The city" means the city of Oxford;

"The council" means the council of the city;

"The town clerk" and "the treasurer" mean respectively the town clerk and the treasurer of the city and include any person duly authorised to discharge temporarily the duties of those offices;

"The tribunal" means the tribunal or other authority to whom any question of disputed purchase money or compensation under this Act is referred in pursuance of the Acquisition of Land (Assessment of Compensation) Act 1919;

"The Lands Clauses Acts" means the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act 1919 and by this Act;

"The waterworks" means the waterworks authorised by this Act;

"The water undertaking" means the waterworks and the water undertaking for the time being of the Corporation;

"The water limits" means the limits for the time being of the Corporation for the supply of water;

"The general rate fund" and "the general rate" mean respectively the general rate fund and the

general rate of the city or until the date when the first new valuation list made under Part II of the Rating and Valuation Act 1925 comes into force the city fund and the city rate of the city;

"The Act of 1875" means the Oxford Corporation (Waterworks) Act 1875;

"The Act of 1885" means the Oxford Corporation (Waterworks) Act 1885;

"The Act of 1925" means the Oxford Corporation Act 1925;

"The Rating Act 1925" means the Rating and Valuation Act 1925;

"Telegraphic line" has the same meaning as in the Telegraph Act 1878;

"Thames" means the Thames as defined by section 4 of the Thames Conservancy Act 1924;

"The conservators" means the conservators of the river Thames.

PART II.

WATER.

Acquisition of lands.

5. Subject to the provisions of this Act the Corporation may for the purposes of this Act and of the water undertaking enter upon take and use all or any of the lands delineated on the deposited plans and described in the deposited book of reference.

Period for compulsory purchase of lands.

6. The powers of the Corporation for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Owners may be required to sell parts only of certain properties.

7. And whereas in the construction of the waterworks or otherwise in the exercise by the Corporation of the powers of this Act it may happen that portions only of certain properties shown or partly shown on the deposited plans will be sufficient for the purposes of the Corporation and that such portions or some other portions less than the whole can be severed from the remainder of the said properties without material detriment thereto Therefore the following provisions shall have effect:—

(1) The owner of and persons interested in any of the properties whereof the whole or part is described

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in the First Schedule to this Act and whereof a portion only is required for the purposes of the Corporation are in this section included in the term "the owner" and the said properties are in this section referred to as "the scheduled properties":

(2) If for twenty-one days after the service of notice to treat in respect of a specified portion of any of the scheduled properties the owner shall fail to notify in writing to the Corporation that he alleges that such portion cannot be severed from the remainder of the property without material detriment thereto he may be required to sell and convey to the Corporation such portion only without the Corporation being obliged or compellable to purchase the whole the Corporation paying for the portion so taken and making compensation for any damage sustained by the owner by severance or otherwise:

(3) If within such twenty-one days the owner shall by notice in writing to the Corporation allege that such portion cannot be so severed the tribunal to whom the question is referred shall in addition to the other questions required to be determined by it determine whether the portion of the scheduled property specified in the notice to treat can be severed from the remainder without material detriment thereto and if not whether any and what other portion less than the whole (but not exceeding the portion over which the Corporation have compulsory powers of purchase) can be so severed:

(4) If the tribunal determine that the portion of the scheduled property specified in the notice to treat or any such other portion as aforesaid can be severed from the remainder without material detriment thereto the owner may be required to sell and convey to the Corporation the portion which the tribunal shall have determined to be so severable without the Corporation being obliged or compellable to purchase the whole the Corporation paying such sum for the portion taken by them including compensation for any damages sustained by the owner by severance or otherwise as shall be awarded by the tribunal:

(5) If the tribunal determine that the portion of the scheduled property specified in the notice to treat can notwithstanding the allegation of the owner be severed from the remainder without material detriment thereto the tribunal may in its absolute discretion determine and order that the costs charges and expenses incurred by the owner incident to the determination of any matters under this section shall be borne and paid by the owner;

(6) If the tribunal determine that the portion of the scheduled property specified in the notice to treat cannot be severed from the remainder without material detriment thereto (and whether or not they shall determine that any other portion can be so severed) the Corporation may withdraw their notice to treat and thereupon they shall pay to the owner all costs charges and expenses reasonably and properly incurred by him in consequence of such notice:

(7) If the tribunal determine that the portion of the scheduled property specified in the notice to treat cannot be severed from the remainder without material detriment thereto but that any such other portion as aforesaid can be so severed the Corporation in case they shall not withdraw the notice to treat shall pay to the owner all costs charges and expenses reasonably and properly incurred by him in consequence of such notice or such portion thereof as the tribunal shall having regard to the circumstances of the case and their final determination think fit.

The provisions of this section shall be in force notwithstanding anything in the Lands Clauses Consolidation Act 1845 contained and nothing contained in or done under this section shall be held as determining or as being or implying an admission that any of the scheduled properties or any part thereof is or is not or but for this section would or would not be subject to the provisions of section 92 of the Lands Clauses Consolidation Act 1845.

The provisions of this section shall be stated in every notice given thereunder to sell and convey any premises.

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Extinction of private rights of way.

8. All private rights of way over any lands which the Corporation are authorised by this Act to acquire compulsorily shall as from the date of such acquisition be extinguished Provided that the Corporation shall make full compensation to all parties interested in respect of any such rights and such compensation shall be settled in manner provided by law with reference to the taking of lands otherwise than by agreement.

Compensation in case of recently acquired interest.

9. For the purposes of determining any question of disputed compensation payable in respect of lands taken under the powers of this Act the tribunal shall not award any sum of money for or in respect of any improvement alteration or building made or for or in respect of any interest in the land created after the first day of November one thousand nine hundred and twenty-seven if in the opinion of the tribunal the improvement alteration or building or the creation of the interest in respect of which the claim is made was not reasonably necessary and was made or created with a view to obtaining or increasing compensation under this Act.

Power to acquire easement compulsorily.

10. The Corporation may acquire an easement over or right of user of the private road numbered upon the deposited plans 8 in the parish of Cumnor without being obliged or compellable to purchase any greater interest therein and the provisions of the Lands Clauses Acts shall apply to such easement or right of user as if the same was included in the word "lands" in those Acts.

Acquisition of easements.

11.—(1) The Corporation may in lieu of acquiring any lands for the purposes of the waterworks where the same are intended to be constructed underground acquire such easements or rights only in such lands as they may require for such purposes (including the making maintaining repairing inspecting cleansing managing using working and obtaining access to the waterworks) and may give notice to treat in respect of such easements describing the nature thereof and the provisions of the Lands Clauses Acts shall apply to and in respect of the acquisition of such easements and rights as fully as if the same were lands within the meaning of those Acts.

(2) As regards any lands in respect of which the Corporation have acquired easements or rights only under the provisions of this section the Corporation shall not be required or entitled to fence off or sever such lands.

from the adjoining lands but the owners or occupiers for the time being shall subject to such easements or rights and any other restrictions imposed upon the owners and occupiers have the same rights to use and cultivate the said lands at all times as if this Act had not been passed.

(3) Every notice to treat for the acquisition of an easement or right or the imposition of any restriction shall either contain or be endorsed with notice of this provision.

Power to purchase additional lands by agreement.

12.—(1) Subject to the provisions of this Act the Corporation in addition to any other lands acquired by them in pursuance of this Act may by agreement purchase take on lease acquire and hold further lands for the purposes of the water undertaking but (except with the consent of the Minister of Health) the quantity of lands held by the Corporation in pursuance of this section shall not at any time exceed twenty acres and the Corporation may on all or any of such additional lands execute for the purposes of or in connection with the waterworks any of the works (other than wells and works for taking or intercepting water) and exercise any of the powers mentioned in or conferred by section 12 (Undertakers subject to provisions of this and the special Act may execute the works herein named) of the Waterworks Clauses Act 1847.

(2) Provided that the Corporation shall not create or permit the creation or continuance of any nuisance on any such lands nor erect any buildings thereon except offices and dwellings for persons in their employment and such buildings and works as may be incident to or connected with the water undertaking but the restrictions of this section shall not apply in respect of lands leased or sold by the Corporation.

Persons under disability may grant easements &c.

13. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Corporation any easement right or privilege (not being an easement right or privilege of water in which persons other than the grantors have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as

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the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Power to retain sell &c. lands.

14.—(1) Notwithstanding anything in the Lands Clauses Acts or in any other Act or Acts to the contrary the Corporation may retain hold and use for such time as they may think fit or may sell lease exchange or otherwise dispose of in such manner and for such consideration and purpose and on such terms and conditions as they may think fit and either in consideration of the execution of works or of the payment of a gross sum or of an annual rent or of any payment in any other form any lands or any interest therein acquired by them under this Act and may sell exchange or dispose of any rents reserved on the sale lease exchange or disposition of such lands or interest therein and may make do and execute any deed act or thing proper for effecting any such sale lease exchange or other disposition and on any exchange may give or take any money for equality of exchange.

(2) Provided that the Corporation shall not without the consent of the Minister of Health sell lease exchange or otherwise dispose of any such lands or any interests therein at a price or rent or for a consideration of a value less than the current market value of such lands or interests but a purchaser or lessee shall not be concerned to inquire whether the consent of the Minister is necessary or has been obtained.

(3) Nothing in this section contained shall release the Corporation or any person purchasing or acquiring any lands from them under this section from any rents covenants restrictions reservations terms or conditions made payable by or contained in any conveyance lease or other deed or instrument by which any such lands were or may hereafter be conveyed or leased to or otherwise acquired by the Corporation or any person from or through whom the Corporation may have derived or may hereafter derive title to the same but all such rents covenants restrictions reservations terms and conditions shall remain and be of as full force and effect and may be recovered exercised enjoyed and enforced in like manner and to the same extent as if this Act had not been passed.

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Proceeds of sale of surplus lands.

15.—(1) So long as any lands remain to be acquired by the Corporation under the authority of this Act they may so far as they consider necessary apply any capital moneys received by them on the re-sale or exchange of or by leasing any lands acquired under the authority of this Act in the purchase of lands so remaining to be acquired but as to capital moneys so received and not so applied the Corporation shall apply the same in or towards the extinguishment of any loan raised by them under the powers of this Act and such application shall be in addition to and not in substitution for any other mode of extinguishment provided by this Act except to such extent and upon such terms as may be approved by the Minister of Health.

(2) Provided that—

(*a*) the amount to be applied in the purchase of lands under this section shall not exceed the amount for the time being unexhausted of the borrowing powers conferred by or under this Act for the purpose of such purchase;

(*b*) the borrowing powers conferred by or under this Act for the purpose of such purchase shall be reduced to the extent of the amount applied in the purchase of lands under the provisions of this section.

Power to hold lands and exercise powers for protection of waters.

16.—(1) For the purpose of protecting against pollution nuisance encroachment or injury any of the waters which the Corporation are empowered to take the Corporation may by agreement purchase take on lease or otherwise acquire any lands easements or rights and may hold such lands and any other lands which the Corporation may have acquired for the purposes of the water undertaking so long as they shall deem it necessary or expedient for those purposes:

Provided that the Corporation shall not create or permit the creation or continuance of any nuisance on any lands acquired under this section nor erect any buildings thereon except offices and dwellings for persons in their employment and such buildings and works as may be incident to or connected with the water undertaking but the restrictions of this section as to the erection of buildings shall not apply in respect of lands leased or sold by the Corporation.

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(2) The Corporation may in and upon the lands referred to in subsection (1) of this section construct and lay down drains sewers watercourses catchpits and other works and conveniences necessary or proper for the purpose of intercepting or taking all foul waters arising or flowing upon such lands or necessary or proper for preventing the water which the Corporation are empowered to take from being polluted and the Corporation may for the purposes aforesaid carry any such drain sewer or watercourse under across or along any street or road subject and according to the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes.

(3) The Corporation may make and carry into effect agreements with the owners lessees or occupiers of any land with reference to the execution by the Corporation or by such owners lessees or occupiers of such works as may be necessary for the purpose of draining such lands or any of them or for more effectually collecting conveying and preserving the purity of the waters which the Corporation are for the time being authorised to take.

Reservation of water rights &c. on sale.

17. The Corporation on selling any lands acquired by them in connection with the water undertaking and not required for the purposes of that undertaking may reserve to themselves all or any part of the water rights or other easements belonging thereto and may make the sale subject to such reservations accordingly and may also make any such sale subject to such other reservations special conditions restrictions and provisions with respect to the use of water exercise of noxious trades or discharge or deposit of manure sewage or other impure matter and otherwise as they may think fit.

Power to make waterworks.

18. Subject to the provisions of this Act the Corporation may make and maintain in the lines and situations and upon the lands delineated on the deposited plans and described in the deposited book of reference and according to the levels shown on the deposited sections the waterworks hereinafter described:—

In the county of Berks—

Rural district of Abingdon parish of Cumnor—

Work No 1 An intake on the right bank of the Thames in the enclosure numbered 586 in

the said parish on the $\frac{1}{2500}$ Ordnance map (edition 1913) Berkshire sheet I. 12;

Work No 2 A pumping station and filter house in the enclosure numbered 609 on the said Ordnance map;

Work No 3 A sedimentation tank in the last-mentioned enclosure;

Work No 4 A settling tank in the last-mentioned enclosure;

Work No. 5 A service reservoir in the enclosure numbered 592 on the said Ordnance map;

Work No. 6 An aqueduct or line or lines of pipes commencing at Work No. 1 and terminating at Work No. 2;

Work No. 7 An aqueduct or line or lines of pipes commencing at Work No. 2 and terminating at Work No. 3;

Work No. 8 A waste water conduit commencing at Work No. 2 and terminating at Work No. 4;

Work No. 9 A waste water conduit commencing at Work No. 4 and terminating at the watercourse numbered 607 on the said Ordnance map 19 chains or thereabouts north-east of the southernmost corner of Swinford Lodge;

Work No. 10 An aqueduct or line or lines of pipes commencing at Work No. 2 and terminating at Work No. 5;

Work No. 11 A waste water conduit commencing at Work No. 5 and terminating at the stream in the enclosure numbered 609 on the said Ordnance map 37 chains or thereabouts south-east of the south-western end of Eynsham Weir.

In the Counties of Berks and Oxford—

Work No. 12 An aqueduct or line or lines of pipes in the parishes of Cumnor and North Hinksey in the rural district of Abingdon and in the city commencing in the parish of Cumnor at Work No. 5 and terminating in the city by a junction with the existing aqueduct of the Corporation at the junction of Park End Street and Hollybush Row.

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In the County of Oxford—

Work No. 13 A service reservoir in the parish of St. Giles and St. John in the city in the enclosure numbered 36 in the parish of St. Clement on the $\frac{1}{2500}$ Ordnance map (edition 1921) Oxfordshire sheet XXXIII. 16;

Work No. 14 An aqueduct or line or lines of pipes in the city commencing at Work No. 13 and terminating at the existing aqueduct of the Corporation at the junction of High Street and Catharine Street;

Work No. 15 A service reservoir in the parish of Forest Hill with Shotover in the rural district of Headington in the enclosures numbered 80 and 80a on the $\frac{1}{2500}$ Ordnance map (edition 1921) Oxfordshire sheet No. XXXIV. 13;

Work No. 16 An aqueduct or line or lines of pipes in the city in the urban district of Headington and in the said parish of Forest Hill with Shotover commencing in the city at the existing aqueduct of the Corporation at the junction of Gipsy Lane and Headington Road and terminating in the said parish at Work No. 15.

Subsidiary works.

19. The Corporation may upon lands acquired by them for the purposes of or in connection with the water undertaking whether under the provisions of this or any other Act make and maintain all such works and conveniences as they may consider necessary or convenient in connection with or subsidiary to the waterworks or the existing waterworks of the Corporation or for inspecting maintaining repairing cleansing managing working or using the same:

Provided that—

(*a*) nothing in this subsection shall exonerate the Corporation from any action indictment or other proceeding for nuisance in the event of any nuisance being caused or permitted by them;

(*b*) any electric apparatus shall be so made maintained and used as not to cause any

interference with any telegraphic line belonging to or used by the Postmaster-General or with telegraphic communication by means of such line.

Limits of deviation.

20. In the construction of the waterworks the Corporation may deviate to any extent not exceeding the limits of deviation shown on the deposited plans and where on any road no such limits are shown the boundaries of such road shall be deemed to be such limits and they may also deviate from the levels shown on the deposited sections to any extent:

Provided that no embankment for a reservoir shall be constructed at any greater height above the general surface of the ground than that shown upon the deposited sections and five feet in addition thereto and that except for the purpose of crossing over a stream or canal no part of the conduits or lines of pipes shall be raised above the surface of the ground unless and except so far as is shown upon the deposited sections.

Temporary stoppage of streets.

21.—(1) The Corporation during the execution of the waterworks may break up and also temporarily stop up and interfere with any street for the purpose of executing such works and may for any reasonable time divert the traffic therefrom and prevent all persons other than those bonâ fide going to or returning from any house in the street or to or from any allotments access to which is from the street from passing along and using the same.

(2) The Corporation shall provide reasonable access for foot passengers bonâ fide going to or returning from any such house and for persons bonâ fide engaged in or in connection with any such allotments and at all times during the execution of any such powers shall maintain a proper and sufficient access both for vehicular and pedestrian traffic to the passenger and goods stations of the Great Western Railway Company near to which any such power is being executed.

Period for completion of waterworks.

22.—(1) If the waterworks delineated on the deposited plans are not completed within a period of ten years from the passing of this Act then on the expiration of that period the powers granted by this Act for the making thereof respectively or otherwise in relation thereto shall cease except as to such of them

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or so much thereof respectively as shall then be completed.

(2) Provided that the Corporation may extend enlarge alter reconstruct renew or remove any of their works and plant and in the case of the pumping station (Work No. 2) make additional shafts machinery works and conveniences in connection with such pumping station and in the case of the aqueducts or lines of pipes authorised by this Act lay down additional lines of pipes as and when occasion may require.

Power to take water from Thames.

23. Subject to the provisions of this Act the Corporation may by means of Works Nos. 1 and 2 by this Act authorised take divert collect impound pump use and appropriate for the purposes of the water undertaking such quantity of water from the Thames as the Corporation may require:

Provided that the quantity of water to be taken by the Corporation from the Thames either by means of the waterworks or by means of the works authorised by the Act of 1875 and the Act of 1885 or by means of any other works shall not in any period of six months ending on the thirtieth day of June or the thirty-first day of December in any year exceed an average daily quantity of six million gallons or in any one day of twenty-four hours calculated from midnight to midnight exceed eight million gallons.

Ascertaining quantity of water taken by the waterworks.

24.—(1) For the purpose of ascertaining the quantity of water taken diverted collected impounded pumped or appropriated by the Corporation from the Thames by means of the waterworks the Corporation shall provide at such convenient place as may be agreed between the Corporation and the conservators or failing agreement be determined by arbitration suitable appliances to be approved by the conservators for measuring or otherwise ascertaining and recording the quantity of water so taken diverted collected impounded pumped or appropriated The said appliances shall be so provided by the Corporation before they commence to take divert collect impound pump or appropriate any water from the Thames by means of the waterworks and shall thereafter be maintained in good working order to the satisfaction of the conservators.

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(2) The Corporation shall in every week send the conservators a correct return in writing of the total quantity of water so taken diverted collected impounded pumped or appropriated from the Thames in each day in the week ending at midnight on the Saturday then last past.

(3) The engineer of the conservators and any other person from time to time authorised in writing by him or by the secretary of the conservators shall at all reasonable times have access to all or any part of the premises of the Corporation for the purpose of inspecting and checking the accuracy of the appliances to be provided in pursuance of this section and of checking the returns made by the Corporation and the Corporation shall give to such engineer or other person all necessary facilities for inspecting and checking as aforesaid.

(4) If any dispute shall arise between the conservators and the Corporation with respect to the suitability accuracy or user of the appliances to be provided by the Corporation in pursuance of this section or to the correctness of any return by this section required to be made by the Corporation or on any other question arising under this section the matter shall be referred to and determined by an arbitrator to be agreed upon or failing agreement appointed on the application of either party by the President of the Institution of Civil Engineers under and subject to the provisions of the Arbitration Act 1889.

Payments for water abstracted from Thames.

25. As from the date when the Corporation commence to take divert collect impound pump or appropriate water from the Thames by means of the waterworks by this Act authorised—

(1) The Corporation shall on the thirtieth day of June and the thirty-first day of December in every year pay to the conservators for water taken by the Corporation from the Thames whether by means of the waterworks or any other works the sums following (that is to say):—

If the water so taken during the preceding six months shall not exceed the average daily quantity (calculated as mentioned in subsection (2) hereof) of three million gallons

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the sum of three hundred and seventy-five pounds;

If the water so taken shall exceed the average daily quantity (calculated as aforesaid) of three million gallons but shall not exceed the average daily quantity of three and a half million gallons the sum of five hundred pounds;

and so on with the addition of one hundred and twenty-five pounds for every additional average daily quantity of five hundred thousand gallons or part thereof:

(2) The average daily quantity of water taken by the Corporation from the Thames in any such half-year as aforesaid shall for the purposes of this section be calculated as follows viz.:—

(*a*) The quantity of water taken by the Corporation from the Thames by means of the works authorised by the Act of 1875 and the Act of 1885 and any other works (other than the waterworks by this Act authorised) shall be deemed to be two and a half million gallons per day;

(*b*) The average daily quantity of water taken by the Corporation from the Thames in any such half-year as aforesaid by means of the waterworks by this Act authorised shall be ascertained by means of the appliances to be provided under the immediately preceding section of this Act; and

(*c*) The average daily quantity of water on which the payments to be made by the Corporation to the conservators under subsection (1) hereof shall be based shall be the total of (i) the quantity of two and a half million gallons mentioned in paragraph (*a*) hereof during such time as a supply is taken under the provisions of that paragraph and (ii) the average daily quantity of water ascertained in accordance with paragraph (*b*) hereof:

(3) The payments to be made by the Corporation to the conservators under this section shall

be made without deduction and all sums so paid shall in the hands of the conservators be free from all parliamentary parochial and other general and local taxes rates and assessments whatever:

(4) The sums to be paid by the Corporation to the conservators under this section shall be deemed to be part of the working expenses of the water undertaking within the meaning of paragraph (*a*) of subsection (1) of section 169 (Separate accounts in respect of water undertaking) of the Act of 1925.

For protection of conservators of river Thames.

26. For the protection of the conservators the following provisions shall unless otherwise agreed between the Corporation and the conservators have effect (that is to say):—

(1) In this section the expression "the Thames" shall in addition to the meaning given to that expression by the section of this Act whereof the marginal note is "Interpretation of terms" include (unless there be something in the subject or context repugnant to such construction) the bed banks and shores of the Thames and the towpath adjacent thereto:

(2) The intake (Work No. 1) and all other works (whether temporary or permanent) by this Act authorised so far as they affect the Thames shall be executed and maintained in accordance with plans elevations and sections to be submitted to and to be subject to the reasonable approval of the conservators and all such works shall be executed to the reasonable satisfaction of the engineer of the conservators:

(3) The said intake and all such other works as aforesaid affecting the Thames when commenced shall be proceeded with and completed as quickly as possible:

(4) The Corporation shall give to the conservators at least one week's notice in writing of the time and place of the commencement of any of the works authorised by this Act affecting the Thames:

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(5) The navigation of the Thames shall not be interfered with more than may be absolutely necessary in the construction and maintenance of such intake and works:

(6) The owners and masters of vessels shall not be liable to make good any damage which may be caused to any such temporary works as aforesaid except such as may arise from the wilful act or the negligence or default of such owners or masters or their servants or agents:

(7) The Corporation shall on completion of the permanent works affecting the Thames and upon reasonable notice from the conservators so to do remove any temporary works and materials for temporary works which may have been placed in the Thames by or at the instance of the Corporation and on their failing so to do the conservators may remove the same charging the Corporation with the expense of so doing and the Corporation shall forthwith repay to the conservators all expenses so incurred:

(8) All piles and other works affecting the Thames (not forming part of the permanent works) shall be drawn and not cut off:

(9) The Corporation shall during the construction of the said intake and other works affecting the Thames and on the occasion of any future repair of the said intake or works hang out and exhibit at or near to the said intake and works every night from sunset to sunrise lights to be kept burning by and at the expense of the Corporation and proper and sufficient for the navigation and the safe guidance of vessels and shall also at the like expense hang out and exhibit at or near to the said intake and works every day from sunrise to sunset such signals as may be reasonably proper and sufficient for the navigation and safe guidance of vessels and such lights and signals or any of them shall from time to time be altered by the Corporation in such manner and be of such kind and number and be so placed and used as the conservators by writing under the hand of their secretary or other authorised officer shall approve or direct

If the Corporation fail to hang out and keep burning such lights or to exhibit such signals they shall for every such failure forfeit to the conservators a sum not exceeding ten pounds and a further sum not exceeding five pounds for every day on which such failure shall continue which sums may be recovered by the conservators in a summary manner in any court of summary jurisdiction:

(10) The Corporation shall not without the previous consent of the conservators in writing under the hand of their secretary embank or encroach upon or interfere with any part of the Thames otherwise than according to plans elevations and sections reasonably approved by the conservators and no permanent embankment or encroachment shall be made except with and in accordance with the licence of the conservators pursuant to the provisions of the Thames Conservancy Acts 1894 to 1924 including the payment of consideration for the same as provided by section 109 of the Thames Conservancy Act 1894 No such licence shall be required in respect of the intake (Work No. 1) by this Act authorised and works connected therewith:

(11) The Corporation shall not (except so far as shall be necessary in the construction of the said intake and the works connected therewith) take any gravel soil or other material from the bed of the Thames without the previous consent of the conservators signified in writing under the hand of their secretary:

(12) Notwithstanding anything in this Act or the Acts incorporated herewith or otherwise the Corporation shall pay to the conservators the sum of two pounds for every month or part of a month during which all or any of the temporary works by this Act authorised shall be or remain in on or under the Thames to cover the expense of the conservators in providing superintendence under this section:

(13) Nothing in this Act contained shall prejudice alter or affect any of the rights powers authorities or privileges of the conservators:

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(14) Any difference which may arise between the Corporation and the conservators under this section shall be referred to and determined by an arbitrator to be agreed upon or failing agreement appointed on the application of either party by the President of the Institution of Civil Engineers under and subject to the provisions of the Arbitration Act 1889.

As to exercise of powers of section 75 of Thames Conservancy Act 1894.

27. The powers of section 75 (As to drawing down &c. of water) of the Thames Conservancy Act 1894 shall not be so exercised by the conservators as to interfere with or prejudice the taking of water by the Corporation from the Thames at the intake (Work No. 1) by this Act authorised by gravitation or otherwise.

For protection of Berkshire County Council.

28. For the protection of the county council of the administrative county of Berks (in this section referred to as "the county council") the following provisions shall notwithstanding anything in this Act contained and unless otherwise agreed in writing between the Corporation and the county council apply and have effect with respect to the execution of any works under or the exercise in or affecting any highway or bridge of any of the powers of this Act (that is to say):—

(1) In this section the words "bridge" and "highway" respectively mean a bridge or a highway (other than a bridge) vested in or repairable by the county council and the word "bridge" includes the roadways and footways (if any) over such bridge and the approaches thereto:

(2) All mains conduits pipes works or apparatus (all of which are in this section referred to as "apparatus") to be laid in or along any highway or in upon or across any bridge shall be constructed and laid in such position in or at the side thereof as the county council shall by writing under the hand of their surveyor reasonably direct:

(3) All apparatus to be constructed or laid in along upon or across or in any way affecting any highway or bridge shall be executed at the expense of the Corporation under the superintendence (if given) and to the reasonable satisfaction of the said surveyor and (except in

the case of service pipes and in case of emergency) in accordance with plans sections and specifications to be submitted to and reasonably approved of by him in writing before the commencement of the proposed works and six days' notice shall be given to the said surveyor of the intention to lay any service pipe in any highway except in cases of emergency when notice as aforesaid shall be given to the said surveyor as soon as possible after the beginning of the work or after the necessity for the work shall have arisen Provided that if the said surveyor shall not within twenty-one days after the said plans sections and specifications shall have been submitted so express his approval or disapproval thereof or signify his requirements in relation thereto he shall be deemed to have approved thereof :

(4) The Corporation shall not interfere with the structure of any bridge without the consent in writing of the county council under the hand of their surveyor which consent shall not be unreasonably withheld and may be given upon such conditions (not involving a money payment) as the county council may reasonably determine :

(5) Nothing in this Act shall interfere with the right of the county council to alter the level of deviate widen reconstruct or improve any highway (each of which works is in this section referred to as "a highway alteration") in or along which any apparatus has or shall have been laid or placed or to remove alter rebuild widen or repair any bridge (each of which works is in this section referred to as "a bridge alteration") in upon across or attached to which any apparatus has or shall have been placed or carried in the same manner as if this Act had not been passed :

(6) In the event of the county council at any time desiring to carry out a highway alteration the Corporation shall on receiving one month's notice in writing under the hand of the clerk or surveyor to the county council so to do alter the position of any apparatus of the Corporation laid or placed in or along the highway in the

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manner and to the extent prescribed by such notice or as in case of difference shall be determined by arbitration in manner hereinafter in this section provided and the county council shall repay to the Corporation the expenses reasonably incurred by the Corporation in effecting any such alteration of the position of any such apparatus:

(7) In the event of the county council at any time desiring to carry out a bridge alteration the Corporation shall at their own expense on receiving one month's notice in writing from the county council alter the position of any apparatus of the Corporation laid or placed in upon across or attached to the bridge in such manner and to such extent as the county council may reasonably require and the county council shall afford to the Corporation all reasonable facilities for temporarily carrying such apparatus so as not to interrupt the continuous supply of water or to diminish the pressure of such supply through such apparatus:

(8) All works of the Corporation shall be so executed as not in any way to stop or unreasonably impede or interfere with the traffic on any highway or over any bridge and all such works shall be proceeded with and completed with all possible dispatch after the commencement thereof respectively and the Corporation shall not break up at any one time any greater consecutive length than one hundred yards of any such highway:

(9) On completion of the work the highway or bridge (so far as affects the roadway over the same or any approach thereto) shall be forthwith reinstated by the Corporation to the reasonable satisfaction of the said surveyor and the Corporation shall (notwithstanding anything contained in the Waterworks Clauses Act 1847) in lieu of keeping such highway or bridge (so far as affects the roadway over the same or any approach thereto) in repair as provided by section 32 of that Act repay to the county council all reasonable expenses of and incident

to the maintenance and repair thereof (except such expenses as shall result from any negligence on the part of the county council in connection with the maintenance and repair) for the period prescribed by the said section but if any difference arises with regard thereto the same shall be settled by arbitration in manner hereinafter in this section provided:

(10) If the Corporation in the execution of any works in or affecting any highway or bridge shall cause any damage injury or disturbance to such highway or bridge and shall neglect or refuse to make good all such damage injury or disturbance in accordance with the provisions of the Waterworks Clauses Act 1847 it shall be lawful for the county council after reasonable notice in writing to the Corporation of the alleged neglect or refusal and of the works which they propose to execute to do all works necessary for making good all such damage injury or disturbance and the Corporation shall repay to the county council all costs charges and expenses which the county council shall reasonably and properly incur in carrying out such works including all reasonable expense of superintendence:

(11) The Corporation shall take all necessary steps at their own expense for protecting the public using any such highway or bridge from injury during the execution of works by the Corporation or their contractors and shall be liable for all damages or loss which may be incurred consequent upon their neglect or omission to provide such protection:

(12) The reasonable expenses of the county council or their surveyor of and in relation to any such approval of plans sections or specifications or superintendence by them or him as is referred to in this section shall be paid by the Corporation:

(13) Where for the purposes of the Corporation stopcocks valves hydrants boxes or other like apparatus shall be placed in the surface of the carriageway of any highway and the county council shall require the same to be surrounded

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or protected by sett paving or other adequate form of protection the Corporation shall at their own cost provide such protection to the reasonable satisfaction of the said surveyor and for the purposes of this section any such sett paving shall be deemed to form part of the apparatus in connection with which it is provided or required to be provided:

(14) Where by reason of a burst or defective water main conduit or pipe the flow of water from the same shall cause damage to any highway or bridge the Corporation shall forthwith make good any such damage to the reasonable satisfaction of the county council:

(15) The county council shall not except in the case of their negligence be liable for or in respect of any damage or injury done to any apparatus of the Corporation by reason of such apparatus being laid at a depth below the surface of any highway or bridge insufficient for the protection of such apparatus from injury arising from the reasonable use of any steam or other roller for the repair of such highway or bridge or from the passage of the traffic on such highway or bridge or in repairing any highway or bridge:

(16) If any question or difference arises at any time between the county council and the Corporation touching this section or anything to be done or not to be done hereunder such question or difference shall be settled by an arbitrator to be agreed upon between the parties or in default of agreement to be appointed on the application of either party (after notice to the other) by the President of the Institution of Civil Engineers and the provisions of the Arbitration Act 1889 shall extend and apply to any such arbitration.

For protection of Great Western Railway Company.

29. For the protection of the Great Western Railway Company (hereinafter referred to as "the Great Western Company") the following provisions shall unless otherwise agreed between the Great Western Company and the Corporation apply and have effect (that is to say):—

(1) So much of Work No. 12 as will be situate in Botley Road under or affecting the railway of

the Great Western Company (hereinafter in this section referred to as "the said work") shall be laid at such level as may be agreed between the Great Western Company and the Corporation and carried by means of a steel or iron pipe founded on and surrounded by a sufficient thickness of Portland cement concrete :

(2) In constructing laying down and executing and also (except in cases of emergency) in effecting the repairs renewals enlargement or alteration of the said work the same shall be done by and at the expense of the Corporation except as in this section is otherwise provided and under the superintendence (if the same be given) and to the reasonable satisfaction of the engineer of the Great Western Company and at such time or times as he shall reasonably approve and so as not to interfere with the structure of any such railway or of the bridge carrying the railway of the Great Western Company over Botley Road near Oxford station and except in cases of repair according to plans sections and particulars to be submitted to and reasonably approved by the said engineer before any such works shall be executed Provided that if the said engineer shall not signify his approval or disapproval of such plans sections and particulars within twenty-eight days after they shall have been submitted to him he shall be deemed to have approved thereof :

(3) The said work shall be constructed executed and maintained so as not to cause any injury or damage to the railway or other property of the Great Western Company or any interruption to the passage or conduct of traffic over such railway or to the pumping operations of the Great Western Company at the said bridge and if any such injury damage or interruption shall arise from the acts or operations of the Corporation or by reason of the failure of the Corporation to maintain the said work or the bursting leakage or failure of the said work all such injury or damage shall forthwith be made good by the Corporation at their own expense

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and to the reasonable satisfaction of the said engineer and the Corporation shall indemnify the Great Western Company from all claims in respect of any such injury damage or interruption and shall make compensation to the Great Western Company for and in respect thereof including compensation for any disturbance of traffic which may occur during the construction enlargement alteration or renewal of the said work:

(4) In the event of the Corporation failing to make good such injury or damage as aforesaid or failing to maintain the said work in substantial repair and good order to the reasonable satisfaction in all respects of the said engineer or in case of emergency of which the said engineer shall be the sole judge the Great Western Company may make good the same and make and do in and upon as well the lands of the Corporation (if any) as their own lands all such repairs and things as may be reasonably requisite and recover the reasonable expense thereof (including compensation payable to any workmen or their legal representatives or dependants who may be injured or killed whilst employed by the Great Western Company in and about the said work) from the Corporation:

(5) If it should be necessary during the construction of the said work or by reason of the existence of the same to alter any of the telegraph telephone or signal posts or wires or other work or apparatus belonging to or on the railway of the Great Western Company the Great Western Company may effect such alterations and the Corporation shall repay to them the reasonable expenses incurred by them in and connected with such alterations:

(6) The Corporation shall not under the powers of this Act acquire compulsorily any lands of the Great Western Company save and except that the Corporation may acquire and the Great Western Company on being required so to do by the Corporation shall sell to the Corporation such a right or easement as may be necessary to

enable the Corporation to construct and maintain the said work under the railway and other property of the Great Western Company and the Corporation shall pay to the Great Western Company for any right or easement which they may so require the Great Western Company to sell such sum as may be agreed upon or failing agreement as shall be settled by arbitration in manner provided by the Lands Clauses Acts with respect to the acquisition of lands otherwise than by agreement:

(7) The Corporation shall bear and on demand pay to the Great Western Company the reasonable expense (including compensation payable as aforesaid) of the employment by them with reference to and during the construction enlargement alteration or renewal of the said work of such inspectors signalmen or watchmen to be appointed by the Great Western Company as may be reasonably necessary for watching and protecting the said railway and the conduct of the traffic thereon and for preventing as far as may be all interference obstruction danger and accident from any of the operations or from the acts or defaults of the Corporation or their contractors or any person or persons in the employ of the Corporation or their contractors:

(8) If the Great Western Company at any time or times hereafter require under their existing powers to construct any additional or other works upon their lands or railway or to extend alter or repair their railway or other works upon across or under which the said work may have been constructed or laid the Great Western Company may after giving to the Corporation twenty-eight days' notice in writing under the hand of their secretary or general manager or in case of emergency of which the said engineer shall be the sole judge after giving such notice as is reasonably practicable divert support or carry the said work across or under their railway or other property at any other point or otherwise deal with the same in as convenient a manner as circumstances will admit and doing

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as little damage as may be and so as not to interrupt or interfere with the supply of water more than may be necessary without being liable to pay compensation in respect of such diversion supporting carrying or dealing with the said work or any such interruption or interference Provided that any works executed by the Great Western Company under this subsection shall be executed to the reasonable satisfaction of the Corporation :

(9) Any additional expense which the Great Western Company may reasonably incur in widening altering reconstructing repairing or maintaining their railway or other works under their existing powers by reason of the existence of the said work upon across or under the same shall be paid by the Corporation :

(10) Nothing in this section contained shall prejudice alter or affect the rights of the Great Western Company or the Corporation under any agreement between them relating to the mains pipes or other works of the Corporation and where the provisions of such agreement are inconsistent with the provisions of this section the provisions of the said agreement shall apply :

(11) Except as in this section otherwise expressly provided any difference arising between the Corporation and the Great Western Company respecting any of the matters referred to in this section shall be referred to and determined by an arbitrator to be appointed failing agreement at the request of either party after notice in writing to the other by the President of the Institution of Civil Engineers and subject as aforesaid the provisions of the Arbitration Act 1889 shall apply to any such reference and determination.

Application of Waterworks Clauses Act 1847.

30. The provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets shall apply with the necessary modifications to the construction laying down erection and maintenance in any streets or roads of the conduits or lines of pipes authorised by this Act and of any discharge pipes telephone or telegraph

posts wires conductors or apparatus which the Corporation may erect or lay down for the purposes of their water undertaking Provided that any telephone or telegraph posts wires conductors or apparatus erected or laid down under the provisions of this section shall not be used in contravention of the exclusive privilege conferred upon the Postmaster-General by the Telegraph Act 1869 and shall be so constructed maintained and used as to prevent interference with any telegraphic line belonging to or used by the Postmaster-General or with telegraphic communication by means of any such line Provided also that nothing in this section shall authorise the Corporation to break up any street or road belonging to or repairable by any railway company without the consent of such company which consent shall not be unreasonably withheld.

Limiting powers of Corporation to abstract water.

31. The Corporation shall not construct any works for taking or intercepting water from any lands acquired by them unless the works are authorised by and the lands upon which the same are to be constructed are specified in this or some other Act of Parliament.

Waterworks to form part of water undertaking.

32. Subject to the provisions of this Act the waterworks shall for all purposes be deemed part of the water undertaking.

Discharge of water into streams.

33.—(1) For the purpose of executing constructing enlarging extending altering repairing cleansing emptying or examining any of the waterworks the Corporation may cause the water in any such works to be discharged into any available stream or watercourse.

(2) In the exercise of the power conferred by this section the Corporation shall do as little damage as may be and shall pay compensation to all persons for all damage sustained by them by reason or in consequence of the exercise of such power the amount of compensation to be settled in case of difference by arbitration in accordance with the provisions of the Arbitration Act 1889.

(3) The powers of this section shall not be exercised so as to damage or injuriously to affect the works of any railway company.

Dwelling-houses for employees

34.—(1) The Corporation may purchase or take on lease and maintain houses and buildings for persons in their employment in connection with the water under-

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and other buildings.

taking and offices and other buildings for the purposes of that undertaking and may also erect fit up maintain and let any such buildings upon any lands for the time being belonging to the Corporation for those purposes and (subject to the terms of the lease) upon any lands for the time being leased to the Corporation for those purposes.

(2) Nothing contained in this section shall empower the Corporation to create or commit a nuisance.

Further powers in relation to water mains.

35. Subject to the provisions of this Act the Corporation shall have and may exercise the powers which a local authority would have under section 54 of the Public Health Act 1875 with respect to the carrying of water mains within and without their district and for the purposes thereof the water limits shall be deemed to be the district :

Provided that the Corporation shall not exercise such powers under or across any lands or property belonging to a railway company without the consent of such company which consent shall not be unreasonably withheld.

Extension of water limits.

36. From and after the passing of this Act the water limits shall be extended so as to include the parishes of Cutteslowe and Water Eaton in the rural district of Woodstock in the county of Oxford and the Corporation may for the purposes of the supply of water exercise within the said parishes the same powers as they are authorised to exercise under the Acts and Orders relating to the water undertaking and shall be subject to the same obligations as they are subject to in respect of water supply under the said Acts and Orders.

Limit of pressure.

37. The water supplied by the Corporation within any part of the water limits need not at any time be delivered at a pressure greater than that to be afforded by gravitation from the reservoir or other source from which the supply for that part of the water limits is taken.

Amendment of section 35 of Waterworks Clauses Act 1847.

38. The provisions of section 35 of the Waterworks Clauses Act 1847 shall in their application to the Corporation be read and construed as if the words "one-eighth part" were substituted therein for the words "one-tenth part."

Guarantees by district councils.

39.—(1) Any urban or rural district council in respect of the part of their district within the water limits may give and enter into any guarantee or contract for securing payment to the Corporation of such periodical or other sum or sums of money at such time or times in such manner and subject to such stipulations as may be agreed by and between such council and the Corporation for the purpose of or with respect to the providing or laying down by the Corporation of any pipe or works for the supply of water within any part of such district which is within the water limits.

(2) The giving of such guarantee and the performance of any contract in relation thereto shall be deemed to be a purpose for which under the provisions of any general Act relating to the powers of such council they may incur expenditure and any such council may raise any money which may become payable to the Corporation under this section in like manner as money may be raised under the provisions of any such general Act.

Application of section 11 of Rating Act 1925 to collection of water rents &c.

40. On and after the first day of April one thousand nine hundred and twenty-nine the Corporation may if they think fit apply the provisions of section 11 (Rating of and collection of rates by owners) of the Rating Act 1925 with the necessary modifications to the collection of any water rent rate or charge payable to the Corporation.

Half-yearly collection of water rents &c.

41. The Corporation may demand two quarterly payments of water rents rates and charges in advance on the first day of April and the first day of October in each year but not more than one quarterly payment shall be recoverable until the expiration of two months from the said dates respectively.

Discount on water rents &c.

42.—(1) The Corporation may if they think fit by resolution direct that an allowance by way of discount not exceeding two and one half per centum shall be made on the amount due in respect of any water rent rate or charge from every person who pays the same before such date as the Corporation shall prescribe Provided that the said allowance—

(*a*) shall not be made where the person paying the rate is an owner who is entitled to any of the allowances for which provision is made by the

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section of this Act whereof the marginal note is "Application of section 11 of Rating Act 1925 to collection of water rents &c." and

(*b*) shall be made at the same rate to all persons entitled thereto.

(2) The Corporation may at any time revoke or vary a resolution under this section.

(3) While any resolution under this section is in force there shall be included in every demand note on which the water rent rate or charge is made a statement of the effect of the resolution.

Cisterns.

43. The Corporation may require that any dwelling-house erected after the passing of this Act and situate on land at a higher level than fifty feet below the service reservoir or tank from which a supply of water is furnished by the Corporation to such dwelling-house shall be provided with a cistern or cisterns capable of containing a total quantity of water sufficient to provide an adequate supply for such dwelling-house for a period of twenty-four hours and the Corporation shall not be required to supply any such dwelling-house until the same is provided with a cistern in conformity with the requirements of this section.

Supply by meter.

44. The Corporation may supply water for other than domestic purposes on such terms and conditions as the Corporation think fit and may supply water by meter either for domestic or other purposes and the moneys payable for the supply of water under this section shall be recoverable in the same manner as water rates:

Provided always that no person shall be entitled to a supply of water for other than domestic purposes if such supply would interfere with the sufficiency of the supply of water for domestic purposes.

Price of supply by meter.

45. Notwithstanding anything contained in the Oxford (Corporation) Waterworks Acts 1875 and 1885 the price to be charged by the Corporation for a supply of water by meter within the water limits shall not exceed one shilling and sixpence per thousand gallons The provisions of section 117 (Revision of water rates) of the Act of 1925 shall extend and apply to the price

chargeable by the Corporation under this section for a supply of water by meter. A.D. 1928.

Special terms for supplies to caravans &c.

46.—(1) Notwithstanding anything in any Act or Order relating to the Corporation or the water undertaking a person shall not be entitled to demand or continue to receive from the Corporation a supply of water to any caravan shack hut tent or other like structure unless he has agreed with the Corporation to take a supply of water by meter and to pay to the Corporation such minimum annual sum as will give the Corporation a reasonable return on the capital expenditure incurred by the Corporation in providing the supply or supplies required by him and will cover other standing charges incurred by the Corporation in order to meet the possible maximum demand for his caravan shack hut tent or structure and will yield a reasonable return on the cost of the water consumed or used by him and unless he has secured to the reasonable satisfaction of the Corporation by way of deposit or otherwise payment of such a sum as may be reasonable having regard to the possible maximum demand of such person for his caravan shack hut tent or structure.

(2) The sum to be so paid and the security to be so given shall be determined in default of agreement by a court of summary jurisdiction who may also order by which of the parties the costs of the proceedings before them shall be paid and the decision of the justices shall be final and binding on all parties.

Power to person liable to maintain pipes &c. to open ground.

47.—(1) For the purpose of complying with any obligation under the Waterworks Clauses Acts 1847 and 1863 to maintain any pipe or apparatus the person liable to maintain the same shall have the like power to open the ground as is conferred upon him by and subject to the conditions of sections 48 to 52 of the Waterworks Clauses Act 1847 in relation to the laying of communication pipes.

(2) The Corporation may by agreement with any owner or occupier entitled or required to lay maintain repair or remove any communication pipe and for that purpose to open or break up any street in the water limits execute such works on behalf of such owner or occupier and any expenses incurred by the Corporation shall be repaid by the owner or occupier with whom the agreement is made.

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Corporation to connect communication pipes with mains.

48. Notwithstanding anything contained in any Act relating to the Corporation the Corporation shall have the exclusive right of executing any works on any of the water mains of the Corporation for connecting any communication pipe therewith and the Corporation shall on the request of any owner or occupier of any premises who is entitled to be supplied with water by the Corporation execute on any such main any work which shall be necessary to connect the communication pipe of such owner or occupier therewith and any expenses incurred by the Corporation in so doing shall be repaid by the owner or occupier so requesting and shall be recoverable as a civil debt.

Power to Corporation to repair communication pipes.

49.—(1) If by reason of any injury to or defect in any communication pipe which the Corporation are not under obligation to maintain there is any waste or risk of waste of water or injury or risk of injury to person or property or to the health of any person it shall be lawful for the Corporation by and under the direction of their duly authorised officer to execute such repairs as they may think necessary or expedient in the circumstances of the case without being requested so to do and the expense incurred by the Corporation in executing such repairs shall be recoverable by the Corporation from the owner of the premises supplied or in cases where the communication pipe is repairable by the occupier of such premises from the occupier.

(2) Provided that except in case of emergency the Corporation shall not under the powers of this section enter into any house or private premises unless they shall have given to the occupier of such house or premises and in any case where the communication pipe is repairable by the owner thereof to such owner not less than twenty-four hours' previous notice of their intention so to enter.

Corporation not bound to supply several houses by one pipe.

50.—(1) The Corporation shall not be bound to supply more than one house by means of the same communication pipe and they may if they think fit require that a separate pipe be laid from the main pipe into each house supplied by them with water.

(2) If the owner of any house supplied with water by the Corporation when so required in pursuance of the preceding subsection fails within a period of one

month after the receipt of such requirement to provide a separate pipe from the main pipe into such house the Corporation may themselves do the work necessary in that behalf and may recover the cost incurred by them in so doing from such owner. A.D. 1928.

Power to sell meters.

51. The Corporation may sell meters and any fittings connected therewith upon and subject to such terms (pecuniary or otherwise) and conditions as they think fit.

Register of meter to be primâ facie evidence.

52.—(1) Where water is supplied by measure the register of the meter or other instrument for measuring water shall be primâ facie evidence of the quantity of water consumed and in respect of which any water rate is charged and sought to be recovered by the Corporation.

(2) In the event of any meter used by a consumer of water being proved to register erroneously such erroneous registration shall be deemed to have first arisen during the then last preceding quarter of the year unless it be proved to have first arisen during the then current quarter.

(3) The amount of the allowance to be made to or of the surcharge to be made upon the consumer by the Corporation shall be paid by or to the Corporation to or by the consumer as the case may be and shall be recoverable in the like manner as rates for water are recoverable by the Corporation.

(4) Provided that if the Corporation and the person to whom the water is supplied differ as to the quantity consumed such difference shall be determined upon the application of either party by a court of summary jurisdiction who may also order by which of the parties any costs of the proceedings before them shall be paid and the decision of such court shall be final and binding on all parties.

Injuring meters &c.

53.—(1) Every person who wilfully fraudulently or by culpable negligence injures or suffers to be injured any pipe meter or other instrument for measuring water or any fittings belonging to the Corporation or who fraudulently alters the index to any meter or other instrument for measuring water or prevents any meter or other instrument for measuring water from duly registering the quantity of water supplied or fraudulently abstracts consumes or uses water of the Corporation

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shall (without prejudice to any other right or remedy for the protection of the Corporation) be liable to a penalty not exceeding five pounds and the Corporation may in addition thereto recover the amount of any damage by them sustained.

(2) In any case in which any person has wilfully fraudulently or by culpable negligence injured or suffered to be injured any pipe meter instrument or fittings belonging to the Corporation or has fraudulently altered the index to any meter or other instrument for measuring water or prevented the same from duly registering the quantity of water supplied or has fraudulently abstracted consumed or used water of the Corporation the Corporation may also enter upon the premises occupied by the offender and repair such injury and do all such works matters and things as may be necessary for insuring the proper registering by such meter of the quantity of water supplied by means thereof and the expense of such repair and of all such works matters and things shall be repaid to the Corporation by the person so offending and may be recovered by them as water rates are recoverable.

(3) The existence of artificial means for causing such injury alteration or prevention or for abstracting consuming or using water of the Corporation when such pipe meter instrument or fittings is or are under the custody or control of the consumer shall be primâ facie evidence that such injury alteration prevention abstraction consumption or use as the case may be has been fraudulently knowingly and wilfully caused by the consumer using such pipe meter instrument or fittings.

Cleansing of cisterns.

54. The Corporation may make byelaws for securing the cleanliness and freedom from pollution of tanks cisterns and other receptacles for storing water supplied by the Corporation and used or likely to be used by man for drinking or domestic purposes or for manufacturing drink for the use of man.

Charges for special readings of meters.

55. The Corporation may levy and recover such charges as they think fit for taking the reading of any water meter fixed in a house which is either in whole or in part let furnished at the request of and for the convenience of consumers at times other than those of the

periodical readings Provided that such charges shall not exceed the sum of one shilling for each reading. A.D. 1928.

Meters in streets to measure water or detect waste.

56.—(1) Subject to the provisions of the Waterworks Clauses Act 1847 with respect to the breaking up of streets for the purpose of laying pipes the Corporation may for the purpose of measuring the quantity of water supplied or of preventing and detecting waste affix and maintain meters and similar apparatus on the service pipes and mains of the Corporation and stopcocks in the pipes supplying houses with water and may insert in the roads or footways the necessary covers or boxes for giving access and protection thereto and may for that purpose break up and interfere temporarily with public and private streets sewers gas air or water pipes electric lines wires and apparatus.

(2) Provided that the Corporation shall not interfere with any telegraphic line belonging to or used by the Postmaster-General except in accordance with and subject to the provisions of the Telegraph Act 1878.

(3) Provided that the Corporation shall not enter upon break up or interfere with the railway or works or any electric lines wires or apparatus belonging to a railway company or any street belonging to such company without the consent of that company or unreasonably interfere with or render less convenient the access to or exit from any station or depôt of that company.

Notice of connecting or disconnecting meters.

57. Before any person connects or disconnects any meter by means of which any of the water of the Corporation is intended to be or has been registered he shall give not less than twenty-four hours' notice in writing to the Corporation of his intention to do so and all alterations or repairs and the connecting and disconnecting of meters shall be done at his cost and under the superintendence of any officer of or person authorised by the Corporation and any person offending against this enactment shall for any such offence be liable to a penalty not exceeding forty shillings.

Notice to discontinue supply of water.

58. A notice to the Corporation from a consumer for the discontinuance of a supply of water shall not be of any effect unless it be in writing signed by or on behalf of the consumer and be left at or sent by post to the

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Penalty for interfering with valves &c.

59. Any person being the owner or occupier of any house or building or part of a house or building or premises to or in respect of which he is not for the time being entitled to a supply or the continuance of the supply of water by the Corporation who shall without the authority of the Corporation turn on any valve cock or other work or apparatus attached to any service main or pipe connected with any main of the Corporation and provided or available for the purpose of affording such supply shall be deemed to commit an offence under section 60 (Penalty for destroying valves &c.) of the Waterworks Clauses Act 1847 and the said section shall extend and apply accordingly.

Extension of power to inspect premises.

60. In addition to the powers conferred by section 57 of the Waterworks Clauses Act 1847 any duly authorised officer of the Corporation may at all reasonable times between the hour of four o'clock in the afternoon and one hour after sunset enter into any house or premises supplied with water by the Corporation in order to examine if there be any waste or misuse of such water and if any person hinder any such officer from entering or making such examination as aforesaid he shall for every such offence be liable to a penalty not exceeding five pounds.

Power to supply water fittings.

61.—(1) The Corporation may if requested by any person supplied or about to be supplied by them with water sell or furnish to him and repair or alter but shall not manufacture any such pipes valves cocks cisterns baths meters soil-pans waterclosets and other fittings as are required or permitted by their regulations and may provide all materials and execute all work necessary or proper in that behalf and the reasonable charges of the Corporation in providing such materials and executing such work shall be paid by the person requiring the same.

(2) Any fittings let for hire under the provisions of this section shall not be subject to distress or to the landlord's remedy for rent or be liable to be taken in execution under any process of any court or any proceedings in bankruptcy against the persons in whose possession the same may be provided that such fittings

have upon them respectively a distinguishing metal plate affixed to a conspicuous part thereof or a distinguishing brand or other mark conspicuously impressed or made thereon sufficiently indicating the Corporation as the actual owners thereof.

(3) Subject to the provisions of subsection (2) of this section all fittings let by the Corporation on hire as aforesaid shall notwithstanding that they be fixed or fastened to any part of any premises in which they may be situate or to the soil under any premises at all times continue to be the property of and removable by the Corporation Provided that nothing in this subsection shall affect the amount of the assessment for rating of any premises upon which any such fittings are or shall be fixed.

(4) Provided as follows :—

(*a*) The Corporation shall so adjust the charges to be made by them for any such fittings or for the fixing repairing or removal thereof as to meet any expenditure by them under the powers of this section in connection therewith (including interest upon any moneys borrowed for those purposes and all sums applied to sinking fund for repayment of moneys so borrowed);

(*b*) When a demand note delivered by the Corporation to a consumer includes a sum charged by the Corporation in respect of providing such fittings or the fixing repairing or removal thereof such sum shall be clearly stated in such demand note;

(*c*) The total sums expended and received by the Corporation in connection with the purposes in this section mentioned in each year (including interest and sinking fund) shall be separately shown in the published accounts of the water undertaking for such year.

Byelaws for preventing waste of water.

62.—(1) The Corporation may make byelaws for the purpose of preventing the waste undue consumption misuse or contamination of water and may by such byelaws prescribe the size nature materials workmanship and strength and the mode of arrangement connection disconnection alteration and repair of pipes meters cocks

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ferrules valves soil-pans waterclosets baths cisterns and other apparatus (in this Act referred to as "water fittings") to be used and forbid any arrangements and the use of any water fittings which may allow or tend to waste undue consumption misuse erroneous measurement or contamination.

(2) Such byelaws shall apply only in the case of premises to which the Corporation are bound to afford and do in fact afford or are prepared on demand to afford a constant supply.

(3) In case of failure of any person to observe such byelaws as are for the time being in force the Corporation may if they think fit after twenty-four hours' notice in writing enter and by and under the direction of their duly authorised officer repair replace or alter any water fittings belonging to or used by such person and not being in accordance with the requirements of such byelaws and the expense of every such repair replacement or alteration shall be recoverable by the Corporation from the person on whose credit the water is supplied as the water rates in respect of the premises are recoverable.

Offices and showrooms.

63. The Corporation may in connection with and for the purposes of the water undertaking provide fit up and maintain showrooms and offices and exhibit fittings and other apparatus appliances articles and things used in connection with the supply consumption and use of water.

Contracts for supply of water in bulk.

64.—(1) The Corporation and any local authority company body or person may enter into and carry into effect agreements for and in relation to the supply of water by the Corporation beyond the water limits to any such authority company body or person respectively in bulk for any purpose and for such remuneration and on such terms and conditions as may be agreed upon.

(2) Provided that—

(*a*) a supply of water under this section shall not be given beyond the water limits except with the consent of any company or person supplying water under parliamentary authority within the area to be supplied and of the local authority of the district comprising that area nor if and so long as such

supply would interfere with the supply of water within the water limits;

(*b*) nothing in this section shall authorise the Corporation to lay any mains or other pipes or to interfere with any street beyond the water limits;

(*c*) nothing in this section shall authorise the Corporation to supply water in bulk outside or for consumption or use outside the catchment area of the Thames as such catchment area is defined by section 5 of the Thames Conservancy Act 1924.

For protection of Abingdon Rural District Council.

65. For the protection of the Abingdon Rural District Council (in this section referred to as "the Abingdon Council") the following provisions shall notwithstanding anything in this Act contained and unless otherwise agreed in writing between the Abingdon Council and the Corporation apply and have effect (that is to say):—

(1) The Corporation from and after the date when they commence to take water from the Thames by means of the intake (Work No. 1) by this Act authorised shall supply to the Abingdon Council such quantity of water in bulk for use in the parishes of Cumnor Radley Sunningwell Wootton and Wytham as the Abingdon Council shall from time to time by reasonable notice in writing require:

(2) Such supply shall be delivered at the following points viz.:—

(*a*) At the boundary between the parish of South Hinksey and the parish of Radley at its most southerly point in the road from South Hinksey to Radley which point is hereinafter in this section referred to as "the said point 'A'";

(*b*) At a point on the aqueduct or line or lines of pipes (Work No. 12) by this Act authorised at or near the junction of Elms Road with the road leading from Oxford to Witney;

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(*c*) At such other points in the parish of Cumnor (not exceeding two) on the said aqueduct or line or lines of pipes (Work No. 12) as may be agreed upon between the Abingdon Council and the Corporation or failing agreement determined by arbitration in manner hereinafter in this section provided :

(3) The Abingdon Council shall not be entitled under the provisions of this section to require the Corporation to supply at any of the said points any greater quantity of water per day than fifty thousand gallons or to supply in the aggregate any greater quantity of water per day than one hundred thousand gallons :

(4) The price to be paid by the Abingdon Council for water supplied under this section shall be at the rate of sixpence per one thousand gallons in excess of the lowest price at the same time charged by the Corporation for a supply of water by meter within the city (other than a supply to hospitals philanthropic and charitable institutions) of a quantity not greater than that taken annually by the Abingdon Council under this section :

(5) If the Abingdon Council shall require a supply of water to be delivered at the said point "A" and for that purpose it shall be necessary for the Corporation to lay down a main (in this subsection referred to as "the said main.") from the termination of their existing main at Cold Harbour along Abingdon Road and the road from South Hinksey to Radley to the said point "A" the Abingdon Council shall during the three years next succeeding the date upon which a supply of water is first delivered to the Abingdon Council at the said point "A" pay to the Corporation annually the amount (if any) by which the aggregate of the amount payable by the Abingdon Council under subsection (4) of this section in respect of water delivered at the said point "A" and of the water rents rates and charges chargeable by the Corporation in respect of any other supplies afforded by them from the said main falls

short of an amount equal to one-tenth part of the expenses of providing and laying down the said main:

(6) Any dispute question or difference between the Abingdon Council and the Corporation under this section shall be referred to a single arbitrator to be appointed by the President of the Institution of Civil Engineers on the application of either party after notice to the other and subject thereto the provisions of the Arbitration Act 1889 shall apply to any such arbitration.

Purchase of water in bulk.

66. The Corporation may enter into and carry into effect agreements with any local authority company body or person supplying water under parliamentary authority for the supply of water by such local authority company body or person of water in bulk to the Corporation on such terms and conditions and for such period as may be agreed upon.

PART III.

TOWN PLANNING.

Registration of ownership of land and service of notices in connection with town planning schemes.

67.—(1) Any person being or claiming to be an owner of land within any area to which a town planning scheme proposed to be made by the Corporation under the Town Planning Act 1925 or any Act amending the same relates may register his name and address with the Corporation and any person who has so registered his name and address in relation to any land within any such area shall be entitled to be served at his last registered address with a copy of any notices required by any regulations made by the Minister of Health under the said Act or any Act repealed thereby to be given by the Corporation in connection with the preparation of the said scheme and notwithstanding anything in the said regulations it shall not be incumbent on the Corporation to serve a copy of any of such notices on any person who has not so registered his name and address except that in the case of a railway company a copy of such notices shall be sent to the secretary at the principal office of such company Provided that in any notice advertised by the Corporation pursuant to any such Act or regulations as aforesaid of their

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intention to prepare or adopt any such scheme as aforesaid they shall give notice of the effect of the provisions of this section.

(2) For the purposes of this section the word "owner" has the same meaning as in the Lands Clauses Acts.

PART IV.

FINANCIAL.

Power to borrow.

68.—(1) The Corporation may from time to time independently of any other borrowing power borrow at interest for and in connection with the purposes mentioned in the first column of the following table the respective sums mentioned in the second column thereof and in order to secure the repayment of the said sums and the payment of interest thereon they may mortgage or charge the revenues of the Corporation and they shall pay off all moneys so borrowed within the respective periods mentioned in the third column of the said table (namely):—

Purpose.	Amount.	Period of Repayment.
(*a*) The purchase of lands and easements for the waterworks.	The sum requisite.	Sixty years from the date or dates of borrowing.
(*b*) The construction of the waterworks	£300,000	Forty years from the date or dates of borrowing.
(*c*) The costs charges and expenses of this Act.	The sum requisite.	Five years from the passing of this Act.

(2) (*a*) The Corporation may also with the consent of the Minister of Health borrow such further moneys as may be necessary for any purpose of the water undertaking.

(*b*) Any money borrowed under this subsection shall be repaid within such period not exceeding sixty years as may be prescribed by the Minister of Health and all moneys so borrowed shall be chargeable on the revenues of the Corporation.

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Application of Part XII of Act of 1925.

69. The provisions of Part XII (Financial) of the Act of 1925 shall subject to the provisions of this Act extend and apply mutatis mutandis to and in relation to the moneys borrowed by the Corporation under the powers of this Act and to the repayment thereof respectively and the expressions "statutory security" "statutory borrowing power" and "revenues of the Corporation" where used in the said Part XII shall have the respective meanings assigned to them by section 4 (Interpretation) of the Act of 1925.

Power to borrow by issue of bonds.

70.—(1) In addition to any other form of borrowing the Corporation may borrow any sums which they have power to borrow under this Act or any other Act or Order by the issue of bonds to be called "Corporation bonds" (in this Act referred to as "bonds") in accordance with the provisions of this Act.

(2) The provisions set out in the Second Schedule to this Act shall have effect with regard to bonds.

(3) All bonds issued under this section shall rank equally without any priority or preference by reason of any precedence in the date of any statutory borrowing power or in the date of issue of the bonds or on any other ground whatsoever and shall also rank equally with and have the same status as all other securities issued by the Corporation.

(4) Bonds shall be deemed to be loan capital or funded debt within the meaning of section 8 of the Finance Act 1899 as amended by section 10 of the Finance Act 1907 and shall be deemed to be securities within the meaning of section 161 (Consolidated loans fund) of the Act of 1925.

(5) The provisions of section 115 of the Stamp Act 1891 (which relates to the composition for stamp duty) shall with the necessary adaptations apply in the case of bonds as if those bonds were stock or funded debt within the meaning of that section.

PART V.

MISCELLANEOUS.

General provisions as to byelaws.

71. The provisions of sections 182 to 185 of the Public Health Act 1875 so far as they apply to byelaws made by an urban sanitary authority shall apply to

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byelaws made by the Corporation under the powers of this Act.

Application of provisions of existing Acts.

72. The following provisions of the Acts hereinafter mentioned shall with any necessary alterations or modifications extend and apply for the purposes of this Act as if the same were re-enacted in this Act (that is to say):—

The Act of 1885—

Section 34 (Saving rights of the chancellor masters and scholars &c.).

The Act of 1925—

Section 189 (Recovery of demands);

Section 193 (Informations by whom to be laid);

Section 194 (Recovery of penalties);

Section 195 (Compensation how to be determined);

Section 196 (Powers of Act cumulative);

Section 198 (Inquiries by Minister of Health).

Repeal of certain provisions of existing Acts.

73. The following sections of the Acts hereinafter mentioned are hereby repealed (that is to say):—

The Act of 1875—

Section 16 (As to pressure of water);

Section 18 (When several houses supplied by one pipe each to pay);

Section 19 (Incoming tenant not liable to pay arrears of water rate);

Section 22 (Regulations for preventing waste of water);

Section 23 (Power for Corporation to supply water fittings);

Section 24 (Provision for waste or undue consumption of water);

Section 25 (Penalty for affixing tubes to Corporation's pipes without their consent);

Section 26 (For preventing frauds and waste of water);

Section 36 (Persons entering into contract with Corporation not disqualified as members of Corporation);

Section 37 (Liability to rates &c. not to disqualify justices);
Section 38 (Authentication of notices);
Section 39 (Several sums in one summons);
Section 40 (Costs of distress),

The Act of 1885—

Section 19 (As to regulations for preventing waste).

Judges not disqualified.

74. A judge of any court or a justice shall not be disqualified from acting in the execution of this Act by reason of his being liable to any water rents rates or charges.

Stamp duty.

75. The conservators shall within six months after the passing of this Act produce to the Commissioners of Inland Revenue a King's Printer's copy of this Act stamped with the ad valorem stamp duty which would be payable on an instrument (as defined by the Stamp Act 1891) executed on the day of the passing of this Act made between the Corporation and the conservators under their respective common seals and containing the provisions which are set out in the sections of this Act whereof the marginal notes are "Power to take water from Thames" "Ascertaining quantity of water taken by the waterworks" and "Payments for water abstracted from Thames" and in default of such production the amount of such stamp duty with interest thereon at the rate of five per centum per annum from the expiration of the said six months until payment shall be a debt due from the conservators to His Majesty.

Crown rights.

76. Nothing in this Act affects prejudicially any estate right power privilege or exemption of the Crown.

Costs of Act.

77. All the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act or otherwise in relation thereto as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of the general rate fund and the general rate or out of moneys to be borrowed under this Act for that purpose.

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The SCHEDULES referred to in the foregoing Act.

THE FIRST SCHEDULE.

PROPERTIES OF WHICH PORTIONS ONLY MAY BE TAKEN COMPULSORILY.

Parish.	No. on deposited plans.
Parish of Cumnor - - -	8
Parish of Oxford - - -	2 6 15

THE SECOND SCHEDULE.

1. Bonds shall be secured on the rates and revenues of the Corporation and any moneys borrowed by means of bonds shall subject to the provisions of the Act of 1925 and this Act be charged indifferently upon all the revenues of the Corporation.

2. Bonds shall be issued in such amounts in denominations of five pounds and multiples of five pounds and for such periods not being less than five years as the Corporation may determine.

3. (*a*) Bonds may be issued at such price and at such rates of interest as the Corporation may from time to time determine.

(*b*) The nominal amount of bonds issued shall not exceed in the aggregate according to the price of issue such amounts as will together produce the actual amount of money for the time being authorised to be borrowed by the Corporation.

(*c*) Where a bond has been issued at a price lower than par so much of the issue as represents the difference between the price of the bond as issued and its nominal value shall be treated as a loan authorised by a statutory borrowing power and repayable out of the revenues of the Corporation on or before the date for repayment specified in the certificate issued in respect of the bond.

4. Bonds shall be repayable at par (unless the same shall have been previously cancelled by purchase in the open market or by agreement with the bondholder) at the Town Hall Oxford on the dates specified in the certificates issued in respect of the

bonds and no interest shall be payable thereon in respect of any period after the date upon which the bond is repayable.

5.—(1) The treasurer shall keep a register of all persons who are holders for the time being of bonds.

(2) The register shall contain the following particulars:—

(*a*) The name address and description of each holder a statement of the denomination of the bonds held by him the price at which and the periods for which they are issued and the numbers and dates of the certificates issued to him as hereinafter provided;

(*b*) The date of registration of each holder and the date on which he ceased to be so registered.

(3) The register shall be primâ facie evidence of any matter entered therein in accordance with the provisions of this Act and of the title of the persons entered therein as holders of bonds.

6.—(1) The Corporation shall issue to each holder of a bond a certificate in respect thereof duly numbered and dated and specifying the denomination of the bond and the period for which it is issued.

(2) If a certificate is worn out or damaged the Corporation on the production thereof may cancel it and issue a new certificate in lieu thereof.

(3) If a certificate is lost or destroyed the Corporation on proof thereof to their satisfaction and if they so require on receiving an indemnity against any claims in respect thereof may give a new certificate in lieu of the certificate lost or destroyed.

(4) An entry of the issue of a substituted certificate shall be made in the register.

(5) A certificate shall be in the following form or in a form substantially to the like effect:—

No.....

CITY OF OXFORD.

Oxford Corporation Bonds.

——per centum Oxford Corporation Bond repayable at par.....19..... at the Town Hall Oxford.

This is to certify that .....of..... is the registered holder of a Corporation Bond for .....pounds (£.....) issued by the mayor aldermen and citizens of Oxford under the Oxford Corporation (Water &c.) Act 1928 .....

Signed.....
City treasurer.

Date.....

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7. The certificate shall be primâ facie evidence of the title of the person therein named his executors administrators or assigns to the bond therein specified but the want of a certificate if accounted for to the satisfaction of the Corporation shall not prevent the holder of the bond from disposing of and transferring the bond.

8.—(1) The transfer of a Corporation bond shall be by deed in the following form or in a form substantially to the like effect :—

FORM OF DEED OF TRANSFER.

CITY OF OXFORD.

Oxford Corporation Bonds.

I .....
in consideration of the sum of .....
paid by .....
(hereinafter called "the transferee") do hereby assign and transfer to the said transferee :—
To hold unto the transferee his executors administrators and assigns subject to the several conditions on which I held the same immediately before the execution hereof and I the said transferee do hereby agree to accept and take the said.....subject to the conditions aforesaid.

As witness our hands and seals this.....day of.....one thousand nine hundred and.....
.....

(2) A bond may be transferred in whole or in part so however that any part transferred shall not be for an amount other than an amount for which a bond may be issued by the Corporation.

(3) The deed of transfer shall be delivered to and retained by the Corporation and the Corporation shall enter a note thereof in a book to be called the "Register of Transfers of Oxford Corporation Bonds" and shall endorse on the deed of transfer a notice of that entry.

(4) The Corporation shall upon receipt of the deed of transfer duly executed and properly stamped together with the certificate issued in respect of the bond enter the name of the transferee in the register and shall issue a new certificate or certificates to the transferee or to the transferor and transferee as the case may require.

(5) Until the deed of transfer and the certificate have been delivered to the Corporation as aforesaid the Corporation shall not be affected by the transfer and the transferee shall not be entitled to receive any payment of interest on the bond.

(6) The Corporation before registering a transfer of a bond may if they think fit require evidence by statutory declaration or otherwise of the title of any person claiming to make the transfer.

9. The Corporation may close the register for a period not exceeding thirty days immediately before the thirty-first day of March and the thirtieth day of September in any year respectively and notwithstanding the receipt by the Corporation during those periods of any deed of transfer the half-yearly payment of interest next falling due may be made to the persons registered as holders of bonds on the date of the closing of the register.

10.—(1) Any person becoming entitled to a bond by reason of the death or bankruptcy of a holder or by any lawful means other than a transfer may by the production of such evidence of title as the Corporation may require either be registered as holder of the bond or instead of being himself registered may make such transfer of the bond as the holder could have made and the Corporation shall issue a certificate accordingly.

(2) Until such evidence as aforesaid has been furnished to the Corporation the Corporation shall not be affected by the transmission of the bond and no person claiming by virtue thereof shall be entitled to receive any payment of interest thereon.

(3) Where two or more persons are registered as holders of a bond they shall be deemed to be joint holders with right of survivorship between them.

11.—(1) Unless the holder of a bond otherwise requests the Corporation may pay the interest thereon by posting a warrant to the holder at his address as shown in the register.

(2) The posting by the Corporation of a letter containing an interest warrant addressed to a holder as aforesaid shall as respects the liability of the Corporation be equivalent to the delivery of the warrant to the holder himself.

12. The Corporation shall not be required to pay any executors or administrators any interest on bonds held by their testator or intestate until the probate of the will or the letters of administration has or have been left with the Corporation for registration.

13. The Corporation before paying any interest on any bonds may if they think fit require evidence by statutory declaration or otherwise of the title of any person claiming a right to receive the interest.

14. Where more persons than one are registered as joint holders of a bond any one of them may give an effectual receipt for any interest thereon unless notice to the contrary has been given to the Corporation by any other of them.

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15. No notice of any trust shall be entered in the register or in any other book kept by the Corporation or be receivable by the Corporation.

16.—(1) If at any time any interest due on any bonds remains unpaid for two months after demand in writing the persons entitled thereto may apply to the High Court for the appointment of a receiver and the Court may if it thinks fit appoint a receiver on such terms as it thinks fit.

(2) The receiver shall have the like power of collecting receiving recovering and applying moneys and of assessing making and recovering all rates for the purpose of obtaining the same as the Corporation or any other officer thereof would or might have and such other powers and duties as the Court thinks fit and shall apply all moneys so collected and received after paying all such costs as the Court may direct for the purposes of this Act.

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