expressly varied by this Act are incorporated with and form part of this Act and the Gasworks Clauses Act 1871 shall apply to the existing undertaking of the Company as if the same were hereby authorised. A.D. 1881. 34 & 35 Vict. c. 41.

Interpretation of terms.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated with this Act have the same respective meanings unless there be something in the subject or context repugnant to such construction and the expressions "Superior Courts" or "Court of Competent Jurisdiction" or any other like expression in this Act or any Act wholly or partially incorporated with this Act shall for the purpose of this Act be read and have effect as if the debt or demand with respect to which the expression is used were a common simple contract debt and not a debt or demand created by statute.

Power to raise additional capital.

4. The Company may in addition to their present capital raise from time to time such further capital as they may require not exceeding in the aggregate the nominal amount of six hundred thousand pounds by the creation and issue of stock but the amount of such stock issued at any one time shall not exceed the sum of fifty thousand pounds and at least three months shall elapse between successive issues and such stock shall not vest in the person or corporation accepting the same unless and until the full nominal amount of such stock together with any premium obtained upon the sale thereof shall have been paid in respect thereof Provided that the Company shall be under obligation rateably with and after each issue of additional capital and before issuing any further capital from time to time to raise by borrowing on mortgage or by debenture stock an amount equal to three-fourths of the nominal amount of such additional stock Provided also that it shall not be lawful for the Company to create and issue under the powers of this Act any greater nominal amount of capital than shall be sufficient to produce including any premium which may be obtained on the sale thereof the sum of six hundred thousand pounds.

Section 18 of 39 & 40 Vict. c. ccxxix. to apply to additional capital.

5. The provisions of the 18th section of the South Metropolitan Gaslight and Coke Company's Act 1876 shall apply to the additional capital whether by stock or by borrowing or by the issue of debenture stock authorised to be raised by this Act as if the Company were referred to in the said section instead of the South Metropolitan Gaslight and Coke Company.

Sale of stock by auction.

6. The provisions of the South Metropolitan Gas Light and Coke Company's Act 1876 as to the sale by auction of the shares or stock in the additional capital authorised by that Act shall apply to the stock in the additional capital authorised by this

A.D. 1881.

Act Provided that at any such sale no single lot shall comprise more than one hundred pounds nominal value of stock.

Rates of dividend on additional capital.

7. The rates of dividend prescribed in the "Scheme for the "amalgamation of the South Metropolitan Gas Company with the "Phœnix Gas Light and Coke Company" sanctioned by the Board of Trade and confirmed by Her Majesty in Council on the 18th March 1880 shall apply to the additional capital authorised by this Act and such capital shall rank with and form part of the "C" capital to be issued under the provisions of the said scheme.

Power to borrow.

8. The Company may from time to time borrow on mortgage at such rate of interest as they shall think fit but not exceeding five pounds per centum per annum such further sums as they may require provided that the aggregate nominal amount so borrowed shall not at any time exceed three-fourths of the capital authorised by this Act actually paid up for the time being and on proof being given to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before he so certifies of the amount actually paid up of which the accounts of the Company as certified by the official auditor for the half-year immediately preceding the application shall be sufficient he shall grant a certificate that the proof aforesaid has been given which certificate shall be sufficient evidence thereof.

Debenture stock.

9. The Company may create and issue debenture stock at such rate of interest as they shall think fit not exceeding the rate of five pounds per centum per annum subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock at any time issued by the Company shall rank together and equally with the interest of all mortgages at any time after the commencement of this Act granted by the Company and shall have priority over all principal moneys secured by such mortgages.

Conversion of borrowed money into capital.

10. Notwithstanding anything contained in the 56th section of the Companies Clauses Consolidation Act 1845 the Company shall not raise any moneys by this Act authorised to be borrowed on mortgage or any part of such moneys by the creation of shares or stock instead of borrowing or convert into capital the amount borrowed under the provisions of this Act.

Application of moneys.

11. All moneys which the Company raise under this Act whether by stock or by debenture stock or by borrowing shall be applied for the general purposes of the Company and for no other purpose.

New stock to be subject to same incidents as other stock.

12. The capital in stock created by the Company under this Act and the stock therein and the holders thereof respectively shall be subject and entitled to the same powers provisions liabilities rights privileges and incidents whatsoever in all respects as if that capital were part of the now existing capital of the Company of the same class or description and the stock were stock in that capital and the capital in stock so created shall form part of the capital of the Company.

Power to purchase lands and construct and maintain gas works &c.

13. Subject to the provisions of this Act the Company may enter upon take and use all or any of the lands delineated upon the deposited plans and described in the schedule to this Act and theron erect construct and maintain and from time to time alter enlarge extend discontinue and renew all such works machinery and apparatus as are necessary for and incidental to the manufacture and storing of gas and the manufacture conversion or utilization and storing of residual products and matters producible therefrom and may sell and dispose of the same on the said lands and elsewhere. Provided that all operations for the manufacture conversion or utilization and storing of residual products and matters producible therefrom shall be carried on upon the northern half of the said lands. Provided also that notwithstanding anything contained in this Act or in the deposited plans it shall not be lawful for the Company unless with the previous consent in writing of Frank Clarke Hills or other the owner for the time being of the properties herein-after mentioned to enter upon take or use either temporarily or permanently for the purposes or under the powers of this Act any of the lands numbered respectively on the deposited plans 17 18 and 20 in the parish of Greenwich.

Company to purchase property of S. Hyam & A. D. Lewis within twelve months.

14. Within one year from the passing of this Act the Company shall purchase the term or interest in the shipbuilding works dry dock land foreshore and property belonging or reputed to belong to Samuel Hyam and to Alfred David Lewis or either of them and numbered respectively 1 2 2A and 3 on the said deposited plans and in the said book of reference.

Works to be executed under direction of conservators.

15. The works by this Act authorised and all or any temporary or permanent works connected therewith so far as the same affect the River Thames shall if constructed be executed according to a plan and elevation to be approved by the conservators of the River Thames (herein-after called "the conservators") and deposited at their office and the works in the river Thames shall be executed and performed to the reasonable satisfaction of the engineer for the time being of the conservators and the traffic of the river Thames

A.D. 1881.

shall not be interfered with more than may be absolutely necessary in the construction of the works by this Act authorised and the Company shall within fourteen days after notice from the conservators so to do remove any materials for temporary works which may have been placed in the river by the Company and on their failing to do so the conservators may remove the same charging the Company with the expense of so doing and the Company shall forthwith repay to the conservators all expenses so incurred.

Company not to take gravel, &c., without consent of conservators.

16. The Company shall not except so far as may be necessary in the construction of the works by this Act authorised take any gravel soil or other material from the bed of the river without the previous consent of the conservators signified in writing under the hand of their secretary.

Lights to be exhibited during construction of works.

17. If during the making of the works by this Act authorised any temporary works or materials are placed on the river the Company shall hang out and exhibit thereat or near thereto and for ever after every night from sunset to sunrise lights to be kept burning by and at the expense of the Company and proper and sufficient for the navigation and safe guidance of vessels and the lights shall from time to time be altered by the Company 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 shall approve and in case the Company fail so to exhibit and keep burning the lights they shall for every such offence forfeit ten pounds.

Company not to interfere with bed of river.

18. Nothing in this Act contained shall authorise or empower the Company to embank or encroach upon or interfere with any part of the soil or bed of the River Thames or the shore thereof except according to the plan approved by the conservators.

Saving rights of the conservators.

19. Nothing contained in this Act shall extend to or be construed to extend to prejudice or derogate from the estates rights interests previleges liberties or franchises of the conservators or to prohibit defeat alter or diminish any powers authority or jurisdiction which at the time of passing this Act the said conservators did or might lawfully claim use or exercise.

Protection of Greenwich District Board of Works.

20. For the protection of the Board of Works for the Greenwich district and of the district under their control and jurisdiction the following provisions shall apply and have effect:—

1. The Company shall from and after the passing of this Act repair and maintain the existing river wall between the causeway or landing place at River Terrace and the private road in continuation of Blackwall Lane and relieve the Greenwich

District Board of Works from and indemnify them against any liability with respect to the maintenance of the said wall. Provided that the Company may construct a new wall or embankment equally effectual for all the purposes of the existing wall in lieu thereof and as and when the said new wall or embankment or any part thereof shall be completed the Company may remove the existing wall and stop up as much of the public right of way upon or over the same as shall extend from the draw dock herein-after mentioned to the roadway of River Terrace.

2. The Company shall also repair maintain and construct all such sewers drains or other works as may be necessary for effectually protecting the adjoining lands from floods and for draining or carrying off any waters or drainage which now flow over or may flow over the said lands.

3. The Company shall within two years after the passing of this Act provide within a distance of four hundred yards east or west of the eastern boundary of Messrs. Lewis and Stockwells ship building yard a landing place or drawing dock at the waterside similar to that at Billingsgate Dock Greenwich with a convenient road thereto forty feet in width from Blackwall Lane and convey the same to the Greenwich District Board of Works for public use.

4. All the works and conveniences aforesaid shall be done and executed to the reasonable satisfaction of the Greenwich District Board of Works and in the event of any difference arising between the said board and the Company the same shall at the request of either party be settled by an engineer appointed by the Board of Trade.

5. Within six months after the Company shall acquire any lands abutting upon Blackwall Lane the Company shall throw so much of such land as shall not form the site of any buildings in existence at the time of such acquisition into the roadway of Blackwall Lane so as to make the said roadway of the width of forty feet.

Protection sewers &c. in the metropolis. 18 & 19 Vict. c. 120.

21. Where any of the intended works to be done under or by virtue of this Act shall or may pass over under or by the side of or so as to interfere with any sewer drain watercourse defence or work under the jurisdiction or control of the Metropolitan Board of Works or of any vestry or district board of works constituted under the Metropolis Management Act 1855 or any Act or Acts amending the same or extending the powers thereof or with any sewers or works to be made or executed by the said boards or vestries or any of them or shall or may in any way affect the sewer-

A.D. 1881.

age or drainage of the districts under their or either of their control the following regulations shall be observed:

1. The Company shall not commence such works until they shall have given to the said Metropolitan Board or to the district board or vestry as the case may be twenty-one days previous notice in writing of their intention to commence the same by leaving such notice at the principal office of such board or vestry as the case may be for the time being with a plan and section showing the course and inclination thereof and other necessary particulars relating thereto And until such board or vestry respectively shall have signified their approval of the same unless such board or vestry as the case may be do not signify their approval disapproval or other directions within twenty-one days after service of the said plan section and particulars as aforesaid.

2. The Company shall comply with and conform to all orders directions and regulations of the said Metropolitan Board and of the respective district board or vestry as the case may be in the execution of the said works and shall provide by new altered or substituted works in such manner as such boards or vestries respectively shall reasonably require for the proper protection of and for preventing injury or impediment to the sewers and works herein-before referred to by reason of the said intended works or any part thereof and shall save harmless the said boards and vestries respectively against all and every the expense to be occasioned thereby and all such works shall be done by or under the direction superintendence and control of the engineer or other officer or officers of the said Metropolitan Board district board or vestry as the case may be at the costs charges and expenses in all respects of the Company and all reasonable costs charges and expenses which the said Metropolitan Board or any district board or vestry may be put to by reason of such works of the Company whether in the execution of works the preparation or examination of plans or designs superintendence or otherwise shall be paid to such board or vestry by the Company on demand.

3. When any new altered or substituted works as aforesaid or any works or defence connected therewith shall be completed by or at the costs charges or expenses of the Company under the provisions of this Act the same shall thereafter be as fully and completely under the direction jurisdiction and control of the said Metropolitan Board district board or vestry as the case may be respectively as any sewers or works now or hereafter may be. And nothing in this Act shall extend

to prejudice diminish alter or take away any of the rights powers or authorities vested or to be vested in the said respective boards or vestries or any or either of them or of their successors but all such rights powers and authorities shall be as valid and effectual as if this Act had not been passed.

Notice to be given of taking houses of labouring classes.

22. The Company before removing from the said lands at any one time fifteen houses or more occupied either wholly or partly by persons belonging to the labouring classes as tenants or lodgers shall make known their intention to remove the same by placards handbills or other general notice placed in public view upon or within a reasonable distance from such houses eight weeks at least before such removal and the Company shall not make any such removal of houses until they have obtained the certificate of a justice that it has been proved to his satisfaction that they have so made known their intention.

Power to purchase lands by agreement.

23. The Company in addition to the lands which they are by this or any other Acts authorised to purchase and hold for the construction of works for the manufacture of gas and residual products may purchase by agreement and hold any other lands and hereditaments not exceeding in the whole thirty acres to improve the approaches to their several works or for other general purposes of their undertaking but no such lands shall be used by the Company for the purpose of manufacturing gas or residual products thereon nor for building except for the purposes of the Company.

Sale of gas in bulk.

24. The Company may supply gas in bulk for resale and distribution to any gas company authorised to supply gas in any adjoining parish or district beyond the limits prescribed by the Company's special Acts.

Expenses of Act.

25. All costs charges and expenses of and incidental to the preparing for obtaining and passing of this Act or otherwise relating thereto shall be paid by the Company.

A.D. 1881.

SCHEDULE.

GAS LANDS.

Lands referred to in Clause 13.

The said lands containing one hundred and thirty-five acres or thereabouts being situate in the parish of Greenwich in the county of Kent on the west or north-west side of Marsh Lane and included within the following boundaries (that is to say);

Commencing on the bank of the river Thames on the north-west side of the causeway or landing place at River Terrace thence following the river bank in a north-westerly direction round Blackwall Point to the premises of the Biphosphate Guano Company Limited and thence leaving the river bank following the boundary of the said premises to the private road leading into Blackwall Lane thence on the eastern side of the said private road and Blackwall Lane until it reaches the footpath between the Terry Arms Coffee Shop and the Church of St. Andrews in the Marsh thence along the north-west side of the said footpath until it joins the road in front of River Terrace and thence along the north-west side of the said road until it reaches the causeway or landing place aforesaid.

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