CHAPTER lviii.

An Act for incorporating the Stapleford and Sandiacre Water Company and empowering them to construct Waterworks and supply Water and for other purposes. A.D. 1889.

[5th July 1889.]

WHEREAS the present supply of water to Sandiacre and Stapleford in the counties of Derby and Nottingham is insufficient for the wants of the inhabitants thereof and it is expedient to improve such supply:

And whereas the persons in that behalf in this Act named with others are willing at their own expense to provide a better supply of water to Sandiacre and Stapleford on being incorporated into a company with the necessary powers for that purpose and it is expedient that they be incorporated accordingly and be empowered to make and maintain the works in this Act mentioned:

And whereas plans and sections showing the lines situation and levels of the works authorised by this Act and also a book of reference to the plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the clerks of the peace for the counties of Derby and Nottingham respectively and are hereinafter respectively referred to as the deposited plans sections and book of reference:

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

May it therefore please Your Majesty that it may be enacted and be in enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:

1. This Act may be cited as the Stapleford and Sandiacre Water Act 1889. Short title.

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Incorporation of general Acts.

2. The Companies Clauses Consolidation Act 1845 and Part I. (relating to the cancellation and surrender of shares) and Part III. (relating to debenture stock) of the Companies Clauses Act 1863 the Companies Clauses Act 1869 the Lands Clauses Consolidation Acts 1845 1860 and 1869 as amended by the Lands Clauses (Umpire) Act 1883 (in this Act referred to as the Lands Clauses Acts) and the Waterworks Clauses Acts 1847 and 1863 are hereby incorporated with this Act Provided that section 44 of the Waterworks Clauses Act 1847 shall be read and have effect as if the words "with the consent in "writing of the owner or reputed owner of any such house or of "the agent of such owner" were omitted from that section.

Interpretation of terms.

3. 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:

And in this Act and for the purposes of this Act "the Company" means the Company incorporated by this Act and the expression "superior courts" or "court of competent jurisdiction" or any other like expression in this Act or the enactments incorporated herewith shall be read and have effect as if the debt or demand with respect to which the expression is used were a simple contract debt and not a debt or demand created by statute.

Limits of Act.

4. The limits of this Act for the supply of water shall be the parish of Sandiacre (except the detached portions thereof) in the county of Derby and the parish of Stapleford in the county of Nottingham Provided that if in any parish within the limits the Company shall not have made adequate provision for the supply of water within five years from the passing of this Act the restriction on the construction of waterworks by a local authority imposed by section 52 of the Public Health Act 1875 shall not in respect of the Company apply to or be binding on the local authority (as defined by that Act) of any such parish.

Company incorporated.

5. John Piggin Fearfield William Smedley William Arbuthnot Blain Richard Fitzhugh Henry Hill John Tom McCraith and Charles Hill and all other persons and corporations who have already subscribed to or shall hereafter become proprietors in the undertaking and their executors administrators successors and assigns respectively shall be and are hereby united into a company for the purposes of this Act and for those purposes shall be and are hereby incorporated by the name of the Stapleford and Sandiacre Water Company and by that name shall be a body corporate with perpetual succession and a common seal and with power to purchase take hold and dispose of lands and other property for the purposes of this Act.

General purposes of the Company.

6. The Company shall be established for the purpose of making and maintaining the waterworks by this Act authorised and for supplying water within the limits of this Act and for carrying on the business usually carried on by water companies and generally for carrying the powers of this Act into execution.

Capital and number and amount of shares.

7. The capital of the Company shall be sixteen thousand pounds in one thousand six hundred shares of ten pounds each.

Shares not to be issued until one-fifth paid up.

8. The Company shall not issue any share created under the authority of this Act nor shall any such share vest in the person or corporation accepting the same unless and until a sum not being less than one-fifth of the amount of such share is paid in respect thereof.

Calls.

9. One-fifth of the amount of a share shall be the greatest amount of a call and two months at the least shall be the interval between successive calls and three-fifths of the amount of a share shall be the utmost aggregate amount of the calls made in any year upon any share.

Receipt in case of person not sui juris.

10. If any money is payable to a shareholder mortgagee or debenture holder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Company.

Power to borrow.

11. The Company may from time to time borrow on mortgage of the undertaking any sum not exceeding in the whole four thousand pounds and of that sum they may from time to time borrow any sum not exceeding in the whole two thousand pounds in respect of each eight thousand pounds of their capital but no part of any such sum of two thousand pounds shall be borrowed until shares for the whole of the eight thousand pounds of capital in respect of which it is to be borrowed are issued and accepted and one-half thereof is paid up and the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 (before he so certifies) that shares for the whole of such portion of capital have been issued and accepted and that one-half thereof has been paid up and that not less than one-fifth part of the amount of each separate share in such portion of capital has been paid on account thereof before or at the time of the issue or acceptance thereof and that such shares were issued and accepted and to the extent aforesaid paid up bonâ fide and are held by the persons or corporations to whom the same were issued or their executors administrators successors or assigns and that such persons or corporations their executors administrators successors or assigns are legally liable for the same and upon production to such

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justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which shall be sufficient evidence thereof Provided that the Company shall not exercise the power of borrowing conferred by this section unless and until they shall have constructed the works (1) and (3) by this Act authorised.

As to conversion of borrowed money into capital.

12. The Company shall not have power to raise the money by this Act authorised to be borrowed on mortgage or any part thereof by the creation of shares or stock instead of borrowing or to convert into capital the amount borrowed under the provisions of this Act unless in either case all dividends upon the shares or stock so created whether ordinary or preferential are limited to a rate not exceeding five pounds per centum per annum.

For appointment of a receiver.

13. The mortgagees of the undertaking may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than five hundred pounds in the whole.

Power to create debenture stock.

14. The Company may create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock and of all mortgages at any time created and issued or granted by the Company under this or any subsequent Act shall subject to the provisions of any subsequent Act rank pari passu (without respect to the dates of the securities or of the Acts of Parliament or resolutions by which such stock or mortgages shall have been authorised) and shall have priority over all principal moneys secured by such mortgages Notice of the effect of this enactment shall be endorsed on all mortgages and certificates of debenture stock.

Moneys borrowed on mortgage or debenture stock to have priority.

15. All moneys raised by the Company on mortgage or debenture stock under the provisions of this Act shall have priority against the Company and the property from time to time of the Company over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act Provided always that this priority shall not affect any claim against the Company or their property in respect of any rentcharge to be granted by them in pursuance of the Lands Clauses Acts or in respect of any rent or sum reserved by or payable under any lease to be granted or made to the Company in pursuance of any Act

relating to the Company which is entitled to rank in priority to or pari passu with the interest on their mortgages or debenture stock nor shall anything in this section contained affect any claim for land taken used or occupied by the Company for the purposes of their undertaking or works or injuriously affected by the construction thereof or by the exercise of any powers conferred on the Company.

Application of money.

16. All moneys raised under this Act whether by shares debenture stock or borrowing shall be applied only for the purposes of this Act to which capital is properly applicable.

First meeting.

17. The first ordinary meeting of the Company shall be held within six months after the passing of this Act.

Number of directors.

18. The number of the directors shall be seven but the Company may from time to time reduce the number provided that the number be not less than three.

Qualification of directors.

19. The qualification of a director shall be the possession of not less than ten shares.

Quorum of directors.

20. The quorum of a meeting of directors shall be three.

First directors.

21. John Piggin Fearfield William Arbuthnot Blain John Tom McCraith and four other duly qualified persons to be nominated by them or a majority of them and consenting to such nomination shall be the first directors of the Company and shall continue in office until the first ordinary meeting held after the passing of this Act At that meeting the shareholders present in person or by proxy may either continue in office the directors appointed by this Act or nominated as aforesaid or any of them or may elect a new body of directors or directors to supply the places of those not continued in office the directors appointed by this Act or nominated as aforesaid being if they continue qualified eligible for re-election and at the first ordinary meeting to be held in every year after the first ordinary meeting the shareholders present in person or by proxy shall subject to the power hereinbefore contained for reducing the number of directors elect persons to supply the places of the directors then retiring from office agreeably to the provisions of the Companies Clauses Consolidation Act 1845 and the several persons elected at any such meeting being neither removed nor disqualified nor having died or resigned shall continue to be directors until others are elected in their stead in manner provided by the same Act.

Election of directors.

Power to make waterworks.

22. Subject to the provisions of this Act the Company may make and maintain in the lines and situations and upon the lands

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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 following (that is to say) :—

(1.) A well and pumping station (work No. 1) situate in the field numbered 18 on the ordnance map (scale $\frac{1}{2500}$) in the parish of Sawley.

(2.) A conduit or line of pipes (conduit No. 2) commencing at the well lastly hereinbefore referred to and terminating in the parish of Sandiacre in the field numbered 272 on the ordnance map ($\frac{1}{2500}$ scale).

(3.) A covered reservoir (work No. 3) situate in the said field numbered 272.

(4.) A conduit or line of pipes (in the deposited plans and sections called conduit No. 5) commencing in the said field numbered 272 and terminating in the field numbered 354 on the ordnance map ($\frac{1}{2500}$ scale) in the parish of Stapleford.

(5.) A well and pumping station (in the deposited plans and sections called well work No. 7) situated in the said field numbered 354.

Together with all such cuts channels adits softening tanks filter beds aqueducts culverts tunnels drains sluices bye-washes weirs gauges reservoirs wells tanks banks walls approaches buildings engines pumps machinery and appliances as may be necessary or convenient in connection with the hereinbefore mentioned works or any of them.

Power to take lands and waters.

23. Subject to the provisions of this Act the Company may enter upon take and use such of the lands (other than those in the township of Long Eaton) shown on the deposited plans and described in the deposited book of reference as they may require for the purposes of this Act and may by means of the wells and pumping stations by this Act authorised take use get and appropriate for the purposes of their undertaking all springs and waters found in on or under any of the lands acquired by them under this Act.

Lateral and vertical deviation.

24. In making the works by this Act authorised the Company may deviate laterally from the lines thereof shown on the deposited plans to any extent within the limits of deviation shown or defined thereon and where the line of any work is shown upon those plans as passing along any road and no limits of lateral deviation are marked on the deposited plans the Company may in making such work deviate laterally to any extent within the boundaries of such road and the Company may also deviate from the levels of the works by this Act authorised as delineated on the deposited sections to any extent not exceeding three feet upwards and ten feet downwards.

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For protection of Midland Railway Company.

25. In constructing and maintaining the works authorised by this Act where they will cross over or under the Midland Railway the Company shall be subject to the following conditions videlicet :—

(1.) All works crossing or affecting the Midland Railway shall be executed at the expense of the Company under the superintendence and to the reasonable satisfaction of the principal engineer of the Midland Railway Company and according to plans and specifications to be previously submitted to such engineer and reasonably approved by him in writing Provided that if such engineer shall not have expressed his approval or disapproval of the said plans and specifications within one month after the same shall have been submitted to him he shall be deemed to have approved thereof.

(2.) The works shall be constructed and maintained so that the traffic upon the said railway shall not be in anywise impeded or interfered with and such maintenance shall be effected under the superintendence and to the reasonable satisfaction of the engineer of the Midland Company and in all things at the expense of the Company.

(3.) If by reason of the construction or maintenance of the works or any of them or the failure of any of the works or of the maintenance thereof or otherwise the said railway or the works connected therewith shall be injured or the traffic thereon impeded the Company shall compensate the Midland Railway Company for all costs to which that Company may be put in repairing the said damage and shall also pay by way of liquidated damages to the Midland Railway Company ten pounds for every hour during which such traffic shall be impeded.

(4.) The Company shall also indemnify the Midland Railway Company for any damage or compensation which may be recovered against them by reason of the interruption of the traffic on the said railway or by reason of any accident on the said railway which interruption or accident shall have been occasioned by the acts or defaults of the Company or any of their contractors or their respective servants or workmen.

(5.) The Company shall not acquire any estate or interest in the lands and property of the Midland Railway Company other than an easement or right of constructing or maintaining therein the works by this Act authorised.

(6.) The amounts to be paid for the acquisition of such easement shall in case of dispute be settled in the manner provided by the Lands Clauses Consolidation Act 1845 with respect to the purchase of lands otherwise than by agreement.

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Power to acquire additional lands by agreement.

26. In addition to the lands which the Company are by this Act authorised to purchase compulsorily they may for any of the purposes of this Act from time to time by agreement purchase any additional quantity of land not exceeding in the whole five acres Provided that the Company shall not upon any such lands create or permit any nuisance or erect or authorise or permit the erection of any buildings other than buildings connected with their waterworks.

Restriction on taking houses of labouring class.

27. Nothing in this Act shall authorise the Company to purchase or acquire in any city borough or other urban sanitary district or in any parish or part of a parish not being within an urban sanitary district ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

For the purpose of this section the expression "labouring class" means and includes mechanics artizans labourers and others working for wages hawkers costermongers and persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

Period for compulsory purchase of lands.

28. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of three years after the passing of this Act.

Period for completion of works.

29. If the works authorised by this Act and shown on the deposited plans are not completed within five years from the passing of this Act then on the expiration of such period the powers by this Act granted to the Company for executing the same or in relation thereto shall cease to be exercised except as to so much thereof as is then completed but nothing herein shall restrict the Company from extending enlarging altering or renewing any of their engines machinery adits or other incidental works from time to time as occasion requires for supplying water within the limits of this Act.

Power to take easements &c. by agreement.

30. 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 Company any easement right or privilege (not being an easement of water) 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 rent-

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

Reservation of water rights on sale.

31. On the sale by the Company of any lands they may reserve to themselves all or any part of the water or 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 use of water exercise of noxious trades or discharge or deposit of manure sewage or other impure matter as they think fit.

Constant supply and pressure.

32. The water to be supplied by the Company shall be constantly laid on under pressure but the Company shall not be required to supply water in any case at a pressure greater than that to be afforded by gravitation from the reservoir by this Act authorised.

Rate at which water is to be supplied for domestic purposes.

33. The Company shall on the application of any person who under the provisions of this Act shall be entitled to demand a supply of water for domestic purposes furnish to such person a sufficient supply of water for domestic purposes at rates according to the rateable value of such dwelling-house or part of a dwelling-house not exceeding the following (that is to say):—

If the rateable value does not exceed four pounds the rate of two pence per week:

If the rateable value exceeds four pounds but does not exceed seven pounds at a rate per centum per annum not exceeding twelve pounds:

If the rateable value exceeds seven pounds but does not exceed twenty pounds at a rate per centum per annum not exceeding nine pounds ten shillings:

If the rateable value exceeds twenty pounds but does not exceed forty pounds at a rate per centum per annum not exceeding seven pounds:

If the rateable value exceeds forty pounds but does not exceed eighty pounds at a rate per centum per annum not exceeding six pounds ten shillings:

If the rateable value exceeds eighty pounds at a rate per centum per annum not exceeding six pounds:

Rates for water-closets and private baths.

In addition to the rates computed as above specified the Company may charge for a supply of water to every water-closet beyond the first and to every bath the sum of ten shillings and sixpence per annum:

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Provided that the Company shall not be compelled to supply water to the occupier of any part of a dwelling-house unless the water-rate rent or charge is paid for the whole of such dwelling-house:

For the purposes of this section the rateable value shall be the rateable value as ascertained by the valuation list in force at the commencement of the quarter in which the water rate accrues or if there is no such list in force by the last rate made for the relief of the poor:

Provided that where the water rate is chargeable on the rateable value of a part only of any hereditament entered in the valuation list such rateable value shall be a fairly apportioned part of the rateable value of the whole tenement ascertained as aforesaid the apportionment in case of dispute to be determined by two justices.

Company not to be compelled to supply certain closets or baths.

34. The Company shall not be compelled to supply with water any water-closet or any bath or the apparatus or pipes connected therewith respectively unless the same be so constructed and used as to prevent the waste undue consumption or contamination of the water of the Company nor any bath which shall be capable of containing when filled for use more than fifty gallons of water.

Power to Company to supply water for other than domestic purposes.

35. Subject to the provisions of this Act the Company may supply water for other than domestic purposes on such terms and conditions as the Company think fit and may enter into agreements for the supply of water by measure either for domestic or other purposes Provided that such supply for other than domestic purposes do not interfere with the supply for domestic purposes.

Power to sell or let meters.

36. The Company may from time to time sell and dispose of meters and any water fittings upon and subject to such terms (pecuniary or otherwise) and conditions as they think fit and may let for hire any meters for ascertaining the quantity of water consumed or supplied and any water fittings for such remuneration in money and on such terms and conditions with respect to the repair maintaining and protection of such meter and fittings and for securing safe access to and the safety and return to the Company of such meter and fittings as may from time to time be agreed upon between the hirer and the Company.

Notice to Company of connecting

37. Before any person connects or disconnects any meter through which any of the water of the Company is intended to be or has been registered he shall give not less than twenty-four hours' notice

in writing to the Company of his intention to do so and all alterations or repairs and the connecting or disconnecting of meters shall be done at his cost and under due superintendence of any officer of or person authorised by the Company and any person offending against this enactment shall for every such offence be liable to a penalty not exceeding forty shillings.

or disconnecting meters.

Register of meter to be primâ facie evidence.

38. Where water is supplied by measure the register of the meter shall be primâ facie evidence of the quantity of water consumed.

Fraudulently injuring pipes meters or fittings.

39. If any person wilfully fraudulently or by culpable negligence injures or suffers to be injured any pipe meter or fitting belonging to the Company or fraudulently alters the index to any meter or fraudulently prevents any such meter or the index thereof from duly registering the quantity of water supplied or fraudulently abstracts or uses water of the Company he shall (without prejudice to any other right or remedy for the protection of the Company or the punishment of the offender) for every such offence be liable to a penalty not exceeding five pounds and the Company may in addition thereto recover the amount of any damages sustained by them and the existence of artificial means for causing such alteration or prevention when such pipe meter or fitting is under the custody or control of the consumer shall be primâ facie evidence that such alteration or prevention has been fraudulently caused by the consumer using such meter.

Power to Company to supply materials.

40. The Company may if requested by any person supplied or about to be supplied by them with water furnish to him and from time to time repair or alter any such pipes valves cocks cisterns baths meters soil-pans water-closets apparatus and receptacles as are required or permitted by their regulations and may provide all materials and do all work necessary or proper in that behalf and the reasonable charges of the Company in providing such materials and executing such work shall be paid by the person requiring the same.

Regulations for preventing waste &c. of water.

41. For preventing waste misuse undue consumption or contamination of the water of the Company the following provisions shall have effect (namely) :—

(1.) The Company may from time to time make regulations with respect to the construction maintenance and use of water fittings so as to prevent waste misuse undue consumption or contamination of the water of the Company to be observed by persons supplied with such water Provided always that any such regulations shall apply only in the case of premises to which the Company are bound to afford and do in fact

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afford or are prepared to afford a constant supply and shall not take effect unless and until they have been submitted to and confirmed by the Local Government Board The Company shall on payment of such sum not exceeding twopence as they may demand furnish a copy of the same to any consumer of water who may require the same No such regulations shall be confirmed until after the expiration of one month after notice in writing to submit the same for confirmation together with a copy of the proposed regulations has been given to the local authorities within the limits of supply who may within the said period of one month make such representations to the Local Government Board as they see fit:

(2.) The Company may by any such regulations as aforesaid direct the use and prescribe the size nature strength materials workmanship and the mode of arrangement connection disconnection alteration and repair of pipes valves cocks tanks cisterns baths soil-pans water-closets and other apparatus or receptacles for conveying delivering receiving and measuring water and may interdict any arrangement and use of any pipe valve cock tank cistern bath soil-pan water-closet or other apparatus or receptacle in their judgment likely to occasion waste misuse undue consumption erroneous measurement or contamination of water:

(3.) In case of the failure of any person to observe any regulations for the time being in force the Company may if they think fit after twenty-four hours' notice in writing enter and by or under the direction of their authorised officer repair replace or alter any pipe valve cock tank cistern bath soil-pan water-closet or other apparatus or receptacle belonging to or used by any person supplied by them and the expense of every such repair replacement or alteration shall be repaid to the Company by the person on whose credit the water is supplied and may be recovered from him as water rent is recoverable:

(4.) A printed copy of the regulations purporting to have been made as aforesaid by the Company and to be sealed with the seal of the Company shall be taken to be proof of the due making publication and existence of such regulations until the contrary be shown and any person who shall offend against any such regulations shall be liable to a penalty not exceeding five pounds and to a further penalty not exceeding forty shillings for every day or part of a day such offence shall occur after conviction therefor.

Entry on premises to repair &c. meters &c.

42. In all cases in which the Company are authorised to alter or repair any pipe valve cock meter tank cistern bath soil-pan water-closet or other apparatus the Company their agents and workmen may for that purpose and after giving notice as hereinafter provided enter into any premises in which any such pipe valve cock meter tank cistern bath soil-pan water-closet or other apparatus is placed between the hours of nine in the forenoon and four in the afternoon.

Notice before entry.

43. The notice to be given by the Company previously to making any entry authorised by this Act shall be in writing and shall be given or served in manner following (that is to say):—

If such premises be occupied then by leaving the notice thereat or by delivering the same to the occupier thereof twenty-four hours at least previously to such entry;

If such premises be unoccupied and the owner thereof and his usual place of abode be in Great Britain and be known to the Company then by delivering the notice to such owner or by leaving the same at his usual place of abode twenty-four hours or by sending the same by post in a registered letter addressed to him at his usual place of abode forty-eight hours at least previously to such entry;

If such premises be unoccupied and the owner thereof or his usual place of abode be not in Great Britain or be not known to the Company after due inquiry then by affixing the notice on some conspicuous part of such premises three days at least previously to such entry:

And for the purposes of this section any person receiving the rack-rents of any such premises either on his own account or as agent for any other person shall be deemed the owner of such premises.

Incoming tenant not liable for arrears.

44. The Company shall not be entitled to require from the incoming tenant of any property the payment of arrears of water rent or meter rent left unpaid by any former tenant unless the incoming tenant has undertaken with such former tenant to pay or exonerate him from the payment of such arrears.

Recovery of sums due.

45. If any person fails to pay any water rent meter rent rate damages costs expenses or other sum due to or recoverable by the Company under this Act they may recover the same by proceedings in any court of competent jurisdiction.

Notice of discontinuance.

46. A notice to the Company from a consumer for the discontinuance of a supply of water shall not be of any effect unless it be in writing and be left at the office for the time being of the Company.

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Contracts for supplying water for public purposes.

47. The Company may from time to time enter into and carry into effect agreements with any sanitary authority or water company for the supply by the Company to any such sanitary authority or water company either within or beyond the limits of supply of water in bulk and the agreements respectively may be for such times and for such remuneration and on such terms and conditions whatsoever as the contracting parties think fit Provided that such supply of water do not interfere with the supply of water for domestic purposes within the limits of this Act Provided that the Company shall not under the powers of this section supply water within or for use within the district of the Long Eaton Local Board without the previous consent of that local board under their common seal.

Liability for water rent not to disqualify justices.

48. No justice or judge of any court shall be disqualified from acting in the execution of this Act by reason of his being liable to the payment of any water rent meter rent rate or charge under this Act.

Contents of summons &c.

49. Any summons or warrant issued for any of the purposes of this Act may contain in the body thereof or in a schedule thereto several sums.

Authentication of notices &c.

50. Any summons warrant demand or notice or other document to be issued or given for any of the purposes of this Act may be partly in writing and partly in print and if it require authentication by the Company the signature thereof by the secretary of the Company shall be sufficient.

Costs of distress.

51. Any justice who issues a warrant of distress for any of the purposes of this Act may order that the costs of the proceedings for the recovery of the money to be levied be paid by the person liable to pay such money and in that case such costs shall be ascertained by the justice and shall be included in the warrant of distress.

Penalties not cumulative.

52. Penalties imposed under this Act and the Acts wholly or in part incorporated herewith for one and the same offence shall not be cumulative.

Costs of Act.

53. All costs charges and expenses of and incident to the applying for preparing obtaining and passing of this Act and otherwise in relation thereto shall be paid by the Company.

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