CHAPTER cxliv.

An Act to amend "The Ystrad Gas and Water Act, 1868," and "The Ystrad Gas and Water Order, 1872," so far as the same relate to Gas. [16th July 1874.]

A.D. 1874.

WHEREAS by "The Ystrad Gas and Water Act, 1868," (in this Act referred to as "the Act of 1868,") the Ystrad Gas and Water Company (in this Act referred to as "the Company") were incorporated, and were, amongst other things, authorised to supply gas within the limits by the said Act defined: 31 & 32 Vict. c. lvi.

And whereas by "The Ystrad Gas and Water Order, 1872," (in this Act referred to as "the order of 1872,") the Company were, amongst other things, authorised to construct gasworks (in this Act referred to as the "new gasworks") on certain lands shown on the map deposited for the purpose of the said order, and described in the schedule to the said order annexed, and to supply gas within certain places extending beyond the limits of supply of gas as defined by the Act of 1868, and which are specified in the said order:

And whereas the period within which the new gasworks should have been commenced under the authority of the order of 1872 has expired, but the said gasworks have not been commenced:

And whereas the Company are desirous to construct the new gasworks, and it is therefore expedient that for such purposes provision should be made for continuing the powers by the said order conferred upon the Company during the time and subject to the conditions in this Act specified:

And whereas by the forty-fourth section of the Act of 1868 and the eleventh clause of the order of 1872 the maximum price which the Company are authorised to charge for gas supplied by them is made to depend upon certain conditions which are no longer suitable, and it is expedient that such provisions should be repealed, and that instead thereof, for regulating the maximum price to be charged by the Company for gas supplied by them

A.D. 1874.

within the limits of supply as defined by the Act of 1868 and the order of 1872 (which limits are in this Act referred to as the "limits of supply"), provisions such as are in this Act contained should be made:

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

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

Short title.

1. This Act may be cited for all purposes as "The Ystrad Gas and Water Company's Gas Act, 1874."

Extension of time for commencement and completion of new gasworks.

2. The powers for the construction of the new gasworks authorised by the order of 1872, and otherwise in relation thereto, shall continue in full force and have effect, and may be exercised by the undertakers, anything in "The Gas and Water Works Facilities Act, 1870," to the contrary notwithstanding: Provided always, that if the undertakers do not within three years from the passing of this Act complete the new gasworks, or if within two years from the passing of this Act the new gasworks are not substantially commenced, or if the new gasworks are commenced, but whilst the powers to carry them on exist they are suspended without a reason sufficient in the opinion of the Board of Trade to warrant such suspension, the said powers for constructing such new gasworks, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the same as are then completed, unless the time be prolonged by the special direction of the Board of Trade. A statement in writing, signed by any secretary or assistant secretary of the Board of Trade, to the effect that such new gasworks have not been completed, or that they have not been substantially commenced, or that they have been suspended without sufficient reason, shall be conclusive evidence for the purposes of this section of such non-completion, non-commencement, or suspension: Provided also, that nothing in this Act contained shall alter or vary the legal rights of James Harvey Insole as they existed on the twenty-fourth day of June one thousand eight hundred and seventy-three.

Company bound to supply villages of Tonypandy and Porth.

3. The Company shall, within one year and six months from the passing of this Act, furnish a good and sufficient supply of gas to the inhabitants of the villages of Tonypandy and Porth, and if on the expiration of the said one year and six months the Company fail to furnish such supply, it shall not be lawful for the Company to pay

any dividend on their ordinary shares until they have furnished such supply to the inhabitants of those villages.

Repeal of section 44 of Act of 1868 and clause 11 of order of 1872.

4. From and after the passing of this Act section forty-four of the Act of 1868 and clause eleven of the order of 1872 shall be and the same are hereby repealed, but this repeal shall not affect any right, obligation, liability, or penalty accrued or incurred before the passing of this Act.

Limiting the price of gas.

5. The price to be charged by the Company for gas supplied by them to persons who shall burn the same by meter shall not at any time exceed six shillings per one thousand cubic feet, except in the case of persons who receive such supply within such parts of the limits of supply as are situate below or to the south of the Star Inn at Gelligaled, in which case the price to be charged may amount to but shall not exceed six shillings and eightpence per one thousand cubic feet.

Pressure of gas.

6. All gas supplied by the Company to any consumer of gas shall be supplied at such pressure as to balance from midnight to sunset a column of water not less than six tenths of an inch in height, and to balance from sunset to midnight a column of water not less than eight tenths of an inch in height at the main, as near as may be to the junction therewith of the service pipe supplying such consumer; and any gas examiner appointed under "The Gas-works Clauses Act, 1871," may from time to time, subject to the terms of his appointment, at the prescribed testing place or elsewhere, as and when he thinks fit, test the pressure at which the gas is supplied, and for that purpose may open any street, road, passage, or place vested in or under the control of any local or road authority.

Expenses of Act

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

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