

CHAP. 156.—An Act To ratify, approve, and confirm an act duly enacted by the Legislature of the Territory of Hawaii amending the franchise held by the Honolulu Gas Company, Limited, by extending it to include all of the island of Oahu, Territory of Hawaii.

June 16, 1916.
[S. 5685.]

[Public, No. 97.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the act of the Legislature of the Territory of Hawaii entitled "An act amending the franchise held by the Honolulu Gas Company, Limited, by extending it to include all of the island of Oahu, Territory of Hawaii," is hereby ratified, approved, and confirmed, and section one of act thirty of the Laws of the Territory of Hawaii, nineteen hundred and three, as amended and approved by an Act of Congress April twenty-first, nineteen hundred and four (section nine hundred and five of the revised laws of Hawaii, nineteen hundred and fifteen), is hereby amended to read as follows:

Hawaii.
Act of legislature
amending gas franchise
of Honolulu Gas Com-
pany, ratified, etc.
Vol. 33, p. 231.

"SECTION 1. Manufacture and supply: W. W. Dimond, of Honolulu, island of Oahu, Territory of Hawaii, his associates, successors, and assigns, or such corporation as he or they shall cause to be incorporated under the laws of the Territory of Hawaii (he or they being hereinafter referred to as W. W. Dimond), are hereby authorized and empowered to manufacture and supply gas for use as a fuel, for illuminating purposes, and otherwise, in Honolulu, which, for the purpose of this charter, shall be held to include all of the island of Oahu."

W. W. Dimond.
Authorized to manu-
facture gas in the
island of Oahu.

SEC. 2. That said act thirty of the laws of nineteen hundred and three of said Territory as amended and approved by an Act of Congress approved April twenty-first, nineteen hundred and four, is hereby further amended by adding a new section thereto to be known as section 7A (and to be known as section 911A, revised laws of Hawaii, nineteen hundred and fifteen), and reading as follows:

Subject to public
utilities commission as
to rates, etc.

"The franchise and the person or corporation holding the same shall be subject as to reasonableness of rates, prices and charges, and in all other respects to the provisions of chapter one hundred and twenty-eight of the revised laws of Hawaii, nineteen hundred and fifteen, creating a public utilities commission and all amendments thereof for the regulation of the public utilities in said Territory, and all the powers and duties expressly conferred upon or required of the superintendent of public works or the courts of said act creating said franchise, are hereby conferred upon and required of said public utilities commission and any commission of similar character that may hereafter be created by the laws of said Territory."

SEC. 3. That the public utilities commission of the Territory of Hawaii is hereby granted the power to order the Honolulu Gas Company, Limited, its successors or assigns, to make extensions of its service lines within the island of Oahu whenever it shall be made to appear that said extension is a public necessity and that said extension or extensions can be made to earn a reasonable profit on the cost and maintenance of the same: *Provided*, That all orders of the public utilities commission herein provided for shall be subject to review by the courts of said Territory.

Extensions.

SEC. 4. That Congress or the Legislature of the Territory of Hawaii, with the approval of Congress, may at any time alter, amend, or repeal this Act.

Proviso.
Review by the
courts.

Amendment.

Approved, June 16, 1916.