ANNO DECIMO NONO & VICESIMO

VICTORIÆ REGINÆ.

****

Cap. xxxviii.

An Act to amend the Provisions and extend the Limits of the Act relating to the City of *Coventry* Gaslight Company. [23d *June* 1856.]

WHEREAS by an Act passed in the Session of Parliament held in the First and Second Years of the Reign of His Majesty King *George* the Fourth, intituled *An Act for* 1 & 2 G. 4.
incorporating the City of Coventry *Gaslight Company*, such Company c. 1.
was authorized to supply Gas to the City of *Coventry* and the Suburbs thereof, and to purchase Lands and construct Works, and to raise by the Creation of Eight hundred Shares of Twenty-five Pounds each a Capital of Twenty thousand Pounds: And whereas the said Company proceeded to carry the Powers of the said Act into execution, and established Works and lighted various Streets, Places, and Buildings in the said City of *Coventry* and the Suburbs thereof, and raised and expended for the Purposes of the said Act the whole of the said Sum of Twenty thousand Pounds: And whereas since the passing of the said Act the Number of Dwelling Houses, Manufactories, and other Buildings in the said City of *Coventry* and the Suburbs thereof has greatly increased; and in order to meet the additional Demand for Gas occasioned thereby, the said Company have extended and improved their Works, and have expended in such Extension and

Improvement, over and above the said Sum of Twenty thousand Pounds, an additional Sum of Twenty-five thousand Pounds out of the Profits of the Undertaking, and a further Sum of Six thousand Pounds or thereabouts, of which last-mentioned Sum Five thousand and sixty Pounds were advanced and are still due upon Bonds granted by the Company, and the Remainder is now due as a floating Debt on the Credit of the Undertaking: And whereas by reason of such Extension and Improvement the Dividends received by the Shareholders in the said Undertaking have not, from the Establishment of the Company to the present Time, averaged so much as Three Pounds Six Shillings and Eightpence *per Centum per Annum* on their said Capital of Twenty thousand Pounds: And whereas it is reasonable that the Sum of Twenty thousand Pounds, Part of the Sum expended out of Profits in Extension and Improvement as aforesaid, should be deemed paid-up Capital, and should henceforth form Part of the Capital Stock of the Company incorporated by this Act: And whereas the Population and the Dwelling Houses, Manufactories, Railway Stations, and other Buildings of *Coventry* and the Suburbs thereof, and of certain Places adjacent and near thereto, are rapidly increasing; and it is expedient that the Provisions of the said Act should be amended, and that for the Purpose of providing the Means of discharging the said Debts, and of furnishing an increased Supply of Gas, the Company incorporated by this Act should be authorized to raise a further Sum of Money: And whereas the Purposes aforesaid cannot be effected without the Authority of Parliament, but the same might be more conveniently provided for if the said recited Act were repealed, and if other Powers and Provisions were granted and made in lieu thereof: 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; (that is to say,)

Recited Act repealed.

I. That the said recited Act shall be and is hereby repealed, and the Company thereby incorporated shall be and is hereby dissolved.

8 & 9 Vict. cc. 16. & 18., and 10 & 11 Vict. c. 15. incorporated.

II. That "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," and "The Gasworks Clauses Act, 1847," shall be incorporated with and form Part of this Act: Provided always, that nothing in this or the said Lands Clauses Consolidation Act contained shall authorize the Company to take or use any Land, except with the Consent of and by Agreement with the Owners, Lessees, and Occupiers thereof: Provided also, that Clause Thirty-eight of "The Gasworks Clauses Act, 1847," as incorporated with this Act, shall be read, construed, and applied as if the Words "and also to the Town Clerk of the City of *Coventry*" were inserted

inserted therein immediately after the Words "Gasworks are situate," and as if the Words "Town Clerk" were inserted therein immediately after the Words "so sent to the said Clerk of the Peace."

Interpretation of Terms in incorporated Acts.

III. That in construing the said Companies Clauses Consolidation Act, Lands Clauses Consolidation Act, and Gasworks Clauses Act, as incorporated with this Act, the Expression "the Special Act" shall mean this Act; the Expression "the Works," or "the Gasworks," or "the Undertaking," shall include the Gasworks and Works connected therewith, by this Act vested in the Company incorporated or constituted by this Act, as well as those which they are by this Act authorized to execute; and the Expressions "the Promoters of the Undertaking," or "the Undertakers," shall mean the Company incorporated by this Act.

Interpretation of Terms in this Act.

IV. That in this Act the following Expressions shall have the Meanings hereby assigned to them respectively, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Expression "the Company" shall mean the Company incorporated by this Act:

The Expressions "City" and "City of *Coventry*" shall mean the District comprehended within the Municipal Boundary of the City of *Coventry:*

The Expression "the Corporation" shall mean the Corporation of the City of *Coventry:*

The Expression "the Local Board of Health" shall mean the Local Board of Health of the City of *Coventry*.

"Quarter Sessions" in incorporated Acts.

V. That the Expression "Quarter Sessions" in the said incorporated Acts shall be construed to mean the Quarter Sessions for the County of *Warwick* held in the Borough of *Warwick*.

Re-establishment of Coventry Gas Company.

VI. That the several Persons and Corporations who immediately before the passing of this Act were Proprietors of Shares in the Company hereby dissolved, and all other Persons and Corporations who have subscribed or shall hereafter subscribe to the Undertaking of the Company, and their Executors, Administrators, Successors, and Assigns respectively, shall be united into a Company for the Purpose of making and supplying Gas within the Limits of this Act, and for using and making Gasworks for that Purpose, with proper Works and Conveniences connected therewith, according to the Provisions in this Act and the said incorporated Acts contained; and for the Purposes aforesaid such Company shall be incorporated by the Name of "The *Coventry* Gas Company," and by that Name shall be a Body Corporate, with perpetual Succession, and may sue and be

sued,

sued, and shall have a Common Seal, and Powers to purchase, hold, and sell Lands for the Purposes of the said Undertaking.

Limits of Act.

VII. That the Limits of this Act for the Supply of Gas by the Company shall comprize the whole of the Municipal and Parliamentary Borough of *Coventry*, and the adjacent Parishes, Hamlets, and Places of *Stoke*, *Stivichall*, *Allesley*, *Foleshill*, *Coundon*, and *Radford*, in the County of *Warwick*.

Works, &c. of dissolved Company vested in Company hereby incorporated.

VIII. That from and immediately after the passing of this Act all the Works, Pipes, Tanks, Retorts, Gasometers, and other Apparatus, and all the Lands, Tenements, Hereditaments, Rights, Claims, Easements, and Privileges, and all Moneys, Goods, Chattels, Effects, Bonds, Deeds, Books, Writings, Maps, Plans, and Personal Estate of the Company hereby dissolved, shall be and the same are hereby vested in the Company hereby incorporated; and all Persons and Corporations who immediately before the passing of this Act owed any Sum of Money to the Company hereby dissolved shall pay the same, together with all Interest (if any) due or to accrue due for the same, to the Company hereby incorporated; and all Debts which immediately before the passing of this Act were due and owing by the Company hereby dissolved shall be paid, with all Interest (if any) due and to accrue due thereon, by the Company hereby incorporated; and all Rates or Rents which immediately before the passing of this Act were due and payable or then accruing due, under or by virtue of the recited Act, to the Company hereby dissolved, shall be and become due and payable to the Company hereby incorporated, and shall and may be collected and recovered by the same Ways and Means, and under the same Restrictions and Regulations, and with the same Penalties in respect thereof as the Rates and Rents by this Act made payable to the Company hereby incorporated; and all Conveyances, Leases, Contracts, Mortgages, Bonds, Covenants, Liabilities, Securities, Arrangements, and Agreements made or entered into before the passing of this Act to, with, in favour of, or by or for the Company hereby dissolved shall be and remain as valid and effectual in favour of or against and with reference to the Company hereby incorporated, and may be proceeded on, enforced, and satisfied in the same Manner, to all Intents and Purposes, as if the Company hereby incorporated had been a Party to, executed, and incurred the same, or had been named or referred to therein, instead of the Company incorporated by the said recited Act.

Confirming existing Lease of Undertaking.

IX. That whereas the Undertaking of the Company by this Act dissolved is at present held in Lease by *Charles Burt Robinson*, *James Wickenden Robinson*, and *Henry Martin Robinson*, under a Lease between the said Company and them, dated the Fifth Day of *August*

One

One thousand eight hundred and forty-eight, for a Term of Years which will expire on the Twenty-fifth Day of *March* One thousand eight hundred and fifty-eight, and the said Lessees have expended considerable Sums on the Faith of such Lease, the said Lease shall be as good, valid, and effectual, to all Intents and Purposes, as if the same had been authorized by and made and granted in accordance with the Provisions of the recited Act; and the said Lessees shall, during the Remainder of the said Term of Years, or until the sooner Determination of the said Lease, exercise, enjoy, and be subject to all the Rights, Powers, and Liabilities thereby conferred and imposed, or intended to be conferred and imposed, upon them.

Rates, &c. payable under recited Act to continue payable till altered by this Act.

X. That all Rates, Rents, or Charges made or imposed under or by virtue of the recited Act, and which at the Time of the passing of this Act shall be due and payable or accruing due and payable, or if this Act had not been passed would have been due and payable or would have accrued due and payable, shall continue to be payable until the same shall be altered or reduced under the Authority of this Act, and may be collected and recovered by such Means and under such Restrictions and Regulations as any Rates, Rents, or Charges to be received in pursuance of this Act may be collected or received.

Transfers of Shares, &c. to remain in force.

XI. That all Certificates, Sales, Transfers, and Dispositions executed before the passing of this Act of any Share or Shares in the Joint Stock of the Company hereby dissolved, shall remain in full force and virtue, and shall be and continue available in all respects whatsoever, in the same Manner as if the same respectively were or had been made, entered into, or executed under or by virtue of any of the Powers or Authorities contained in this Act.

Actiosn, &c. not to abate.

XII. That no Action, Suit, Prosecution, or other Proceeding whatsoever commenced either by or against the Company hereby dissolved, previous to the passing of this Act, shall abate or be discontinued or prejudicially affected by this Act, but on the contrary the same shall continue to take effect, either in favour of or against the Company hereby incorporated, in the same Manner in all respects as the same would have continued and taken effect in relation to the Company hereby dissolved if this Act had not been passed; and also all Penalties incurred by any Offence against the Provisions of the recited Act previously to the passing of this Act may be sued for, and all Offences which may have been committed before the passing of this Act against the Provisions of the recited Act may be prosecuted, in such or the like Manner, to all Intents and Purposes, as the same might have been sued for and prosecuted respectively if this Act had not been passed; the Company hereby incorporated being, in reference to the Matters

aforesaid, in all respects substituted in the Place of the Company hereby dissolved.

Books, &c. to continue Evidence.

XIII. That all Books and other Documents whatsoever, by the recited Act authorized or directed to be kept and thereby made Evidence, shall still be admitted Evidence in all Courts whatsoever.

Officers under recited Act to continue till removed.

XIV. That all Clerks, Officers, and other Persons appointed by virtue of or acting under the Authority of the recited Act, and not acting contrary to the Provisions and Directions in this Act contained, shall hold and enjoy their respective Offices and Employments, together with the Salaries or Emoluments thereunto annexed, until they shall be removed therefrom by the Company or the Directors; and all such Clerks, Officers, and other Persons shall have the like Powers and Authorities for the Purposes of this Act, and for carrying the same into execution, and shall be subject and liable to the like Pains and Penalties, and to the like Powers of Removal, and to the like Rules and Regulations in all respects whatsoever, as if they had been appointed by virtue of this Act.

Capital.

XV. That the Capital of the Company shall be Forty thousand Pounds, subject to Augmentation as herein-after mentioned, and shall be divided into One thousand six hundred Shares of the nominal Value of Twenty-five Pounds each.

Appropriation of Shares.

XVI. That whereas the Capital of Twenty thousand Pounds which the Company hereby dissolved raised by the Creation of Shares, pursuant to the Provisions of the recited Act, was divided into Eight hundred Shares of the nominal Value of Twenty-five Pounds each: And whereas the Sum which the said Company expended upon their Works as aforesaid, over and above the Twenty thousand Pounds which they raised by the Creation of Shares, was raised out of the Profits of their Undertaking: Every Person and Corporation who immediately before the passing of this Act was possessed of or entitled to One or more Share or Shares of Twenty-five Pounds in the Capital of the Company hereby dissolved shall, in respect of each such Share, be possessed of or entitled to Two Shares of the nominal Value of Twenty-five Pounds each in the said Capital of Forty thousand Pounds in the Company hereby incorporated, which shall be held to be fully paid up; and the said Shares are hereby vested in such Persons and Corporations accordingly.

Shares to be subject to the same Trusts as the old Shares.

XVII. That all Persons and Corporations in whom any Shares in the said Capital of Forty thousand Pounds shall be vested by this Act as aforesaid shall stand and be possessed thereof upon the same Trusts, and subject to the same Powers, Provisions, Declarations

Agreements,

Agreements, Charges, and Encumbrances as the Trusts, Powers, Provisions, Declarations, Agreements, Charges, and Encumbrances upon or to which the Share or Shares in the Capital of the Company hereby dissolved, in respect of which such Shares in the said Capital of Forty thousand Pounds shall be so vested, was or were possessed and subject immediately before the passing of this Act, and so as to give effect to and not revoke any Will or other Testamentary Instrument disposing of or affecting such Share or Shares.

Power to raise additional Money by Creation of new Shares.

XVIII. That in addition to the said Capital of Forty thousand Pounds, it shall be lawful for the Company from Time to Time, with the Consent of Three Fifths of the Votes of the Shareholders present in Person or by Proxy at any General Meeting or Meetings specially convened for the Purpose, to raise, by the Creation of new Shares, any further Sum or Sums that they may think proper, not exceeding in the whole the Sum of Forty thousand Pounds; and if they shall think fit, with the like Consent, to guarantee such Amount of Interest or Dividend on the new Shares to be so from Time to Time created, or any of them, not exceeding Six Pounds *per Centum per Annum* on the Amount for the Time being paid thereon, and to attach such Conditions and Agreements with respect to Preference or Priority, or otherwise with respect to such new Shares or any of them, or the Interest or Dividends to be payable in respect thereof, as may be agreed upon at such Meeting or Meetings.

Registration of Shares.

XIX. That any Shares to which a guaranteed or preferential Dividend shall be attached shall be distinguished and registered as "Guaranteed Shares" or "Preference Shares," and shall be marked as such, together with the Rate of the guaranteed or preferential Dividend payable thereon, upon the Certificates issued by the Company to the respective Holders thereof.

New Shares to be offered in the first place to existing Shareholders.

XX. That whenever any Augmentation of the Capital of the Company shall take place by the Creation of new Shares, pursuant to the Provisions of this Act, the Sum proposed to be raised shall be divided into Shares of such Amount as will conveniently allow the same to be apportioned among the then Shareholders in proportion to the existing Shares held by them respectively, and such new Shares shall be offered in the Proportion aforesaid to the then Shareholders, in the Mode and under the Conditions prescribed in "The Companies Clauses Consolidation Act, 1845:" Provided always, that no such Offer need be made to the Proprietors of any Guaranteed or Preference Shares unless the Company shall be bound to make such Offer pursuant to the Terms or Conditions under which such Guaranteed or Preference Shares shall have been created.

XXI. That

Calls.

XXI. That if and whenever the Company shall create any new Shares under the Provisions of this Act, Forty *per Centum* on the Amount of such new Shares shall be the greatest Amount of the First Call which may be made in respect thereof, and Twenty *per Centum* on the Amount of such new Shares shall be the greatest Amount of any subsequent Call which may be made in respect thereof, and there shall be an Interval of not less than Three Months between any Two successive Calls; and the aggregate Amount of all Calls on any One Share in One Year shall not exceed Two Thirds of the Amount of such Share.

Limiting Amount of Dividends.

XXII. That the Profits of the Undertaking to be divided in any Year amongst the Holders of the said One thousand six hundred Shares in the Capital of Forty thousand Pounds hereby declared to form the Capital of the Company shall not exceed Eight Pounds in the Hundred Pounds on the said Capital, and the Profits of the Undertaking to be divided in any Year amongst the Holders of any new Shares which may be created under the Provisions of this Act shall not exceed Seven Pounds Ten Shillings in the Hundred Pounds on the Amount paid up in respect of such new Shares, unless a larger Dividend be at any Time necessary to make up the Deficiency of any previous Dividend which after the passing of this Act shall have fallen short of the said yearly Sums respectively.

Confirming existing Bonds of the Company.

XXIII. That all Bonds already granted by the Company hereby dissolved for Money borrowed by them, and unsatisfied at the Commencement of this Act, shall be as good, valid, and effectual to all Intents and Purposes as if that Company had been by the Act hereby repealed authorized to make and grant the same, and as if the same had been made and granted in accordance with the Provisions of that Act, and that Act had not been repealed; and all such Bonds may be enforced against the Company hereby incorporated, their Lands, Hereditaments, Property, Goods, Chattels, and Effects, and shall, during the Subsistence thereof, have Priority over all Mortgages and Bonds which may be granted by the Company in virtue of this Act, and the lawful Holders thereof may sue for and recover the Principal and Interest Moneys thereby secured accordingly.

Power to borrow Money on Mortgage.

XXIV. That it shall be lawful for the Company from Time to Time to borrow on Mortgage or Bond, and if paid off again to borrow, any Sums of Money not exceeding in the whole the Sum of Ten thousand Pounds, including the Amount borrowed on Bond as aforesaid by the Company hereby dissolved; and as soon as the said additional Share Capital of Forty thousand Pounds shall have been subscribed, and One Half thereof shall have been paid up, it shall be lawful for the Company from Time to Time to borrow on Mortgage or Bond, and

and if paid off again to borrow, any additional Sums of Money not exceeding in the whole the further Sum of Ten thousand Pounds.

Application of Money.

XXV. That all Money to be raised under the Provisions of this Act shall be applied, in the first place, to paying the Costs, Charges, and Expenses of obtaining and passing this Act and incident thereto, and then to discharging the said Floating Debt, and the Debt due on the said existing Bonds, and afterwards to carrying into effect the Purposes of the Undertaking by this Act authorized.

Shares may be allotted in discharge of Debt.

XXVI. That the Directors may from Time to Time, by Agreement with the Holder of or Person entitled under this Act to any Mortgage or Bond for which the Company is liable, allot to him any Shares in the Company in satisfaction of all or such Part as may be mutually agreed upon of his Debt; and the Shares so allotted shall be deemed fully paid up, and on his Acceptance thereof so much of his Debt as shall be equal to the aggregate nominal Amount of the Shares so allotted to him shall be extinguished: Provided always, that the aggregate nominal Amount of the Shares so allotted to any Person shall not exceed the Principal Sum due to him by the Company.

Number and Qualification of Directors.

XXVII. That, subject to the Provisions herein contained for reducing the Number of Directors, the Number of the Directors of the Company shall, from and after the Ordinary Meeting of the Company to be held in the Month of *August* One thousand eight hundred and fifty-six, be Nine; and the Qualification of a Director shall be the Possession by him in his own Right of Shares in the Company to the Amount of Two hundred and fifty Pounds of paid-up Capital.

Power to reduce the Number of Directors.

XXVIII. That it shall be lawful for the Company from Time to Time to reduce the Number of Directors, provided that the reduced Number be not less than Five.

First Directors.

XXIX. That the Persons who immediately before the passing of this Act constituted the Committee of Management of the Company hereby dissolved shall be the First Directors of the Company.

Election of future Directors.

XXX. That the Directors hereby appointed shall continue in Office until the Ordinary Meeting to be held in the Month of *August* One thousand eight hundred and fifty-six, at which Meeting they shall retire from Office; and at such Meeting the Shareholders present, either personally or by Proxy, may continue in Office the Directors appointed by this Act, or any Number of them, and shall elect new Directors to supply the Places of those not continued in Office, and to make up the total Number to Nine; and in each Year after such

Election One Third Part of the Directors shall retire in manner provided by "The Companies Clauses Consolidation Act, 1845."

Directors appointed to continue.

XXXI. That the Directors appointed or to be appointed under the Authority of this Act shall continue to be Directors until others are elected in their Stead.

Quorum at Meeting of Directors.

XXXII. That the Quorum of any Meeting of the Directors shall be Three.

Quorum at General Meeting.

XXXIII. That the Quorum of any General Meeting of the Company shall be Five Shareholders holding Shares in the Company of the aggregate Amount of not less than Two thousand Pounds of paid-up Capital.

Scale of voting.

XXXIV. That at any Ordinary or Extraordinary Meeting of the Company every Shareholder present, in Person or by Proxy, shall have One Vote for every Twenty-five Pounds of paid-up Capital held by him up to One hundred Pounds, and an additional Vote for every One hundred Pounds of paid-up Capital beyond the first One hundred Pounds of such Capital held by him: Provided always, that no Shareholder shall be entitled to vote at any Meeting in respect of any new Shares held by him unless he shall have paid all Calls then due upon such Shares.

Number of Shareholders to call Extraordinary Meetings.

XXXV. That the Number of Shareholders on whose Requisition an Extraordinary Meeting may be required to be convened shall be not less than Seven, holding Shares in the Company of the aggregate Amount of not less than Three thousand Pounds of paid-up Capital.

Books to be balanced half-yearly.

XXXVI. That the Accounts of the Company shall be made up half-yearly to the Thirtieth Day of *June* and the Thirty-first Day of *December* in each Year, and the Books shall be balanced at those Periods.

New Certificates to be issued.

XXXVII. That the Directors may call in and cancel the Certificates of Shares issued under the Authority of the recited Act, and shall issue to the Parties in whom Shares in the said Capital of Forty thousand Pounds are by this Act vested Certificates of such last-mentioned Shares, and shall also from Time to Time issue Certificates of the new Shares which may be created under the Authority of this Act to the Parties entitled thereto.

Proofs of Debts in Bankruptcy, &c.

XXXVIII. That in all Proceedings against the Estate of any Bankrupt or Insolvent, or under any Fiat, Sequestration, or Act of Insolvency, any Person appointed for that Purpose by the Company under

under their Common Seal may represent the Company, and act in their Behalf, in all respects as if the Claim or Demand of the Company against such Estate were the Claim or Demand of such Person and not of the Company.

Power to purchase Lands limited.

XXXIX. That it shall not be lawful for the Company to purchase or hold for the Purposes of the Undertaking at any One Time more than Six Statute Acres.

Company empowered to construct Gasworks, &c.

XL. That, subject to the Provisions in this and the said incorporated Acts contained, it shall be lawful for the Company from Time to Time to make, construct, lay down, maintain, alter, or discontinue such Retorts, Gasometers, Receivers, Drains, Sewers, Machinery, and other Works and Apparatus, and also such Houses and Buildings and Approaches thereto, upon the Lands hereby authorized to be held or purchased by the Company, and to do all such other Acts as they shall think proper, consistently with the Provisions of this Act, for supplying Gas within the Limits of this Act, and for the other Purposes authorized by this Act, and to sell, manufacture, and dispose of the Coke and Residuum arising or to be obtained from the Materials used in the Manufacture of Gas, in such Manner as the Company may think proper, and to carry on the Business which may be usually carried on by Gas Companies: Provided always, that nothing in this or the said incorporated Acts contained shall authorize the Company to erect new Works for the Manufacture of Gas upon any Lands other than those which belonged to the Company hereby dissolved and are by this Act vested in the Company hereby incorporated, and which are occupied by the existing Works of the Company hereby dissolved or contiguous thereto.

Power for the Company to contract for lighting Streets, &c.

XLI. That it shall be lawful for the Company or their Directors from Time to Time to enter into or make any Contract or Agreement with the Surveyors or other Person or Persons having the Control, Direction, or Management of any Street, Road, or Bridge within the Limits of this Act, for lighting or supplying the same or any Part thereof with Gas, and for providing the same with Lamp Pillars and Posts, Lamp Brackets, Lamps, and Glass, and for the Repair thereof respectively, and also from Time to Time to make and enter into any Contract or Agreement with any Body Corporate or Person for lighting or supplying with Gas any Church, Chapel, Shop, Inn, Tavern, Dwelling House, Mill, Manufactory, Warehouse, or other public or private Building, in such Manner, under such Conditions, and for Payment of such Gas Rate or Rent as shall be agreed upon between the Company and such Surveyors, Bodies Corporate, or other Persons respectively; and such Surveyors are hereby authorized and empowered, with the Consent of the Inhabitants of the Parish or Township

Township in which such Street, Road, or Bridge shall be situate, in Vestry assembled, to contract and agree with the Company, and to pay, out of any Money which shall come to their Hands or over which they shall have Control, such Sums of Money as shall from Time to Time have been contracted or agreed to be paid to the Company for lighting such Street, Road, or Bridge as aforesaid.

Power to Corporation to require Company to lay down additional Mains;

XLII. That the Company shall from Time to Time, from and after the Twenty-fifth Day of *March* One thousand eight hundred and fifty-eight, carry their Mains into or through any present or future Streets within the Limits of this Act repaired by the Corporation or the Local Board of Health, and not already lighted with Gas, which the Corporation or the Local Board of Health or other the Persons having the Charge of lighting the Streets in the City of *Coventry* may from Time to Time, by Writing addressed to the Clerk or Secretary of the Company, require the Company to light; and in every such Case the Company shall place, and during all Contracts with the Corporation or the Local Board of Health shall light, Lamps at Distances not less on the Average than Sixty Yards from each other along every such Extension of the Company's Mains: Provided always, that no such new Main shall be so required to be laid during any of the Four Months of *November*, *December*, *January*, and *February*.

Such Mains subject to Approval of Corporation.

XLIII. That from Time to Time, before the Company proceed to open or break up any Street, Bridge, Sewer, Drain, or Tunnel, or extend any Mains, they shall give to the Corporation or the Local Board of Health Notice in Writing of their Intention to open or break up the same, or of their Desire to make such Extension, and the Corporation or the Local Board of Health shall consider and determine on the Propriety of such opening, breaking up, or Extension being made; and except as by this Act otherwise provided the Company shall not open or break up any Street, Bridge, Sewer, Drain, or Tunnel, or make any such Extension, without the previous Approval thereof by the Corporation or the Local Board of Health or their Surveyor.

If Corporation fail to approve, the same to be deemed an Approval.

XLIV. That if the Corporation or the Local Board of Health fail for Twenty-one Days after any such Notice to them by the Company to give Notice in Writing to the Company of the Determination of the Corporation or the Local Board of Health therein, such Failure shall be deemed an Approval by the Corporation or the Local Board of Health of the proposed opening, breaking up, or Extension.

Company to alter Pipes, if required by Corporation.

XLV. That if and when the Corporation or the Local Board of Health deem it necessary to raise, sink, or otherwise alter the Situation of any Gas Pipes, Mains, Plugs, or other Gasworks laid in or under any Street, Bridge, Sewer, Drain, or Tunnel, they may by Notice in Writing

Writing require the Company to raise, sink, or otherwise alter the Situation of the same, in such Manner and within such reasonable Time as shall be specified in such Notice, and the Expenses attendant upon or connected with any such Alterations shall be borne and paid by the Company; and if such Notice be not complied with, the Corporation or the Local Board of Health may make the Alteration required, and recover the reasonable Expenses and Costs attending such Alteration in a summary Manner, as provided by the Public Health Act, 1848: Provided always, that no such Alteration shall be required or made which will permanently injure any such Pipes, Mains, Plugs, or Works, or prevent the Gas from flowing as freely and conveniently as usual.

Company to supply Gas for lighting Streets.

XLVI. That from and after the Twenty-fifth Day of *March* One thousand eight hundred and fifty-eight the maximum Price at which Gas shall be supplied to all public Lamps or Burners within the Municipal Boundary of the City of *Coventry* and within the Districts at present lighted, not being within the Municipal Boundary, (that is to say, *Mount Street* and *Earlsdon* situate in the Suburbs of the said City,) shall not exceed Two Pounds Ten Shillings a Year for every such Lamp or Burner burning Three thousand one hundred Hours a Year, and consuming on the Average Five Cubic Feet of Gas an Hour, such fixed Price to include the erection, cleaning, lighting, extinguishing, and repairing of the said public Lamps: Provided always, that the Obligation on the Company to provide Gas for the said public Lamps or Burners at the Price before mentioned shall continue so long only as the Company shall have the exclusive Right of putting down Pipes along the public Streets of the said City for the Supply of the Inhabitants thereof with Gas.

Power to Company to lay Pipes for lighting Buildings.

XLVII. That, subject to the Provisions in this and the said incorporated Acts contained, it shall be lawful for the Company, with such Consent as is required by "The Gasworks Clauses Act, 1847," to lay any Pipe, Branch, or other necessary Apparatus from any Main or Branch Pipes into, through, or against any Building for the Purpose of lighting the same, and to provide and set up any Apparatus necessary for securing to any Buildings a proper and complete Supply of Gas, and for measuring and ascertaining the Extent of such Supply, and from Time to Time to repair, replace, alter, or discontinue and remove any such Pipe, Branch, or Apparatus.

Consumers may be required to consume Gas by Meter.

XLVIII. That every Consumer of Gas of the Company shall, upon Request in Writing by the Company, consume such Gas by Meter; and if the Consumer shall not think fit to provide the same at his own Expense, the Company shall provide such Meter, and let the same for Hire to such Consumer at a Rent not exceeding the Rate of Ten

Pounds *per Centum per Annum* upon the Cost of such Meter: Provided always, that the Enactments in this Section shall not apply to Gas consumed in the public Lamps.

Penalty for fraudulently consuming of Gas.

XLIX. That every Person who shall knowingly and wilfully prevent any Meter supplied or approved by the Company from duly registering the Quantity of Gas supplied shall for every such Offence forfeit and pay to the Company any Sum not exceeding Five Pounds; and the Existence of artificial Means for causing such Prevention, where such Meter shall be under the Custody or Control of the Consumer, shall be *primâ facie* Evidence that the same has been knowingly and wilfully caused by the Consumer using such Meter.

Limit of Price for Supply of Gas.

L. That from and after the Twenty-fifth Day of *March* One thousand eight hundred and fifty-eight the highest Charge by the Company for Gas supplied by them within the Municipal Boundary of the City of *Coventry*, and in the Districts at present lighted not being within the Municipal Boundary (*viz.*, *Mount Street* and *Earlsdon* in the Suburbs of the said City,) shall be at the Rate of Four Shillings and Sixpence *per* One thousand Cubic Feet.

Quality of Gas.

LI. That all the Gas to be supplied by the Company shall be of such Quality as to produce from an Argand Burner having Fifteen Holes and a Seven-inch Chimney, and consuming Five Cubic Feet of Gas an Hour, a Light equal in Intensity to the Light produced by Twelve Sperm Candles of Six in the Pound, burning One hundred and twenty Grains an Hour.

Corporation may appoint Persons to test the Quality of Gas.

LII. That the Corporation or the Local Board of Health may from Time to Time, if they think fit, appoint a practical Chemist or other competent Person to test the illuminating Power and Quality of the Gas supplied by the Company.

Experimental Meter to be kept.

LIII. That the Company shall maintain and keep in some convenient Part of their Works an Experimental Meter, furnished with an Argand Fifteen-holed Burner and Seven-inch Chimney, capable of consuming Five Cubic Feet of Gas an Hour, with other necessary Apparatus for estimating the illuminating Power and for testing the Purity of Gas.

Provision as to testing of Gas.

LIV. That the Chemist or other Person so appointed may at all reasonable Times in the Daytime, on giving Two Hours previous Notice in Writing to the Company, and on Production of a Certificate under the Hand of the Mayor of the City of *Coventry* of his Appointment, enter the Works of the Company for the Purpose of making, and may forthwith in the Presence of the Superintendent or other Officer

Officer of the Company, if he think fit to be present, make, Experiments on the illuminating Power and Purity of the Gas, by meansof the Experimental Meter and other Apparatus provided in pursuance of this Act; and in such Experiments the Company, their Officers and Servants, shall render all necessary Assistance; and if it be proved to the Satisfaction of any Two Justices, after hearing the Parties, that from Causes otherwise than accidental, (such accidental Causes to be proved by the Company to the Satisfaction of such Justices,) the illuminating Power of the Gas to be supplied by the Company is not such as is required by this Act, or if it shall be proved in like Manner that such Gas contains a sufficient Quantity of sulphuretted Hydrogen to discolour the usual Test Paper, then the Company shall for every such Offence forfeit a Sum not exceeding Ten Pounds.

Power to Corporation, &c. to appoint Inspector of Meters.

LV. That the Corporation or the Local Board of Health may from Time to Time, if they think fit, appoint an Inspector of Meters, subject to the Approval of the Company; and in case of the Company not approving of such Appointment, such Inspector shall be appointed by the Judge of the County Court held in the City of *Coventry*; and such Inspector shall have at all Times, on the Application and at the Expense of any Consumer of Gas of the Company, a Right to inspect and test the Meter or Meters erected or placed by the Company on the Premises of the Person making such Request, after giving Twenty-four Hours Notice in Writing of such intended Inspection to the Company; and if on any such Inspection the said Inspector shall find that any such Meter is not a good and proper Meter, or does not accurately register the Quantity of Gas consumed, the Company shall, on the Request in Writing of such Consumer, remove the same and supply its Place with a good and proper Meter, at the Expense of such Consumer if the Meter be his own Property and not rented by him of the Company; and if the Company shall for Seven Days after such Inspection and Request fail to supply a good and proper Meter as aforesaid, they shall forfeit to such Consumer a Sum not exceeding Twenty Shillings for each Day during which such Failure continues.

Recovery of Money by Distress.

LVI. That all Sums of Money due to the Company or their Lessees for the Supply of Gas, or for the Price, Hire, or fixing of Meters or Fittings, and all Damages, Costs, and Expenses by this Act or any Act incorporated herewith directed to be paid, and the Amount of which shall not be disputed, may, together with the Costs of cutting off the Gas, be levied by Distress; and any Justice, on Application, may inquire into and ascertain the Amount due, and issue his Warrant accordingly for levying the same.

Several Names, &c. in One Warrant.

LVII. That any One Warrant issued for any of the Purposes of this Act may contain in the Body thereof, or in a Schedule thereto, several Names and several Sums.

LVIII. That

Costs of Distress.

LVIII. That any Justice who shall issue 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 shall be paid by the Person liable to pay such Money, and such Costs shall be ascertained by the Justice, and shall be included in the Warrant of Distress for the Recovery of such Money.

Small Sums recoverable in County Courts.

LIX. That nothing in this Act or any Act incorporated herewith contained shall prevent the Company or their Lessees from recovering any Sum of Money, not exceeding Fifty Pounds, due to them for the Supply of Gas, or for the Price, Hire, or fixing of Meters, or for Damages, Costs, or Expenses, including Expenses of cutting off the Gas, by Action or Proceeding in such Manner as is by Law provided for the Recovery of Debts not exceeding Fifty Pounds.

Saving Rights of Corporation, &c.

LX. That, except as by this Act expressly provided, nothing in this Act shall take away, lessen, prejudice, or alter any of the Rights, Interests, Powers, and Authorities of the Corporation, or of the Local Board of Health, or of the Trustees under any Act for repairing and amending Turnpike Roads within the Limits of this Act, or of the Persons having the Control or Management of any Street, Sewer, or Drain within the Limits of this Act.

Saving Rights of Coventry Waterworks Company. 7 & 8 Vict. c. lvi.

LXI. That, except as by this Act expressly provided, nothing in this Act shall take away, lessen, prejudice, or alter any of the Rights, Interests, Powers, and Authorities given or provided for by the Statute of Seven and Eight *Victoria*, Chapter Fifty-six, entitled *An Act for better supplying with Water the Parishes of* Saint Michael, *the* Holy Trinity, *and* Saint John the Baptist, *in the City of* Coventry *and County of* Warwick.

Short Title.

LXII. That in citing this Act for any Purpose whatsoever it shall be sufficient to use the Expression "The *Coventry* Gas Act, 1856."

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