ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

VICTORIÆ REGINÆ.

Cap. clxii.

An Act to enable the *Independent* Gaslight and Coke Company to raise additional Capital, to define their Limits for supplying Gas, to repeal, amend, and extend the Act relating to the Company; and for other Purposes.

[14th *July* 1864.]

WHEREAS by an Act passed in the Tenth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act to incorporate certain Persons, to be called "The* Independent *Gaslight and Coke Company," and for enabling them to light with Gas certain Parishes in the County* of Middlesex, the several Persons therein named were incorporated by the Name of "the *Independent* Gaslight and Coke Company," and were authorized to supply Gas within certain Limits therein mentioned, all within the several Parishes of *Saint Leonard, Shoreditch*, and *Saint Luke, Middlesex*, in the County of *Middlesex*, and for the Purposes of the said Company to raise a Capital of One hundred and twenty thousand Pounds in Shares of not less than Thirty Pounds each, and to borrow by Debentures or Mortgage any Sums not exceeding the Sum of Thirty thousand Pounds: And whereas the said Company have raised the whole of the said Share Capital of One hundred and

10 G. 4. c. cxviii.

twenty thousand Pounds, and have borrowed the further Sum of Thirty thousand Pounds by Debentures, under the Provisions of the said recited Act: And whereas the whole of the said several Sums of One hundred and twenty thousand Pounds and Thirty thousand Pounds has been expended in the Works of the said Company, and they have also expended in the Extension of their Works the Sum of Thirty thousand Pounds out of the Profits of the said Company: And whereas the said Company are desirous to capitalize the said Sum of Thirty thousand Pounds by issuing new Shares for the same, bearing Interest: And whereas the Demand for Gas within the existing District is greatly increasing, and the said Company are desirous of being empowered to create and raise an additional Share Capital of Sixty thousand Pounds, and a further Sum of Fifteen thousand Pounds by way of Loan or by the Creation and Issue of Debenture Stock: And whereas it is expedient that some other of the Provisions of the said recited Act should be altered and amended, and other and additional Powers conferred on the said Company: And whereas the Objects and Purposes aforesaid cannot be effectually provided for 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 of the Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Short Title.

1. In citing this Act for any Purpose whatever it shall be sufficient to use the Expression "The *Independent* Gaslight and Coke Company Act, 1864."

Recited Act repealed.

2. The said recited Act shall be and the same is hereby repealed, but without Prejudice to any Acts or Proceedings previously had, transacted, or commenced under the same, or to any Demands or Liabilities arising in consequence thereof.

8 & 9 Vict. cc. 16. & 18., 10 & 11 Vict. c. 15., 23 & 24 Vict. c. 106., and 26 & 27 Vict. c. 118. incorporated.

3. "The Companies Clauses Consolidation Act, 1845," (except so much of Section Eighty-three as requires the Election of the whole of the Directors at the First General Meeting,) "The Lands Clauses Consolidation Act, 1845," (except such Portions thereof as refer to the Purchase of Lands otherwise than by Agreement,) "The Gasworks Clauses Act, 1847," "The Lands Clauses Consolidation Acts Amendment Act, 1860," and "The Companies Clauses Act, 1863," (save in so far as the same are repugnant to the Provisions of this Act,) shall be incorporated with and form Part of this Act.

Interpretation of Terms.

4. In construing "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," "The Gasworks Clauses Act, 1847," "The Lands Clauses Consolidation Acts Amendment Act, 1860," and "The Companies Clauses Act, 1863," as

as incorporated with this Act, the Expression "the Special Act" shall mean this Act, and the Expression "the Works" or "the Undertaking" shall mean the Gasworks and Works connected therewith by this Act vested in the Company incorporated by this Act, or which they may be authorized to execute, the Expressions "the Promoters of the Undertaking" or "the Undertakers" shall mean the Company incorporated by this Act, and the Expression "the Gasworks" shall include the Gasworks and Works connected therewith by this Act vested in the said Company, as well as any Gasworks which they may construct under the Powers of this Act, unless in any of the Cases aforesaid there be something in the Subject or Context repugnant to such Construction.

Interpretation of Words "Company," "Clerk," &c.

5. In this Act and in the Acts incorporated herewith the Word "Company" shall mean the Company incorporated by this Act, the Word "Clerk" shall include Secretary, the Word "Street" shall include every public Street, Highway, Footpath, Turnpike Road, Lane, Square, Court, Alley, Thoroughfare, Passage, or Place within the Limits of this Act, unless there be something in the Subject or Context repugnant to such Construction; the Expression "Gas Rate" shall mean the Charge for Gas supplied, and the Expression "Meter Rent" shall mean the Charge for Hire of a Gas Meter.

Limits of Act.

6. The District comprised within the Limits of this Act for the Purposes of the Company shall be and include such Parts of the several Parishes of *Saint Leonard, Shoreditch*, and *Saint Luke, Middlesex*, as lie within a Line commencing on the North Side of the *City Road* at the Corner of *Nelson Terrace*, extending along the North Side of the North Side of *Nelson Place*, crossing the Canal Basin and the *Regent*'s Canal, along the Boundary Line of the Parish of *Saint Leonard, Shoreditch*, to the Canal Bridge in the *Kingsland Road*, along the Centre of the *Kingsland Road* to the Southern End of *Kingsland Crescent*, along the Boundary Line of the said Parish to the Lane leading to the Canal Bridge near *Acton*'s Lock, crossing the Canal to *Margaret Place*, along the Centre of *Margaret Place* and *Gloucester Place* to the *Hackney Road*, the Centre of *Hackney Road* to *Austin Street* near *Shoreditch* Church, along the Centre of *Austin Street, Broad Place*, and *Cock Lane* (now called *Boundary Street*) to *Church Street*, crossing *Church Street* into *York Street*, along the Centre of *York Street*, and along the Boundary Line of the Parish of *Shoreditch* to the North-east Corner of *Hog Lane*, along the North Side of the North Side of *Hog Lane* and *Worship Street*, round the North Side of the Station of the Gaslight and Coke Company in *Worship Street* to the South-west Corner of *Curtain Road*, thence in a Westerly Direction from *Curtain Road* along the Centre of *Worship Street* to *Wilson Street*, along the Centre of *Wilson Street* to *Dean Street*, along the Centre of *Dean Street*,

and

and across *Finsbury Square* in a straight Line from *Dean Street* to the Centre of *Chiswell Street*, along the Centre of *Chiswell Street* and *Beech Street* to the Boundary of the City of *London*, along the Boundary Line of the said City to *Golden Lane*, along the Centre of *Golden Lane* crossing *Old Street* to *Brick Lane*, along the Centre of *Brick Lane* and *York Street* to the *City Road*, along the Centre of the *City Road* to the Commencement of the said Line at *Nelson Terrace* aforesaid, and all which said District is now particularly delineated on the Map referred to in "The Metropolitan Gas Act, 1860," signed by the Right Honourable *Thomas Henry Sutton Sotheron Estcourt*, and deposited with the Clerk of the Peace for the County of *Middlesex*, and which said Parts of the said Parishes as are within such Line as aforesaid shall be and be deemed to be the Limits of this Act.

Re-incorporation of Company.

7. The several Persons and Corporations who immediately before the passing of this Act were Proprietors of Shares in the Company incorporated by the repealed Act, and all other Persons and Corporations who have subscribed or who 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 Purposes herein-after mentioned, and shall be incorporated by the Name of "The *Independent* Gaslight and Coke Company," and by that Name shall be a Body Corporate, with perpetual Succession and a Common Seal, and may sue and be sued, plead and be impleaded, at Law and in Equity, and shall have Power to purchase, take on Lease, or rent and hold and sell Lands for the Purposes of the said Undertaking.

Purposes of the Company.

8. The Company shall be established for the Purpose of supplying and lighting with Gas produced from Coal or other Material the several Turnpike Roads, Highways, public and private Roads, Streets, Lanes, Thoroughfares, Squares, Courts, Alleys, and public or private Passages or Places, and also the several Churches, Chapels, Shops, Taverns, private Houses, Manufactories, Warehouses, and other Buildings within the Limits of this Act; and also for the dealing in Coke, Coal, Tar, Pitch, Asphaltum, Ammoniacal Liquor, Oil, and other Matters, the Products of the Coal or other Materials which may be employed in the Manufacture of such Gas; and also for letting and selling or dealing in Gas Fittings, Tubes, Meters, Pipes, and all other Articles and Things in any way connected with Gasworks or with the Supply of Gas to the Consumers thereof, in such Manner as the Company may think proper.

Present Property vested in Company incorporated by this Act.

9. Subject to the Provisions of this Act, all the Lands, Gasworks, Erections, Buildings, Rights, and Easements which immediately before the passing of this Act were vested in the old Company, or any Person in trust for them or on their Behalf, or to which the

the old Company were in anywise entitled, either at Law or in Equity, and all Mains and Pipes, Plant, Plugs, Lamps, Irons, Retorts, Gauges, Meters, Lamp Posts, Syphons, Apparatus, Stock, Effects, Matters, and Things which have been by them purchased or provided, laid down, erected, or placed in any Place or House within the Limits of this Act, or which immediately before the passing of this Act were the Property of or belonged to the old Company, and all Monies, Securities, Credits, and Effects, and other Property whatsoever belonging to the said Company or to any Trustees on their Behalf for the Purposes of the old Company, and the Benefit of all Contracts and Engagements entered into with and on behalf of the old Company and immediately before the passing of this Act in force, shall be and the same are hereby transferred to and vested in the Company to the same Extent and for the same Estate and Interest as the same were previously to the passing of this Act vested in the old Company or any Trustees on their Behalf, and may according to the Provisions of this Act be held and enjoyed, sued for and recovered, maintained, altered, discontinued, or removed by the Company as they think fit.

Saving previous Rights and Liabilities.

10. Notwithstanding the Dissolution of the old Company and the Incorporation of the Company by this Act, and excepting as is by this Act otherwise expressly provided, everything before the passing of this Act done or suffered by or with reference to the old Company or the Shareholders thereof in that Capacity shall be as valid as if the old Company had not been dissolved or the Company had not been incorporated, and such Dissolution and Incorporation by this Act respectively shall accordingly be subject and without Prejudice to anything so done or suffered, and to all Rights, Liabilities, Claims, and Demands, both present and future, which, if the old Company had not been dissolved, and the Company had not been incorporated, and this Act were not passed, would be incidental to or consequent on any and every thing so done or suffered; and with respect to all such Rights, Liabilities, Claims, and Demands, the Company shall, to all Intents and Purposes, represent the old Company, and the Shareholders thereof, in their Capacity of Shareholders: Provided always, that the Generality of this Enactment shall not be restricted by any of the other Clauses and Provisions of this Act.

Contracts prior to the passing of this Act to be binding.

11. Except as is by this Act otherwise specially provided, all Purchases, Sales, Grants, Conveyances, Deeds, Contracts, Bonds, Debentures, and Agreements entered into or made before the passing of this Act by, to, or with the old Company, or any Trustees or Persons acting on behalf of the old Company, or by, to, or with any other Person to whose Rights and Liabilities they have succeeded, and now in force, shall be as binding and of as full Force and Effect against or in favour of the Company, and may be enforced as fully and effectually as if, instead of the old Company, or the Trustees or Persons

acting on behalf of the old Company, the Company had been a Party thereto.

Actions, &c. not to abate.

12. Nothing in this Act contained shall release, discharge, or suspend any Action, Suit, or other Proceeding at Law or in Equity which was pending by or against the old Company, or any Member or Shareholder thereof, in relation to the Affairs of the old Company, or to which the old Company, or any Member or Shareholder thereof, in relation to such Affairs were Parties immediately before the passing of this Act, but any such Action, Suit, or other Proceeding may be maintained, prosecuted, or continued by or in favour of or against the Company, as the Case may be, in the same Manner and as effectually and advantageously as the same might have been maintained, prosecuted, or continued by or in favour of or against the old Company, or any Member or Shareholder thereof, if this Act had not been passed, the Company being, in reference to the Matters aforesaid, in all respects substituted for the old Company.

Trustees to be indemnified.

13. Every Trustee or other Person to whom or in whose Name any Lands, Works, Buildings, Easements, Rights, Property, or Effects belonging to the old Company were vested immediately before the passing of this Act, and who (being duly authorized so to do) entered into any Bond, Covenant, Contract, or Engagement in respect of the same, or otherwise, on behalf of the old Company, shall be indemnified and saved harmless out of the Funds or Property of the Company from and against all the Liability, Loss, Costs, Charges, and Expenses which he may sustain, incur, or be put unto by reason or in consequence of his having entered into any such Bond, Covenant, Contract, or Engagement.

Certificates are to remain in force.

14. All Certificates of Shares in the Undertaking of the old Company, and all Sales, Transfers, and Dispositions heretofore made or executed of or in any of such Shares shall remain in full Force, and continue and be available in all respects as if this Act had not been passed.

Persons entitled to any Shares in original Company to be entitled to like Number of Shares in incorporated Company.

15. Every Person who immediately before the passing of this Act was possessed of or entitled to any Share or Shares in the Capital of the original Company, shall, in respect thereof, be possessed of or entitled to a like Number of Shares of like Amount in the Capital of the Company hereby incorporated, and such Shares shall vest in such Persons accordingly, and every such old Share so vested shall be subject and liable to the same Trusts, Powers, Provisions, Declarations, Agreements, Charges, Liens, and Incumbrances as immediately before the passing of this Act affected the same, and so as to give Effect to and not revoke any Testamentary Disposition of or affecting the same; and all new Shares which may be issued shall be distributed among the Proprietors of Shares in the Capital of the old Company,

Company, in the Proportion in which such Proprietors were entitled to the Shares in that Capital at the Time of the passing of this Act.

Books and Documents made Evidence by the former Act to continue so.

16. All Books and other Documents whatsoever by the repealed Act authorized or directed to be kept, and thereby made Evidence, shall still be admitted as Evidence in all Courts whatsoever, and all Byelaws made under the repealed Act shall, without Confirmation, be deemed as valid as though the same were made under this Act.

Officers to continue until removed.

17. All Clerks, Officers, and Persons appointed by virtue of or acting under the Authority of the repealed Act, and not acting contrary to the Provisions of this Act, shall hold their respective Offices and Employments, together with the Salaries and Emoluments thereunto annexed, until they shall be removed therefrom by the Company or the Directors, and all such Clerks, Officers, and 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.

Present Register of Shareholders to continue to be kept.

18. The Book kept by the Company incorporated by the repealed Act for entering the Names and Designations of the Subscribers to the Undertaking, with the Numbers of their Shares, and the proper Number by which such Shares shall be distinguished, shall and may continue to be kept for the same Purpose by the Company hereby incorporated, and shall, until some other Register of Shareholders shall be provided by the Company, be taken and considered as the "Register of Shareholders" required to be kept by "The Companies Clauses Consolidation Act, 1845."

Capital of the Company.

19. After the passing of this Act, and until the Capital of the Company shall be augmented under the Powers of this Act, the Capital of the Company shall be One hundred and twenty thousand Pounds, divided into Three thousand Shares of Forty Pounds each, and Thirty thousand Pounds in Debentures.

Power to raise additional Capital of 30,000*l.* limited to 5*l.* per Cent.

20. In addition to the said Capital of One hundred and twenty thousand Pounds, the Company may create Three thousand Shares of Ten Pounds each, which shall be considered as Shares fully paid up and shall be deemed Part of the general Capital; but the Amount of Profits which the Company may divide in respect thereof shall not exceed the Rate of Five Pounds *per Centum per Annum* upon the Amount of such Shares, and such Shares shall be distributed amongst the Proprietors of the Capital of One hundred and twenty thousand Pounds in the Proportion of One such Share for every Forty Pounds of such Capital held by such Proprietors respectively.

Shares to be distributed amongst old Shareholders.

21. The

Debenture Stock.

21. The Company may create and issue Debenture Stock.

Power to raise additional Capital by Creation of new Shares.

22. The Company may from Time to Time by Order of any Meeting thereof raise by the Creation of new Shares, in addition to the existing Capital thereof, any further Sum or Sums of Money not exceeding in the whole the Sum of Sixty thousand Pounds, and any additional Shares so created shall be called "new Shares," and shall be considered as Part of the general Capital of the Company.

New Shares to be of such Amount as Meeting may direct.

23. Any new Shares which may be created under this Act shall be of such nominal Value as the Meeting creating them shall direct; but the Amount and Time of making and Payment of Calls in respect of such new Shares shall, subject as herein-after mentioned, be from Time to Time fixed and determined by the Directors of the Company as they shall think proper.

Calls on new Shares.

24. Twenty *per Centum* on the nominal Value of the Share shall be the greatest Amount of any One Call which the Directors may make on or in respect of the new Shares to be created by virtue of this Act, and Three Months at the least shall be the Interval between successive Calls, and the aggregate Amount of Calls on any One Share in any One Year shall not exceed Four Fifths of the Amount of such Share.

Shares not to issue until One Fifth paid up

25. It shall not be lawful for the Company to issue any Share, nor shall any Share vest in the Person accepting the same, unless and until a Sum not being less than One Fifth Part of the Amount of such Share shall have been paid up in respect thereof.

As to Dividends on new Shares.

26. The Proprietors of the new Shares to be created under the Authority of this Act and of the Stock into which the same may be consolidated shall be entitled to such Dividends as shall be from Time to Time made by the Directors out of the Profits of the Undertaking, in proportion to the nominal Value of their Shares or Stock, as registered in the Books of the Company, and the Amount paid thereon at the Time such Dividends respectively shall be declared; but the Amount of Profits which the Company may divide in respect of such Shares shall not exceed the Rate of Seven Pounds Ten Shillings *per Centum per Annum* upon the Amount for the Time being paid thereon.

Receipts on behalf of incapacitated Persons.

27. If any Money be payable to any Shareholder being a Minor, Idiot, or Lunatic, the Receipt of his Guardian or Committee, as the Case may be, shall be a sufficient Discharge to the Company for the same.

Power to borrow on Mortgage.

28. The Company may borrow on Mortgage such further Sums of Money as may from Time to Time be authorized to be borrowed by

by an Order of a General Meeting of the Company, not exceeding the Sum of Fifteen thousand Pounds, but no Part of that Sum shall be borrowed until the whole of the additional Capital by this Act authorized to be raised by new Shares is *bonâ fide* subscribed for or taken, and One Half thereof is paid up, and until the Company shall have proved to the Justice who is to certify under the Provisions contained in the 40th Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that One Fifth of every Share has been paid on the Issue or Acceptance thereof, and that the Capital of Sixty thousand Pounds has been subscribed for *bonâ fide*, and is held by Subscribers or their Assigns, and for which such Subscribers or their Assigns are legally liable, and that One Half thereof is so paid up as aforesaid.

Existing Mortgages and Bonds to have Priority.

29. Nothing in this Act contained shall affect the existing Priorities of any Mortgages or Bonds granted by the Company previous to the passing of this Act, but the respective Holders of all such Mortgages and Bonds shall, during the Continuance thereof respectively, be entitled to the same Priorities, Rights, and Privileges in all respects as they would have been entitled to if this Act had not been passed.

Power to sue for Arrears of Interest on Mortgages.

30. And in order to provide for the Recovery of the Arrears of Interest due on any Mortgage to be made or entered into by the Company, be it enacted, That if such Interest, or any Part thereof, shall for Thirty Days after the same shall have become due, and Demand thereof shall have been made in Writing, remain unpaid, the Mortgagee may sue for the Interest so in arrear in any Court of competent Jurisdiction, and the Remedies of the Mortgagees under this Enactment shall be in addition to their other Remedies in that Behalf: Provided that the Expressions "Superior Court" or "Court of competent Jurisdiction" shall be read and have effect as if the Debt or Demand with respect to which the Expressions are used were a common Simple Contract Debt or Demand, and not a Debt or Demand created by Statute.

Power to sue for Principal Monies secured by Mortgages, or to apply for a Receiver.

31. And in order to provide for the Recovery of the Principal Money due on any Mortgage to be made or entered into by the Company, be it enacted, That if the Principal Money due upon any such Mortgage be not paid within Six Months after the same has become payable, and after Demand thereof in Writing, the Mortgagee may sue for the same, together with all Arrears of Interest, in any Court of competent Jurisdiction, or if his Debt for Principal Money amount to the Sum of One thousand five hundred Pounds, he may alone, or if his Debt for Principal Money do not amount to the Sum of One thousand five hundred Pounds, he may in conjunction with

other Mortgagees whose Debts for Principal Monies being so in arrear after Demand as aforesaid shall together with his amount to the Sum of One thousand five hundred Pounds, enforce the Payment of such Principal Monies, and of all Arrears of Interest, by the Appointment of a Receiver in the Manner authorized by the Provisions of "The Companies Clauses Consolidation Act, 1845," incorporated herewith.

Application of Money.

32. All Money to be raised under the Provisions of this Act, whether by means of Shares or by the Exercise of the Power of borrowing, or by the Creation and Sale of Debenture Stock, shall be applied to the Purposes of the Undertaking by the recited Act and this Act authorized, and to no other Purpose.

General Meetings.

33. The Ordinary Meetings of the Company shall be held half-yearly in the Months of *April* and *October* in each Year, and the Meeting held in the Month of *October* shall be deemed the Annual Meeting of the Company, and the First of such Meetings shall be held in the Month of *October* One thousand eight hundred and sixty-four, and all Meetings of the Company, whether ordinary or extraordinary, shall be held in the Cities of *London* or *Westminster*, or One of them, or in the County of *Middlesex*.

Quorum of Meetings of Company.

34. The Quorum for every Meeting of the Company shall be Twenty Proprietors holding in the aggregate not less than One Tenth Part of the Capital of the Company.

At each October Meeting Two Directors to go out of Office, and Two Directors to be elected in their Room.

35. At each *October* Meeting of the said Company the Two Directors who shall have been longest in Office shall go out of Office, and the said Company shall at every *October* Meeting thereof elect Two Proprietors who shall have been possessed of Eight hundred Pounds paid-up Capital of the Company at the least for Six Calendar Months before the Day of Election to be Directors in place of the Two Directors so going out of Office as aforesaid, who shall continue in Office until the next *October* Meeting of the said Company, and until other Directors shall be chosen in their Place.

One Auditor to go out of Office.

36. At every *October* Meeting of the said Company One of the Auditors, being the Auditor who shall have been longest in Office, shall go out of Office.

Another Auditor to be elected.

37. At the *October* Meeting of the said Company in every Year the Company shall elect a Proprietor who shall have been possessed of Two hundred Pounds paid-up Capital of the Company at the least for Six Calendar Months before the Election to be an Auditor in place of the Auditor so going out of Office as aforesaid, who

who shall continue in Office until the *October* Meeting of the said Company next immediately after his Election, or until another Auditor shall be chosen in his Place.

Directors, &c. to be re-eligible.

38. The said Directors and Auditors so going out of Office as aforesaid shall be re-eligible to the said Offices, or any of them, if duly qualified to fill the said Offices respectively.

Proprietors to vote according to Amount of paid-up Capital held by them.

39. No Member of the said Company shall be entitled to vote at any General Meeting or Special General Meeting, or Adjournment thereof, unless he shall have been entitled to or continued possessed of at least Two hundred Pounds paid-up Capital of the Company for at least Six Calendar Months before such Meeting at which such Member shall desire to vote, and at every General Meeting or Special General Meeting, or Adjournment thereof, every Member of the said Company qualified to vote as aforesaid, and holding Two hundred Pounds and less than Four hundred Pounds of such paid-up Capital, shall be entitled to One Vote, and holding Four hundred Pounds and less than Eight hundred Pounds of such paid-up Capital, shall be entitled to Two Votes, and holding Eight hundred Pounds and not less than One thousand six hundred Pounds of such paid-up Capital, shall be entitled to Three Votes, and holding One thousand six hundred Pounds and not less than Two thousand four hundred Pounds of such paid-up Capital, shall be entitled to Four Votes, and holding Two thousand four hundred Pounds and upwards of such paid-up Capital, shall be entitled to Five Votes; but no Proprietor shall be entitled to vote in respect of any Share or Shares after the Day appointed for Payment of any Instalment or Call to be made or called for as in this Act mentioned until such Instalment or Call shall have been paid, and no Person or Persons shall vote at any General or Special Meeting upon any Question or Questions relating to the Concerns of the said Undertaking in which such Person or Persons shall be in anywise interested other than as a Subscriber or Subscribers, Proprietor or Proprietors, in the said Undertaking.

Number and Qualification of Directors.

40. Subject to the Provisions herein mentioned for reducing the Number of Directors, the Number of Directors of the Company shall be Eight, and the Qualification of a Director shall be the Possession by him in his own Right of Eight hundred Pounds of paid-up Capital of the Company.

Power to vary the Number of Directors.

41. It shall be lawful for the Company, by Vote of any Meeting specially convened for the Purpose, from Time to Time to reduce the Number of Directors, provided that the reduced Number be not less than Five.

42. The

First Directors.

42. The several Persons who immediately before the passing of this Act were the Directors of the Company incorporated by the repealed Act shall be the First Directors of the Company hereby incorporated.

Quorum of Meetings of Directors.

43. A Quorum of a Meeting of the Directors shall be Three.

Committees of Directors.

44. The Number of Directors of which Committees appointed by the Directors shall consist shall be not less than Three, and the Quorum of such Committees shall be left to the Discretion of the Directors.

Candidate for Directorship for the First Time to give Notice.

45. No Shareholder shall be capable of being elected as a Director of the Company unless Fourteen Days at least before the Day of Election he shall have given Notice in Writing under his Hand at the Office of the Company of his Intention to offer himself as a Candidate for the Directorship at such Election, or unless at the Time when such Notice should be given he is actually a Director of the Company.

Directors to appoint and remove Officers.

46. The Directors may from Time to Time appoint and employ a Treasurer, Secretary or Clerk, Manager, Collector, and all such other Officers and Servants as they shall think necessary and proper, and may from Time to Time remove any of such Officers and appoint others in the Room of such as shall be so removed, or as may die, resign, or discontinue their Offices, and may out of the Funds of the Company pay such Salaries and Allowances to the said Officers as the Directors shall think reasonable.

Power to purchase Lands.

47. The Company may purchase any further Quantity of Land within the Limits authorized by this Act, not exceeding in the whole the Quantity of Two Statute Acres, provided that no Works for the Manufacture of Gas shall be erected on such further Quantity of Land.

Compulsory Powers for Purchase of Lands not to be exercised.

48. Nothing in this Act, or "The Lands Clauses Consolidation Act, 1845," or "The Lands Clauses Consolidation Acts Amendment Act, 1860," contained, shall authorize the Company to take or use any Land unless with the Consent of and by Agreement with the Owners, Lessees, and Occupiers thereof.

Company empowered to construct Gasworks, &c.

49. Subject to the Provisions in this Act 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 acquired 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 other Purposes authorized by this Act, and to sell, manufacture, and dispose of Coke Produce, Refuse, and Residuum arising or to be obtained from the Materials used in the Manufacture of Gas, in such Manner as the Company may think fit: Provided always, that it shall not be lawful for the Company to erect on any Part of the Land by this Act authorized to be acquired, beyond the Limits authorized by the repealed Act, any Works for the Manufacture of Gas, or to erect within such Limits any Works for the Manufacture of Gas, except in connexion with and on Lands adjoining the existing Gasworks of the Company.

To prevent fraudulent Consumption of Gas.

50. Every Person who knowingly or wilfully prevents any Meter from duly registering the Quantity of Gas supplied by the Company, or who knowingly or wilfully destroys or effaces any Stamp or Mark which is now or may be hereafter used for the stamping or making of any Meter under any Act of Parliament, shall for every such Offence forfeit and pay to the Company a Sum not exceeding Five Pounds, and any such Prevention, Destruction, or effacing, where such Meter shall be under his Custody or Control, shall be *primâ facie* Evidence of such Knowledge on the Part of the Consumer using any such Meter.

Removal of Meters, &c. from unoccupied Houses.

51. In all Cases in which the Company are authorized to cut off and take away the Supply of Gas from any House, Building, or Premises, then if such House, Building, or Premises be unoccupied, the Company, their Agents, Servants, and Workmen, after giving Twenty-four Hours previous Notice to the Owner, by serving the Notice on him, or if the Owner be not known to the Company, by affixing the same for Three Days on some conspicuous Part of such House, Building, or Premises, may enter into the same between the Hours of Nine in the Forenoon and Four in the Afternoon, and remove and carry away any Pipe, Meter, or Fittings, or other Works, the Property of the Company.

Liability to Gas Rents, &c. not to disqualify Judges from acting.

52. No Judge of a County Court shall be disqualified for acting in the Execution of this Act by reason of his being liable to any Gas Rent, Meter Rent, or other Charge under this Act.

Saving Rights of Parish of Saint Leonard, Shoreditch.

53. Nothing in this Act shall extend to prejudice, diminish, alter, interfere with, derogate, or take away any of the Rights, Powers, Authorities, or Privileges of the Vestry of the Parish of *Saint Leonard, Shoreditch*, under and by virtue of the "Metropolis Local Management Act, 1855," or any subsequent Act of Parliament, but all such

Rights, Powers, Authorities, and Privileges shall be as valid and effectual as if this Act had not been passed.

For Protection of Sewers of Metropolitan and other Boards.

54. Where any of the new Works to be done under or by virtue of this Act shall or may pass over, under, or by the side of 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 constituted under the "Metropolis Local 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 Vestry, or either of them, or shall or may in any way affect the Sewerage or Drainage of the Districts under their or either of their Control, the Company shall not commence such Work until they shall have given to the said Metropolitan Board, or to the District Board or Vestry, as the Case may be, Fourteen 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 Fourteen Days after Service of the said Plans, Sections, and Particulars as aforesaid, and the Company shall comply with, and conform to, all Orders, Directions, and Regulations of the said Metropolitan Board, and of the respective Boards or Vestries, 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 may deem necessary for the proper Protection of, and for preventing Injury or Impediment to, the Sewers and Works herein-before referred to by or by reason of the said intended Works, or any Part thereof, and shall save harmless the said Metroplitan Board, District Board, and Vestry 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 Costs, Charges, and Expenses which the said Metropolitan Board, or any District Board or Vestry, may be put to by reason of the 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; and 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

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 Boards, and Vestry respectively, as the Case may be, as any Sewers or Works now are 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 Metropolitan Board, District Boards, and 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; provided that no Renewal or Alteration other than a Change of Site of existing Works shall be deemed new Works under this Act, and if the Company shall complain of any withholding of Consent on the Part of any One of the said Boards or Vestry, or of any Orders and Directions and Regulations, or of any Charges sought to be imposed by any such Board or Vestry, upon the Company, in the Execution of any such Works, it shall be lawful for Her Majesty's Principal Secretary of State for the Home Department for the Time being to determine every such Difference, and by Order under his Hand to authorize the Works and the Manner of executing the same, as he shall think fit, and after the Date of the Application by the Company to the said Secretary of State no Penalty shall be incurred by any Default of the Company, so far as it is occasioned by such Matter only.

Expenses of Act.

55. All the Costs, Charges, and Expenses of and attending or incidental to the applying for, obtaining, and passing this Act shall be paid by the Company.

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