ANNO DECIMO SEXTO

VICTORIÆ REGINÆ.

Cap. xlv.

An Act to consolidate the Acts relating to the *Leeds* Gaslight Company, to authorize the Company to raise a further Sum of Money, and for other Purposes. [14th *June* 1853.]

WHEREAS an Act was passed in the Fifty-eighth Year of the Reign of King *George* the Third, intituled *An Act for lighting with Gas the Town and Neighbourhood of* Leeds *in the Borough of* Leeds *in the West Riding of the County of* York, whereby the *Leeds* Gaslight Company were incorporated for the Purposes in the said Act expressed, and were authorized to raise the Sum of Twenty thousand one hundred Pounds for such Purposes: And whereas an Act was passed in the Sixth Year of the Reign of Her present Majesty, intituled *An Act to alter, amend, and enlarge the Powers and Provisions of an Act for lighting with Gas the Town and Neighbourhood of* Leeds *in the Borough of* Leeds *in the West Riding of the County of* York, whereby it was declared that the Sum of Forty thousand two hundred Pounds which had been expended by the said Company, over and above the said Sum of Twenty thousand one hundred Pounds, in the Extension of their Works and in laying down fresh Mains and Pipes, should be made Part of the Capital Stock of

58 G. 3. c. lvi.

6 & 7 Vict. c. xxx.

the Company; and by the same Act the said Company were authorized to raise a further Sum of Fifty thousand Pounds, making the total Capital of the Company One hundred and ten thousand three hundred Pounds: And whereas, by reason of the great Increase in the public Works and Buildings within the said Town and Borough, and the increased Consumption of Gas, and the Necessity occasioned thereby for further enlarging and extending the Works of the said Company, it is expedient that the Capital of the said Company should be increased: And whereas the Objects aforesaid cannot be effected without the Authority of Parliament; but the same might be more conveniently provided for if the recited Acts were repealed, and if other Powers and Provisions were granted in lieu thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's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,)

Short Title.

I. That in citing or referring to this Act for any Purpose, or on any Occasion, it shall be sufficient to use the Expression "The *Leeds* Gaslight Company's Act, 1853."

Recited Acts repealed.

II. That the said recited Acts shall be and the same are hereby repealed, and the existing *Leeds* Gaslight Company shall be and the same is hereby dissolved.

Certain Provisions of 8 & 9 Vict. cc. 16. & 18. and 10 & 11 Vict. c. 15. incorporated with this Act

III. That "The Companies Clauses Consolidation Act, 1845," (except such of the Provisions thereof as relate to the Conversion of borrowed Money into Capital,) "The Lands Clauses Consolidation Act, 1845," (except such of the Provisions thereof as relate to the Purchase of Lands otherwise than by Agreement,) and "The Gasworks Clauses Act, 1847," shall be incorporated with and form Part of this Act.

Interpretation of Terms.

IV. 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; and the Expressions "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 "Gasworks" shall include the Gasworks and Works connected therewith by this Act vested in the said Company, or which they may construct under the Authority hereof.

V. That

"Company."

V. That the Word "Company" in this Act shall mean the Company incorporated by this Act.

Re-establishment of Leeds Gaslight 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 Purposes hereinafter mentioned, and shall be incorporated by the Name of "The *Leeds* Gaslight 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 or take on Lease and hold and sell Lands for the Purposes of this Act.

Purpose of Company.

VII. That the Company shall be established for the Purpose of supplying and lighting with Gas produced from Coal or other Material the several Streets, Roads, Highways, Byeways, Lanes, public Places, Churches, Chapels, and Buildings, and also the several Shops, Taverns, private Houses, Manufactories, Warehouses, and other Buildings within the Town of *Leeds*, and the Neighbourhood thereof within the Borough of *Leeds*; 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 manufacturing 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.

Liabilities, &c. of the former Company vested in and binding on the Company hereby established.

VIII. That from and immediately after the passing of this Act, all the Lands, Tenements, and Hereditaments, Monies, and all Rights, Claims, Easements, and Privileges, and all 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

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, 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 hereby dissolved.

Rates and Rents now payable to continue till altered.

IX. That the Dividends, Rates, Rents, or Charges authorized, made, or imposed under or by virtue of the recited Acts, 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 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 Dividends, 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.

X. That all 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.

Actions, &c. not to abate, and Penalties to be recoverable.

XI. 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 Acts previously to the passing of this Act may be sued for, and all Offences which may have been committed before the

passing

passing of this Act against the Provisions of the recited Acts 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. made Evidence by former Act to continue so.

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

Officers to continue till removed.

XIII. That all Clerks, Officers, and Persons appointed by virtue of or acting under the Authority of the recited Acts, 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 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.

XIV. That, until otherwise provided, the Book kept by the Company hereby dissolved under the Provisions of the repealed Acts, for entering the Names and Designations of the Subscribers to the Undertaking, with the Numbers of such 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 be taken and considered as the "Register of Shareholders" required to be kept by "The Companies Clauses Consolidation Act, 1845."

Capital.

XV. That the Capital of the Company shall be One hundred and ten thousand three hundred Pounds, subject to Augmentation as hereinafter mentioned, of which Sixty thousand three hundred Pounds shall be designated as old Stock, and the Remainder as new Stock.

Appropriation of Stock.

XVI. That every Person and Corporation who immediately before the passing of this Act was possessed of or entitled to One or more Share or Shares marked (A.), of the Value of Twenty-five Pounds in the Capital of the Company hereby dissolved, shall for each such Share be possessed of or entitled to Twenty-five Pounds old Stock in the Capital of the Company hereby incorporated, without making any further Payment in respect thereof; and every Person and Cor-

poration who immediately before the passing of this Act was possessed of or entitled to One or more Share or Shares marked (B.), of the Value of Twenty-five Pounds, or to One or more Share or Shares of the Value of Five Pounds, or to One or more Share or Shares of the Value of Ten Pounds in the Capital of the Company hereby dissolved, shall for each and every or any such Share be possessed of or entitled to a like Amount of new Stock in the Capital of the Company hereby incorporated, without making any further Payment in respect thereof; and the said old and new Stock respectively are hereby vested in such respective Persons and Corporations accordingly.

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

XVII. That all Persons and Corporations in whom any of the said old and new Stock respectively shall be vested as aforesaid, shall stand and be possessed thereof, upon the same Trusts and subject to the same Powers, Provisions, Declarations, and Agreements, Charges and Incumbrances, as the Trusts, Powers, Provisions, Declarations, and Agreements, Charges and Incumbrances, upon or to which the Share or Shares in the Capital of the Company hereby dissolved, in respect of which such old and new Stock respectively are hereby substituted, was or were subject and liable to 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 further Capital by Creation of new Shares.

XVIII. That it shall be lawful for the Company from Time to Time, by Order of any Meeting thereof, to raise by the Creation of new Shares, in addition to the said Capital of One hundred and ten thousand three hundred Pounds, any Sum or Sums of Money not exceeding in the whole the Sum of Thirty-nine thousand seven hundred Pounds.

If old Stock at a Premium, new Shares to be offered to original Proprietors.

XIX. That if at the Time of any Augmentation of Capital taking place by the Creation of new Shares the then existing Stock be at a Premium, or of greater actual Value than the nominal Value thereof, then the Sum to be raised shall be divided into Shares of such Amount as will conveniently allow the same to be apportioned among the then Proprietors in proportion to the existing Stock or Shares held by them respectively; and such new Shares shall be offered to the then Proprietors in the Proportion aforesaid, and the Offer shall be made by Letter, under the Hand of the Clerk of the Company, given to or sent by Post, addressed to each Proprietor according to his Address in the Register Book of Shareholders, or left at his usual or last known Place of Abode.

Shares to vest in Parties accepting, other-

XX. That the said new Shares shall vest in and belong to the Proprietors who shall accept the same and pay the Value thereof to the Company at the Time and by the Instalments which shall be fixed by

by the Directors; and if any Proprietor fail for One Month after such Offer of new Shares to accept the same and pay the Instalments called for in respect thereof, it shall be lawful for the Company to dispose of such Shares in such Manner as they shall deem most for the Advantage of the Company.

wise to be disposed of by Company.

XXI. That it shall be lawful for the Directors, in case they shall think proper so to do, but not otherwise, to permit any Proprietor who from Absence abroad, or from any other Cause satisfactory to the Directors, may have omitted or neglected (within the Time limited by this Act) to signify his Acceptance of the new Share or Shares which may have been offered to him, or to which he may be entitled by virtue of this Act, to accept such Share or Shares, and to pay for each such Share the Sum at which the same shall have been allotted to him, notwithstanding the Time for such Acceptance or for the Payment of such Sum may have expired.

Directors may permit Proprietors to take new Shares after Time specified, in case of their Absence abroad, &c.

XXII. That if at the Time of any such Augmentation of Capital taking place, the existing Shares or Stock be not at a Premium, then the new Shares may be of such Amount, and may be issued in such Manner and on such Terms, as the Company shall think fit.

If existing Stock not at a Premium, new Shares may be issued as Company may think fit.

XXIII. And whereas there are no existing Shares in the Capital of the Company hereby dissolved entitling the Proprietors to any Preference or Priority of Interest or Dividend: Be it enacted, That it shall be lawful for the Company from Time to Time, with the Consent of Three Fourths of the Votes of the Proprietors present, personally or by Proxy, at a General Meeting or Meetings specially convened for the Purpose, to attach to the new Shares to be created under the Authority of this Act, or any of them, such Preference or Priority in the Payment of Interest or Dividend not exceeding Six Pounds *per Centum per Annum* on the Amount for the Time being paid in respect of such Shares, and such other Privileges as may be agreed upon at such Meeting or Meetings.

Power to attach Preference to new Shares

XXIV. That, subject as herein-after mentioned, 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 (save and except such of the said Shares and Stock, if any, as shall have any special Preference or Priority in the Payment of Interest or Dividend attached thereto, pursuant to the Power for that Purpose in this Act contained,) 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.

As to Dividends on new Shares.

XXV. Pro-

Limiting Amount of Profits to be divided amongst the Proprietors.

XXV. Provided always, That the Profits of the Undertaking divisible among the Proprietors of the Company shall not exceed the following Sums *per Centum per Annum* in any One Year; (that is to say,) as regards the before-mentioned Sum of Sixty thousand three hundred Pounds old Stock, not exceeding Ten Pounds *per Centum per Annum*; and as regards the Remainder of the said existing Capital, and also any new Shares to be created under the Authority of this Act, or the Stock into which the same may be consolidated, not being Shares or Stock to which any special Preference or Priority in the Payment of Interest or Dividend shall be attached pursuant to the Power for that Purpose in this Act contained, not exceeding Six Pounds *per Centum per Annum*.

As to Votes of Proprietors.

XXVI. That the Proprietors of Stock or Shares in the Undertaking shall have Votes at the General and Special Meetings of the Company in proportion to the registered Value of their Stock or Shares in manner following; (that is to say,) for and in respect of any Stock or Shares of a registered Value not amounting to Two hundred Pounds, One Vote; for and in respect of Two hundred Pounds and less than Three hundred Pounds, Two Votes; for and in respect of Three hundred Pounds and less than Four hundred Pounds, Three Votes; for and in respect of Four hundred Pounds and less than Five hundred Pounds, Four Votes; and for and in respect of Five hundred Pounds and upwards, Five Votes.

Calls.

XXVII. That Twenty *per Centum* on the nominal Amount 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.

Power to borrow Money on Mortgage.

XXVIII. That it shall be lawful for the Company to borrow on Mortgage of their Undertaking, or on Bond, such Sums of Money as may from Time to Time be authorized to be borrowed by Order of a General Meeting of the Company, so that there be not owing by the Company on Mortgage or Bond at any One Time any greater Sum than One Third Part of the paid-up Capital of the Company for the Time being.

Mortgages, &c. to be stamped.

XXIX. That every Mortgage, Bond, or Security for Money, and every Transfer of any Share, Stock, Mortgage, Bond, or other Security for Money to be granted or made by virtue of this Act, shall be by Deed duly stamped, wherein the Consideration for the same shall be truly stated.

XXX. That

Application of Money.

XXX. That 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, shall be applied to the Purposes of the Undertaking by this Act authorized, and to no other Purpose.

Number and Qualifications of Directors.

XXXI. That, subject to the Provisions herein contained for reducing the Number of Directors, the Number of Directors of the Company shall be Twenty, and the Qualification of a Director shall be the Possession by him, in his own Right, of One hundred Pounds of paid-up Capital.

Power to vary the Number of Directors.

XXXII. That 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 Nine.

First Directors.

XXXIII. That the several Persons who immediately before the passing of this Act were the Committee of Management of the Company hereby dissolved, shall be the First Directors of the Company hereby incorporated.

Directors to retire from Office at Company's Ordinary Meeting.

XXXIV. That at the First Ordinary Meeting of the Company the several Persons who shall then be Directors of the Company shall go out of Office and cease to be Directors; and at such Meeting the Proprietors present, personally or by Proxy, shall elect a new Body of Directors, the several Persons who immediately before such Meeting shall be Directors being eligible to be Members of such new Body; and the Directors so appointed shall continue in Office until the Meeting to be held in the Month of *August* in the Year One thousand eight hundred and fifty-three; and at such Meeting, and also at the Meeting to be held in the Month of *August* in every succeeding Year, the Directors then in Office shall retire, and the Proprietors present, personally or by Proxy, shall elect a new Body of Directors in their Stead.

Remuneration of the Directors and Auditors.

XXXV. That the Remuneration of the Directors and Auditors shall from Time to Time be fixed by a General Meeting of the Company, and shall be paid out of the Rents, Rates, or Sums receivable under this Act.

Quorum.

XXXVI. That a Quorum of a Meeting of the Directors shall be Five.

Committee of Directors.

XXXVII. That the Number of Directors of which Committees appointed by the Directors shall consist, shall be not less than Three nor more than Six, and the Quorum of such Committees shall be left to the Discretion of the Directors.

Number of Proprietors necessary to call Extraordinary Meetings.

XXXVIII. That the Number of Proprietors on whose Requisition an Extraordinary Meeting of the Company may be required to be convened, shall be Twenty or more Proprietors, holding in the aggregate not less than Two thousand Pounds Capital Stock in the Undertaking.

Power to purchase Lands.

XXXIX. Whereas the Company hereby dissolved were authorized by the recited Act to purchase by Agreement with the Owners of and other Persons interested in Lands, any Quantity of Land not exceeding Ten Statute Acres, for the Purpose of their Undertaking: Be it enacted, That it shall be lawful for the Company to purchase any Quantity of Land by Agreement with the Owners, Lessees, and Occupiers thereof, not exceeding in the whole, together with such other Lands as may be vested in them, Ten Statute Acres.

Nothing to authorize the taking of Land without Consent.

XL. That nothing in this or "The Lands Clauses Consolidation Act, 1845," 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.

XLI. 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 other Purposes authorized by this Act; and to sell, manufacture, and dispose of 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 fit.

Limiting Charge for Supply of Gas by Meter.

XLII. That the maximum Price at which Gas shall be sold by the Company to all Persons who shall burn the same by Meter shall not exceed Five Shillings *per* One thousand Cubic Feet.

Consumers of Gas may be required to consume Gas by Meter.

XLIII. That every private Consumer of Gas of the Company shall, upon Request in Writing by the Company, consume Gas by Meter, to be provided by the Company, unless such Consumer shall desire to provide such Meter at his own Cost, to be approved of by the Company.

Pipes hereafter laid down to be marked.

XLIV. That all Pipes which shall be hereafter laid down by the Company within the Limits of this Act, shall be of such Construction or shall be so marked as that the same may be easily distinguishable from

from the Pipes of any other Company or Person supplying Gas or Water within the same Limits.

For Protection of Pipes of the Leeds New Gas Company.

XLV. That if, in carrying into execution any of the Powers of this Act or of the Acts incorporated herewith, any Injury or Damage shall be done to any of the Mains, Pipes, or Apparatus for the Supply of Gas within the Borough of *Leeds*, belonging to the *Leeds* New Gas Company, either by removing or disturbing the Ground or Soil whereon such Mains, Pipes, or Apparatus are laid, or by the Compression and subsequent settling or lowering of the same at any Time afterwards, or by any other Means whatsoever, the Company hereby incorporated shall, at their own Expense, within Three Hours next after Notice thereof given to them by the *Leeds* New Gas Company, or their Surveyor, proceed to cause such Mains, Pipes, and Apparatus to be effectually repaired, and in default thereof it shall be lawful for the *Leeds* New Gas Company to cause such Mains, Pipes, and Apparatus so injured, damaged, or removed to be effectually repaired and made good, and the reasonable Costs and Expenses thereof, together with reasonable Compensation for the Gas lost and for other incidental Damage, to be paid by the Company hereby incorporated; and if the *Leeds* New Gas Company and the Company hereby incorporated cannot agree as to the Amount of Compensation to be paid for such Injury, Loss of Gas, and other incidental Damage, the same shall be ascertained and determined by some Justice, and be recovered by the *Leeds* New Gas Company in the same Manner as under the "Gasworks Clauses Act, 1847," any Penalties may be recovered.

Gas Pipes not to be laid within a certain Distance of Pipes, &c. of Leeds New Gas Company.

XLVI. That all the Mains and Pipes to be laid by the Company hereby incorporated, for the Conveyance of Gas along or across any Street within the Borough of *Leeds*, shall be laid at the greatest convenient Distance from the Mains or Pipes belonging to the *Leeds* New Gas Company; and whenever the Width of the Carriageway in such Street will allow thereof, at the Distance of Two Feet at the least from the nearest Part of any such Mains or Pipes, and under the Service Pipes of the *Leeds* New Gas Company, where such Pipes are not more than Eighteen Inches deep, already laid down or hereafter to be laid down; and in Cases where it shall be unavoidably necessary to lay the Gas Pipes across any of the Pipes of the *Leeds* New Gas Company, then and in every such Case the Gas Pipes of the Company hereby incorporated shall be laid over and above the Pipes of the *Leeds* New Gas Company, so as to be at Right Angles therewith; and in such Cases the Gas Pipes so crossing shall be at least Five Feet in Length, so that no Joint of the Gas Pipes so to be laid by the Company hereby incorporated shall be nearer to any Part of the Mains or Pipes of the *Leeds* New Gas Company than Two Feet at least wherever the same is practicable; and if the Company shall make default in

any

any of the Matters aforesaid, they shall be liable to a Penalty not exceeding Five Pounds: Provided always, that nothing herein contained shall compel the Company hereby incorporated to place their Mains or Pipes nearer to any Water Pipe than the Distance by the "Gasworks Clauses Act, 1847," provided for the placing of Gas Pipes at a Distance from Water Pipes.

Nothing to prejudice Rights vested in Town Council by 5 & 6 Vict. c. civ.

XLVII. That nothing in this Act shall extend or be construed to extend to abridge, alter, prejudice, or take away any of the Rights, Privileges, Franchises, Powers, or Authorities of or belonging to or vested in the Town Council of the said Borough of *Leeds*, either by an Act passed in the Sixth Year of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for better lighting, cleansing, sewering, and improving the Borough of* Leeds *in the County of* York, or by any other Act.

Saving Rights of Leeds New Gas Company.

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XLVIII. That nothing in this Act contained shall extend or be construed to extend to take away, prejudice, lessen, or affect any of the Powers, Privileges, or Authorities now belonging to the *Leeds* New Gas Company, granted by an Act of Parliament passed in the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for better lighting with Gas the Town and Neighbourhood of* Leeds *in the Borough of* Leeds *in the West Riding of the County of* York, or by any other Act.

Expenses of Act.

XLIX. That all the Costs, Charges, and Expenses of and attending the passing of this Act shall be borne by the Company.

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