ANNO UNDECIMO

VICTORIÆ REGINÆ.

Cap. xii.

An Act for lighting with Gas the Township of *Morley* in the Parish of *Batley* in the West Riding of the County of *York*.

[9th *June* 1848.]

WHEREAS the Township of *Morley* in the Parish of *Batley* in the West Riding of the County of *York* is a large and populous and manufacturing District, and it would be of great Advantage to the Inhabitants thereof if a constant and ample Supply of Gas were provided for lighting Mills, Manufactories, Shops, Houses, and other Buildings within the said Township, and it would also be of Advantage to them, and to the Public resorting thereto, if a sufficient Supply of Gas were provided for lighting the Streets, Roads, Highways, and public Passages within the same: And whereas the several Persons herein-after named, together with other Persons, are willing, at their own Expense, to undertake such Supply of Gas, and are desirous of being incorporated, and of having Powers granted them for that Purpose, but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present

present Parliament assembled, and by the Authority of the same, That the several Acts of Parliament following, (that is to say,) "The Companies Clauses Consolidation Act, 1845," and "The Gasworks Clauses Act, 1847," shall be incorparated with and form Part of this Act.

8 & 9 Vict. c. 16. and 10 & 11 Vict. c. 15. incorporated with this Act.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament and in legal Instruments it shall be sufficient to use the Expression "The *Morley* Gas Act, 1848."

8 & 9 Vict. c. 18. incorporated with this Act.

III. And be it enacted, That the "Lands Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act, and the Provisions of the Lands Clauses Consolidation Act, 1845, shall be applicable to the Undertaking hereby authorized, except as herein-after mentioned.

Power to take Lands without Consent not to be exercised.

IV. Provided always, and be it enacted, That nothing in the Lands Clauses Consolidation Act, 1845, contained, shall authorize the Company hereby incorporated to take or use any Lands unless with the Consent of and by Agreement with the Owners, Lessees, and Occupiers of such Lands.

Limits of Act.

V. And be it enacted, That the Limits of this Act shall be and be considered as comprised within the Boundary of the Township of *Morley* in the Parish of *Batley* in the West Riding of the County of *York*.

Company incorporated.

VI. And be it enacted, That *William Dixon*, *Joseph Webster*, *Norrisson Scatcherd*, *Isaac Watson*, *John Jackson*, *William Dixon* (*Cranck Mill*), *William Ellis*, *William Hopkins*, *John Senior*, and *Holden Snowden*, and all other Persons and Corporations who have already subscribed or shall hereafter subscribe to the Undertaking, and their Executors, Administrators, Successors, and Assigns, shall be united into a Company for the Purpose of making and supplying Gas within the Limits of this Act, and for making Gasworks and other Works and Conveniences for that Purpose, according to the Provisions in this and the said incorporated Acts contained; and for the Purposes aforesaid such Company shall be incorporated by the Name of "The *Morley* Gas Company," with perpetual Succession, and shall have Power to purchase and hold Lands, Tenements, and Hereditaments, to them, their Successors and Assigns, for the Purposes of the said Undertaking.

Quantity of Land limited for Purposes of this Act.

VII. Provided always, and be it enacted, That it shall not be lawful for the Company to purchase and hold for the Purposes of the Undertaking more than Four Acres of Land.

Capital.

VIII. And be it enacted, That the Capital of the Company shall be Five thousand Pounds.

Shares.

IX. And be it enacted, That the Number of Shares into which the said Capital shall be divided shall be One thousand, and the Amount of each Share shall be Five Pounds.

X. And

X. And be it enacted, That Two Pounds *per* Share shall be the greatest Amount of any One Call which the Company may make upon the Shareholders, and that Three Months at the least shall intervene between successive Calls. Calls.

XI. And be it enacted, That it shall be lawful for the Company to borrow on Mortgage or Bond any Sums of Money not exceeding in the whole the Sum of Two thousand five hundred Pounds, but no Part of such Sum shall be raised until the whole of the said Capital or Sum of Five thousand Pounds shall have been subscribed for, and One Half thereof shall have been actually paid up. Company may borrow Money on Mortgage or Bond.

XII. And be it enacted, That (subject to the Provisions herein contained for increasing or reducing the Number of Directors) the Number of Directors shall be Ten, and the Qualification of a Director shall be the Possession in his own Right of Three Shares of Five Pounds each in the said Undertaking. Number and Qualification of Directors.

XIII. And be it enacted, That the Company shall have Power to increase or reduce the Number of Directors, provided the increased Number do not exceed the Number of Fifteen, and the reduced Number be not less than Seven. Number of Directors may be altered.

XIV. And be it enacted, That *William Dixon*, *Joseph Webster*, *Norrisson Scatcherd*, *Isaac Watson*, *John Jackson*, *William Dixon* (*Crank Mill*), *William Ellis*, *William Hopkins*, *John Senior*, and *Holden Snowden* shall be the first Directors of the Company. First Directors.

XV. And be it enacted, That the Quorum of a Meeting of Directors shall be Three. Quorum of Directors.

XVI. And be it enacted, That the Number of Directors of which Committees appointed by the Directors shall consist shall not be less than Three nor more than Five, and the Quorum of such Committees shall be Three. Committees of Directors.

XVII. And be it enacted, That the First Ordinary Meeting of the Company shall be held within Six Months next after the passing of this Act, and the subsequent Ordinary Meetings of the Company shall be held in the Months of *February* and *August* in every Year; and all Meetings, whether ordinary or extraordinary, shall be held in the Office of the Company, within the Limits of this Act. Meetings.

XVIII. And be it enacted, That the Number of Shareholders on whose Requisition an Extraordinary Meeting may be required to be convened shall be not less than Ten, holding in the aggregate not less than Five hundred Pounds in the Capital of the Company. Shareholders may require Extraordinary Meetings.

XIX. And be it enacted, That the Scale according to which the Shareholders may vote in respect of their Shares at any Meeting of the Company shall be as follows; (that is to say,) Votes of Shareholders.

For every Share up to Five, One Vote;

For every Five Shares beyond the first Five, Three Votes;

But no Shareholders shall be entitled to more than Twenty Votes.

XX. And

Amount of reserved Fund.

XX. And be it enacted, That the Amount of the reserved or contingent Fund shall not exceed One thousand Pounds.

Power to Company to take Leases of Lands.

XXI. And be it enacted, That it shall be lawful for the Company to agree with the Owners of any Lands which they may think requisite or proper for the Purposes of the said Undertaking for a Lease of such Lands on such Terms as may be agreed on, and of such Quantity as they shall think proper, not exceeding Four Acres: Provided always, that the Consideration for any Lease which shall be granted of any such Lands in which any Person under Disability shall be interested shall be the best yearly Rent, payable half-yearly or oftener, that can be reasonably obtained, without taking any Money by way of Fine or Premium: Provided also, that where any Lands shall have been taken on Lease by virtue of this Act the Company shall afterwards have Power, with the Consent of all Persons interested, to purchase the Reversion of such Lands, or the Discharge thereof from the Rents and Covenants reserved and payable in and by such Lease.

Form of Lease.

XXII. And be it enacted, That all Leases of Lands so to be taken on Lease may be according to the Form in Schedule (A.) to this Act annexed, or as near thereto as the Circumstances of the Case will admit.

Company empowered to construct Gasworks.

XXIII. And be it enacted, That it shall be lawful for the Company, subject to the Provisions in this and the incorporated Acts contained, from Time to Time to construct and maintain such Gasworks and Apparatus, and such Buildings, with Approaches thereto, upon the Lands hereby authorized to be purchased, leased, or otherwise taken by them, and to do all such other Acts as they shall think necessary, for supplying the Inhabitants within the Limits of this Act with Gas, and to supply such Gas upon such Terms as shall be agreed upon between the Company and the Persons supplied therewith, but in no Case the Terms to exceed the Amount of Five Shillings and Ten-pence *per* Thousand Cubic Feet, and to sell and dispose of the Coke and other Residuum arising from the Materials used in the Manufacture of Gas in such Manner as the Company may think proper.

Company empowered to lay Pipes for lighting Buildings.

XXIV. And be it enacted, That, subject to the Provisions in this and the incorporated Acts contained, it shall be lawful for the Company to lay any Pipe or other 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.

Inhabitants in Vestry may order Surveyors of Highways to contract for lighting the Streets, and may

XXV. And in order to provide for the Payment of the Expense of lighting such of the Streets, Roads, Highways, and public Passages within the Limits of a Circle whereof the Centre shall be the extreme South-east Corner of a Field belonging to the Right Honourable the Earl of *Dartmouth*, and now in the Occupation of *David Hirst*, and the Radius from such Centre Eight hundred and eighty Yards, as the Occupiers of Houses and Buildings within such Circle assembled in Vestry,

Vestry, as herein-after mentioned, shall think proper and order to be lighted with Gas; be it enacted, That it shall be lawful for the Inhabitants of the said Township, being Occupiers of Houses and Buildings within such Circle, assembled at any Vestry Meeting to be held from Time to Time at any Time after Ten clear Days Notice shall have been given of holding such Vestry Meeting, and of the Day and Hour of holding the same, and also specifying the particular Purpose for which the same is intended to be held, to agree upon and determine amongst themselves and to order that the Streets, Roads, Highways, and public Passages, or any of them, or any Part or Portion of the same within such Circle, shall be lighted with Gas, and to order that Contracts may be entered into by the Surveyors of the Highways of the said Township with the said Company for lighting with Gas, and supplying all the requisite Apparatus for lighting with Gas, such of the said Streets, Roads, Highways, and public Passages, or Parts or Portions of the same, as such Inhabitants so assembled shall think proper and order to be so lighted; and it shall also be lawful for such Inhabitants, assembled at the same or at any subsequent Vestry Meeting, to agree upon and to order a Rate or Assessment to be assessed, collected, and levied by such Surveyors, of such Amount as such Inhabitants shall consider will suffice to defray the Amount of the annual Sum to be paid to the Company for lighting such Streets, Roads, Highways, and public Passages, or Parts or Portions of the same, on the Occupiers of all Houses and Buildings in or within the Limits so ordered to be lighted, and such Rate or Assessment shall be rated and assessed on all such Occupiers of Houses and Buildings on the Basis of the Poor Rate Assessment for the Time being in the said Township of *Morley:* Provided always, that no Person shall be entitled to vote at any such Meeting, relating to the lighting of the said Streets, Roads, Highways, and public Passages, or any of them, or any Part or Portion of the same, or relating to the Rates or Assessments, or otherwise in respect thereof, unless he shall be liable to be charged with the Payment of some Part of such Rate or Assessment; and upon such Orders being made and entered in the Book of Proceedings of such Vestry Meetings, and signed by the Chairman of the Meeting, such Book, and such Entries therein, and all certified Copies under the Hand of the Vestry Clerk of such Entries, shall be admitted as Evidence of the Rate being duly authorized to be made in pursuance of this Act, in all Courts, and by all Judges, Justices, and others.

make a Rate for the Purpose.

XXVI. And be it enacted, That a Copy of such Entry, certified to be a true Copy thereof by the Vestry Clerk, or Person having authorized Possession of such Book, shall be delivered to the Surveyors of the Highways of the said Township, and the same shall be sufficient Authority to such Surveyors to execute such Orders; and thereupon it shall be lawful for such Surveyors from Time to Time to enter into such Contracts as shall be so ordered to be made, and also from Time to Time to assess the Occupiers of all such Houses and Buildings, and to collect, levy, and recover the Rates or Assessments so ordered to be made, in like Manner, and by the same Ways and Means, and under and with the same Powers of enforcing Payment thereof, as may be exercised for assessing, collecting, levying, and recovering the

Surveyors of Highways may enter into Contracts and levy Rates.

Highway Rates in the said Township; and the said Surveyors shall from Time to Time pay over the Monies so collected and received to the said Company, pursuant to the Terms and Conditions of the Contract, and shall be liable to the Company for the Payment to them of all Monies so collected or received, but no further or otherwise.

Amount of such Rates limited.

XXVII. Provided always, and be it enacted, That the Amount of the Rates to be so raised shall not exceed in any One Year any larger Sum than will suffice to pay the Sums conditioned by such Contracts to be paid to the said Company.

Poor Rates may be inspected, &c.

XXVIII. And for the Purpose of enabling the Surveyors of the Highways of the said Township to ascertain the respective Proportions of such Rate or Assessment to be payable and paid by the respective Occupiers of all Houses and Buildings to be rated or assessed under the Order of such Vestry Meeting, it shall be lawful for such Surveyors of the Highways, from Time to Time and at all convenient Times, to inspect or take Copies of or Extracts from any of the Rates or Assessments made for the Relief of the Poor of the said Township of *Morley* or Parish of *Batley*, which Inspections, Copies, and Extracts all Persons having the Custody of any such Rates or Assessments are hereby required to permit and suffer to be made or taken, without Fee or Reward; and in case any such Person shall neglect or refuse so to do, every Person so neglecting or refusing shall for every such Offence forfeit and pay the Sum of Ten Pounds, to be recovered, in case of Nonpayment, on the Information of any such Surveyor of the Highways.

Expenses of Act.

XXIX. And be it enacted, That the Costs, Charges, and Expenses of and attending the passing of this Act or incidental thereto shall be paid by the Company out of the first Monies that shall come to or be in their Hands after the passing thereof.

Public Act.

XXX. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

SCHE-

SCHEDULE (A.)

Form of Lease.

I of in consideration of the Sum of paid to me by [*or, as the Case may be,*] in consideration of the Sum of paid to me, and of the Rent herein-after reserved and made payable by "The Morley Gas Company," do hereby demise to the said Company, their Successors and Assigns, all [*describing the Premises to be demised*], together with all Ways, Rights, and Appurtenances thereunto belonging, to hold the Premises to the said Company, their Successors and Assigns, for the Term of Years from the Day of the Date hereof, yielding and paying therefor, yearly and every Year during the said Term, the yearly Rent of free from Land Tax, Sewers Rates, and all other Taxes and Outgoings (Income Tax excepted), by equal Payments in the Year, the first Payment to be made on the Day of according to the true Intent and Meaning of the Morley Gas Act, 1848. In witness whereof I have hereunto set my Hand and Seal, and the Company have hereunto affixed their Common Seal, the Day of

LONDON: Printed by GEORGE E. EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1848.