ANNO PRIMO & SECUNDO

GEORGII IV. REGIS.

Cap. li.

An Act for incorporating the South *London* Gas Light and Coke Company, situate in the Parish of *Saint Saviour*, in the County of *Surrey*.

[7th *May* 1821.]

WHEREAS several Streets, public Places, and Houses in the Town and Borough of *Southwark* and East Half Hundred of *Brixton* in the County of *Surrey*, and the *Southwark Bridge*, are now lighted, to the Benefit of the Public and Satisfaction of the Inhabitants of the said Places, with Inflammable Air or Gas produced from Coal, and conveyed by Means of Pipes: And whereas considerable Sums of Money have been expended in erecting certain Works called *The South London Gas Light and Coke Works*, and situate in the Parish of *Saint Saviour* in the said County of *Surrey*, and in laying down Pipes in the said Borough of *Southwark* and East Half Hundred of *Brixton*; and the Persons who erected the said Works have entered into Contracts with various Commissioners, Trustees, and other Persons, for lighting many of the Streets and public Places, and several private Houses, with Inflammable Air or Gas: And whereas Applications have been made to the said Persons to extend their Mains for the Purpose of conveying Inflammable Air or Gas to certain other Parts of the said Town and Borough, and East Half Hundred, not already lighted therewith: And whereas considerable additional Sums of Money will be required for the Purposes aforesaid, and also a Capital for providing Coal and other Materials for making and dis-

tributing the said Gas; and the said Persons so carrying on the said Business are not able to raise sufficient Money themselves, for the Completion of such additional Works, and carrying on the making Gas for such Supply as may be required; and divers other Persons are willing to advance Money for such Purposes, and to become Sharers in the said Undertaking, in proportion to the Money to be advanced, as joint Proprietors; but inasmuch as such Undertaking cannot be carried on effectually without the Aid and Authority of Parliament; May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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, That *Robert Monro*, *William Sedle Evans*, *John Jones*, and all and every such other Person or Persons as shall from Time to Time become Proprietors of the Company hereby established as herein-after is mentioned, their respective Successors, Executors, Administrators, and Assigns, shall be and are hereby united into a Company for supplying the Town and Borough of *Southwark*, the East Half Hundred of *Brixton*, the *Southwark Bridge*, and the Neighbourhoods thereof and Parts adjacent respectively, with Inflammable Air or Gas from Coal, and making and maintaining the Works necessary for that Purpose, under the Regulations herein-after contained, and shall be one Body Corporate by the Name of *The South London Gas Light and Coke Company*, and by that Name shall have perpetual Succession and a common Seal, and shall and may sue and be sued; and that from and after the passing of this Act, it shall be lawful for the said Company to make Inflammable Air or Gas, and also Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and any other Products connected therewith, or necessary for the said Manufacture of such Air or Gas, and to sell and dispose of the same respectively, in such Manner as they shall think proper.

Persons to be incorporated.

Power to the Company to contract for the lighting Streets and Houses.

II. And be it further enacted, That from and after the passing of this Act, it shall be lawful for the said Company to contract with the Commissioners, Trustees, Persons, or Bodies having the Control, Direction, or Management of the lighting of any of the Parishes or Extra-parochial Places in the said Borough of *Southwark*, East Half Hundred of *Brixton*, the Neighbourhoods thereof, and Parts adjacent as aforesaid, or any of them respectively; or any Persons, Bodies Politic, Corporate, or Collegiate, Aggregate or Sole, willing to contract with the said Company for the lighting of any such Parishes or Places, or any Streets, Highways, Lanes, or Passages, or Manufactories, Shops, Warehouses, or private Houses, public or private Buildings, and Places of public Exhibition, within the said Parishes or Places respectively.

Power to contract for the Purchase of Lands and Buildings.

III. And be it further enacted, That for the Purposes of this Act it shall be lawful to and for the said Company, or their Committee of Management, to be chosen as herein-after is mentioned, and they are hereby empowered, to treat, contract, and agree with the Persons who erected the said Works and have hitherto carried on the same, for the absolute Purchase of the Gasometers, Receivers, Retorts, Buildings, Works, and Contrivances for making of Gas and Coke,

and other Articles as aforesaid, now erected and built, and of the Mains or Pipes which have been laid down, or shall hereafter be laid down by them, for the Purposes aforesaid, and their Estate and Interest therein, and in all Contracts and Agreements relating thereto, and to the lighting of Parts of the said Borough of *Southwark*, and East Half Hundred of *Brixton*; and also to treat, contract, and agree for the absolute Purchase of any Lands, Tenements, or Hereditaments within the Borough of *Southwark* and East Half Hundred of *Brixton*, the Neighbourhoods thereof, or Parts adjacent, or any of them respectively, and the Freehold and Inheritance thereof, or any Estate or Interest therein, with any Body or Bodies Politic, Corporate, or Collegiate, or any Tenants for Life or in Fee Tail, general or special, or for any Term or Terms of Years, absolute or determinable on any Live or Lives, or with any Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, Feoffees in Trust, or other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, Femes Covert, or other Persons under any Disability of acting for himself, herself, or themselves; and also with all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, or with any Persons whomsoever who shall be willing to sell the same, or his, her, or their Right and Interest in the same, for the Uses and Purposes of this Act, provided that the Quantity of Land to be purchased as aforesaid shall not exceed Five Acres; and upon Payment of the Purchase Money for the same respectively to the Person or Persons entitled thereto, or into the Bank of *England*, in manner directed by this Act (as the Case may be), the said Gasometers, Receivers, Retorts, Buildings, Works, Contrivances, Mains and Pipes, Contracts and Agreements, Lands and Premises, and all Benefit and Advantage thereof respectively, shall vest absolutely in the said *South London* Gas Light and Coke Company, and their Successors, and the same may be taken and used by them for the Purposes of this Act; and from thenceforth all Parties and Persons whomsoever shall be divested of all Right, Title, Reversion, Claim, or Interest therein respectively; and also in case of Resale of the said Lands, Tenements, or Hereditaments, or any of them, under the Provisions herein in that behalf contained, to purchase and hold other Lands, Tenements, or Hereditaments in like Manner, provided the Lands to be held for the Purposes of this Act shall not at any Time exceed in Quantity Five Acres: Provided always, that it shall not be lawful for the said Company to purchase the said Five Acres, or more than Three Acres, unless it shall be found necessary to make and complete Two Stations for carrying on the Works for producing the said Gas.

Bodies Politic empowered to sell.

IV. And be it further enacted, That it shall be lawful to and for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life or in Fee Tail, general or special, or for any Term or Terms of Years, absolute or determinable on any Live or Lives, and all Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, Feoffees in Trust, and other Trustees

Trustees whomsoever, for and on behalf of themselves, their Heirs and Successors, and likewise for and on behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, or Femes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves; and also to and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right; and to and for all and every Person and Persons whomsoever, who are or shall be seised, possessed of, or interested in any Lands, Tenements, or Hereditaments, or any Part thereof, which shall be thought necessary by the said Company to be purchased for the Uses and Purposes of this Act, (but under such Restrictions as to Quantity as aforesaid), to treat, contract, and agree with the said Company or their Committee of Management as aforesaid, for the Sale thereof, or of any Part thereof; and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever, of, in, and to the same, to the said Company and their Successors, for the Purposes of this Act; and all Contracts, Bargains, Sales, and Conveyances which shall be so made by virtue and in pursuance of this Act, shall, without any Fine or Fines, Recovery or Recoveries, or without any other Conveyances or Assurances in the Law whatsoever, and without Enrolment, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Possibility, Claim, and Demand whatsoever, of their said several Cestuique Trusts, and of all Persons whomsoever claiming or to claim by, from, or under him, her, or them, or any of them, or claiming or to claim in Remainder or Reversion or expectant on any such particular Estate, or by way of Executory Devise or Springing Use; and the same shall be deemed and considered to bar all Dower of any such Person or Persons, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of any Person or Persons claiming under them, as effectually as Fines or Common Recoveries would do, if levied or suffered by the proper Parties in due Form of Law, any Law, Statute, or Usage, or any other Matter or Thing to the contrary in anywise notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life or in Fee Tail, general or special, or for any Term or Terms of Years absolute or determinable on Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees and other Trustees, and all and every other Person and Persons, is and are and shall be indemnified for what he, she, or they shall do by virtue or in pursuance of this Act.

Application of Purchase Money when amounting to 200*l* and upwards.

V. And be it further enacted, That if any Money shall be contracted to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Body Politic, Corporate, Collegiate, or Ecclesiastical, Tenant for Life or in Fee Tail, or for Years, Trustee, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity as aforesaid; such Money shall, in case the same shall amount to or exceed Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name

and

and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account, *ex parte, The South London Gas Light and Coke Company*, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order upon a Petition, to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the said Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments, standing and being settled therewith, to the same or the like Uses, Intents, and Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, and Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, and Hereditaments which shall be purchased, taken, or used for the Purposes of this Act, stood and were settled and limited, or such of them as at the Time of making such Conveyance and Settlement, shall be existing undetermined and capable of taking Effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court of Chancery, upon Application made thereto as aforesaid, be invested by the said Accountant General in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the Consolidated or Reduced Bank Annuities shall from Time to Time be paid by Order of the said Court to the Person or Persons who should for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase and Settlement thereof were then actually made.

When less than 200*l.* and exceeding 20*l.*

VI. Provided always, and be it further enacted, That if any Money so to be paid for any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes aforesaid, and belonging to any Body Politic, Corporate, Collegiate, or Ecclesiastical, Tenant for Life or in Tail, or for Years, Trustee, Feme Covert, Infant, Lunatic, or any Person or Persons under Disability or Incapacity as aforesaid, shall be less than Two hundred Pounds, and shall exceed Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in Cases of Infancy, Idiotcy, or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-

before directed; or otherwise the same shall be paid, at the like Option, to Three Trustees, to be named by the Person or Persons making such Option, and approved of by Three or more of the Committee of Management of the said Company (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends to arise thereon, or the Interest thereof, may be applied in Manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said High Court of Chancery.

When less than 20*l.*

VII. Provided also, and be it further enacted, That where such Money so contracted and agreed to be paid as last before mentioned shall not exceed Twenty Pounds, then and in all such Cases the same shall belong absolutely, and be paid to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so to be purchased, taken, or used for the Purposes of this Act, in such Manner as the said Committee of Managers, or any Three or more of them, shall think fit; or in Cases of Infancy, Idiotcy, or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Titles, &c.

VIII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments so purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Chancery; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made to appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

Expences of Purchase Money to be allowed by Court.

IX. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Tenements, or Hereditaments, to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Bank of *England*,

land, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Company who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Upon Payment of Purchase Money, Premises to be vested in theCompany.

X. And be it further enacted, That upon Payment of the Money to be so contracted or agreed to be paid for the Purchase of any such Lands, Tenements, or Hereditaments, to the Party or Parties or Person or Persons respectively entitled to such Monies, or their Agents, or upon Payment thereof into the Bank of *England*, for the Purpose of being disposed of in Manner herein-before directed (as the Case may be) all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, in Law or Equity, of the Party or Parties, and Person and Persons respectively, to whom or for whose Use or Benefit the same shall be paid in, to, or out of such Lands, Tenements, or Hereditaments, shall vest in the said Company and their Successors for ever, and may be taken and used by them for effecting the Purposes of this Act.

Form of Conveyance.

XI. And be it further enacted, That all Sales, Conveyances, and Assurances of any Lands, Tenements, or Hereditaments, to be made to the said Company and their Successors, shall be made in the Form or to the Effect following; (that is to say),

'I, [*or* We, *as the Case may be*,] of in consideration of the Sum of to me [*or* us] paid by the *South London* Gas Light and Coke Company, established under an Act passed in the Second Year of the Reign of King *George* the Fourth, intituled *An Act* [*here insert the Title of this Act*], do hereby grant and release [*or* assign, *as the Case may be*], to the said Company of Proprietors and their Successors, all [*here describe the Premises to be conveyed*] and all my [*or*, our] Right, Title, and Interest, in and to the same and every Part thereof; to hold to the said Company of Proprietors and their Successors and Assigns for ever [or, *as the Case may be*] during all the Remainder of my [*or*, our] Term, Estate, or Interest in the said Premises: In witness whereof, I [*or*, we] have hereunto set my Hand and Seal [*or*, our Hands and Seals, *or* our Common Seal, *as the Case may be*] this Day of One thousand eight hundred.'

Re-sale of Lands not wanted.

XII. And whereas the said Company, under the Provisions of this Act, may purchase or acquire Lands, Tenements, or Hereditaments which may afterwards be found not necessary or inconvenient, or not wanted for the Purposes aforesaid; be it further enacted, That it shall and may be lawful for the said Company, for a valuable Consideration in Money, by Indenture under their Common Seal, to sell and convey all or any Part or Parts of the Lands, Tenements, and Hereditaments which shall be purchased or required, and which shall not be necessary or convenient, or not wanted for the Purposes of the said Company; and upon Payment of the Purchase Money for the same, it shall be lawful

lawful for the Treasurer for the Time being to the said Company, to sign and give a Receipt or Receipts for the Money for which the same shall be sold, which Receipt or Receipts shall be sufficient Discharge or Discharges to any Person or Persons, for the Money which shall be therein and thereby expressed or acknowledged to be received; and such Person or Persons having *bonâ fide* paid the same, shall not afterwards be answerable or accountable for any Loss, Misapplication, or Non-application of such Purchase Money, or any Part thereof.

Power to determine Contracts.

XIII. And be it further enacted, That if the said Company shall not duly perform any Contract with any such Commissioners or Trustees as aforesaid for lighting any Parish or Place, or Part of any Parish or Place, then and in such Case it shall be lawful for such Commissioners or Trustees to determine such Contract respectively, giving Twelve Calendar Months Notice thereof; and then and in such Case, and also at the Expiration of any such Contract, it shall be lawful for the said Commissioners or Trustees, either to purchase the Pipes, Cocks, Plugs, Branches of Pipes, and other Materials belonging to the said Company, and employed in lighting such Parish or Place, at such Price as shall be agreed upon between the said Commissioners or Trustees and the said Company; or in case the said Commissioners or Trustees shall decline so to purchase, then it shall be lawful for the said Company to remove such Pipes, Cocks, Plugs, Branches, and other Materials, at the Expiration of such Contract or Determination thereof, by such Notice, or at any Time thereafter; and in the mean Time for such Commissioners or Trustees to lay such Pipes, Cocks, Plugs, Branches, and other Articles, as shall be necessary for the Supply of such Parish or Place, or Part of a Parish or Place, at the Expiration or sooner Determination of such Contract.

Power to erect Works, &c.

XIV. And be it further enacted, That it shall be lawful for the Company hereby established and their Successors, and they are hereby fully authorized and empowered, by their Servants, Agents, Workmen and others, from Time to Time to make and erect such Retorts, Gasometers, Receivers, and other Buildings, Cisterns, Engines, Machines, or other Apparatus, Cuts, Drains, Sewers, Watercourses, Reservoirs, and other Works and Devices, on the Lands to be purchased or required by them by virtue of the Powers herein-before contained; and to sink and lay Pipes, and (with the Permission or Consent of the Owners and Occupiers, but not otherwise) to erect and fix them against any Walls, or in Posts or Pillars, under the Directions and Stipulations of this Act, of such Construction and in such Manner as the said Company and their Successors shall think necessary or proper for carrying the Purposes of this Act into Execution; but nothing in this Act contained shall authorize or empower the said Company, or any of their Servants, Agents, Workmen, or others, to enter into any private Lands, Grounds, or Premises, without the Consent of the Owners and Occupier of every Dwelling House or Houses, Buildings, Lands, Walls, Posts, or Pillars through or against which any such Pipe or Pipes may be carried, affixed, or laid, being first had and obtained.

XV. Pro-

Power to lay Mains, and to erect Machinery requisite for securing a competent Supply of Gas to Dwelling Houses, &c. and to alter and amend imperfect Work.

XV. Provided always, and be it further enacted, That the said Company shall have full Power and Authority to lay any Main requisite for the Supply of any Dwelling House or Houses, Manufactories, Shops, Warehouses, public or private Buildings, in the said Borough of *Southwark*, East Half Hundred of *Brixton*, the Neighbourhoods thereof and Parts adjacent as aforesaid respectively, or any of them respectively; and to erect and set up, by themselves or their Agents, Servants, and Workmen, any Machine or other Apparatus necessary or requisite for securing to such Dwelling House or Houses, Manufactories, Warehouses, public or private Buildings, a proper and competent Supply of Gas, or for measuring and ascertaining the Extent of such Supply; and also to alter or amend any bad or imperfect Work which shall have been placed in such Dwelling Houses, Manufactories, Shops, Warehouses, public or private Buildings, any thing in this Act to the contrary thereof in anywise notwithstanding.

Power to light up Houses, &c. from the Mains.

XVI. And be it further enacted, That it shall be lawful for the said Company, and they are hereby fully authorized and empowered, in such Cases as to them shall seem meet and convenient, to carry, fit up, and furnish any Pipe or Pipes, Cocks or Branches, or other necessary Apparatus, from any Main Pipe laid in any Street, Highway, Road, Lane, Passage, or Place, by the said Company by virtue of this Act, in or through any Dwelling House or Houses, Manufactories, public or private Buildings, for the Purpose of lighting the same, or any public or private Lamp, from any such Main, with the Consent of the Owner or Occupier of such Dwelling House or Houses, Manufactories, public or private Buildings, but not otherwise.

Company to remove Pipes, &c. when Tenants quit, if required.

XVII. Provided always, and be it further enacted, That the said Company shall, at their own Expence, on the Expiration or Determination of the Tenancy or Tenancies of any Occupier or Occupiers so giving Consent as aforesaid, or within Ten Days after the Expiration or Determination of such Tenancy or Tenancies, upon receiving Three Days Notice in Writing for that Purpose, for or on Behalf of the Owner or Owners, or the succeeding Occupier or Occupiers of any such Dwelling House or Houses, Manufactories, public or private Buildings as aforesaid, remove, take, and carry away, or cause to be removed, taken, and carried away any Pipe or Pipes, Cocks or Branches from any Main or Pipe which shall have been introduced or laid by the said Company in any such Dwelling House or Houses, Manufactories, public or private Buildings as aforesaid, pursuant to the Power for that Purpose herein-before contained, and repair and make good such Dwelling House or Houses, Manufactories, public or private Buildings, where the same shall have been so introduced, any thing herein contained to the contrary thereof in any wise notwithstanding; and in Default thereof, it shall and may be lawful to and for such Owner or Owners, or such new Occupier or Occupiers, as the Case may require, or any other Person or Persons acting under their, his, or her respective Authorities or Authority, to cause such Pipes, Cocks, or Branches to be removed, taken, and carried away; and the Dwelling House or Houses, Manufactories, public or private Buildings, where the same shall have been introduced, to be repaired

and made good, the reasonable Costs and Charges for so doing the same shall be immediately paid by the said Company or their Treasurer for the Time being, to such Owner or Owners, Occupier or Occupiers, as the Case may require: Provided nevertheless, that if such reasonable Costs and Charges be not paid within Fourteen Days next after Demand shall be made by such Owner or Owners, Occupier or Occupiers (Proof of such Demand being made by the Oath of One credible Witness, before One or more Justice or Justices of the Peace for the County of *Surrey*), all such reasonable Costs and Charges shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Costs and Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace for the said County; and which Warrant such Justice and Justices is and are hereby empowered to grant; and such Costs and Charges shall be paid to such Owner or Owners, Occupier or Occupiers, as the Case may require.

Restrictions respecting breaking up Pavements, Roads, &c.

XVIII. And be it further enacted, That it shall not be lawful to or for the said Company, or any Person or Persons acting by or under their Authority, to break, or take up or disturb, or cause to be broken, taken up, or disturbed the Pavement or Ground in any Street, Road, Highway, Bridge, or public Place, for the Purpose of laying down any Mains or Pipes (except Service Pipes of a Diameter not exceeding One Inch in the Bore), without the Consent in Writing of the Commissioners, Trustees, or other Persons having the Control of the Pavements or Roads, Ground or Soil, in such Street, Road, Bridge or public Place, signified under the Hand or Hands of their Clerk or Clerks, or other proper Officer or Officers, first obtained; but that nothing in this Act contained shall be deemed or construed to prevent the said Company from laying down, repairing, or altering such Main Pipes, after such Consent obtained as aforesaid, or from opening, taking up, or removing any Ground, Stones, Soil, or Pavement, or otherwise, in or of any Street, Road, Highway, Bridge, or Place whatsoever, for the Purpose of laying down, repairing, or altering any Service Pipes or Apparatus leading from such Main Pipes, after such Consent obtained as aforesaid.

Notice to be given of breaking up Pavements, Roads, &c.

XIX. And be it further enacted, That after such Consent aforesaid, it shall not be lawful to or for the said Company, or any Person or Persons acting by or under their Authority, to break or take up or disturb, or cause to be broken or taken up or disturbed, any of the Pavements or Ground in any Street, Road, Highway, Bridge, or public Place, for the Purpose of laying down or repairing any Main Pipe or Pipes (except Service Pipes as aforesaid), or of altering the Position of any such Main Pipe or Pipes (except as aforesaid), unless Notice in Writing of their Intention to break or take up such Pavement or Ground, signed by the Clerk, or Inspector, or Surveyor to the said Company, specifying the Street, Road, Highway, Bridge, or public Place, and the particular Part of such Street, Road, Highway, Bridge, or public Place in which such Pavement or Ground is intended to be broken or taken up, shall have been given to a Surveyor of such Pavement, Street, Roads, Highway, Bridge, or Place for the Time being,

being, or to a Surveyor of the Parochial or other District or Place wherein such Street, Road, Highway, Bridge, or public Place, the Pavement, Ground, or Soil whereof is so intended to be broken or taken up shall be situate, or shall have been left for him at his Dwelling House or Office, for the Space of Three Hours at the least, before such Pavement or Ground, or any Part thereof, shall be so broken or taken up, except in all Cases of sudden Emergency, in which such Notice as aforesaid shall be given to such Surveyor of Pavements or Roads as soon as possible after such Pavements or Ground, or any Part thereof, shall be broken or taken up; and that if the said Company, or any Person or Persons acting by or under their Authority, shall break, or take up, or disturb, or cause to be broken, taken up, or disturbed, any such Pavements or Ground, without such Consent being obtained as aforesaid, and such Notice being given or left as aforesaid (except as aforesaid), or shall break, or take up, or disturb, or cause to be broken, taken up, or disturbed, any such Pavement or Ground, for the Purpose of laying down any Main or Mains, without such Consent as aforesaid, then and in every such Case the said Company shall forfeit and pay to the Commissioners or Trustees, or other Persons having the Control of the Pavements or Roads, Ground or Soil, which shall be so broken or taken up or disturbed, or to their Treasurer, Clerk, or Surveyor, or to such other Person as they may appoint, the Sum of Twenty Pounds for every Square Yard of Pavement or Ground which shall be so broken or taken up without such Consent and Notice as aforesaid (except as aforesaid), to be recovered and levied in such Manner as other Penalties and Forfeitures by this Act imposed are directed to be recovered and levied.

Requiring Company to reinstate Pavements, &c. after Pipes, &c. have been laid down.

XX. And be it further enacted, That whenever and so often as the said Company shall have lawfully broken up or removed the Stones, Ground, Soil, or Pavement in or of any Street, Road, Highway, Lane, or public Place, or any Part thereof, the said Company shall and they are hereby required immediately thereafter to reinstate and make good such Ground, Soil, or Pavement, in as good sound State or Condition as the same was or were in at the Time of being so broken up, to the Satisfaction of the Surveyor of the Commissioners or Trustees of such Pavement, Soil, or Ground respectively; and the said Company shall carry away all surplus Earth, Filth, and Rubbish occasioned thereby at their own Costs and Charges; and that during the Works of the said Company, and reinstating such Ground, Soil, or Pavement as aforesaid, the said Company shall provide proper Watchmen, with necessary Lights at Night, and otherwise secure and guard the said Works, so as to prevent any Damage or Inconvenience happening to Passengers, Cattle, or Carriages; and in case the said Company shall neglect and make Default in making good and reinstating such Ground, Soil, or Pavement as aforesaid, within Twenty-four Hours next after Notice given to or left for the said Company at their House or Office, it shall be lawful for the said Commissioners or Trustees to reinstate and make good such Ground, Soil, or Pavement, and the Charges and Expences thereof shall be reimbursed and repaid by the said Company or their Treasurer, to the said Commissioners or Trustees,

Trustees, or their respective Treasurer; and in Default of Payment thereof within Ten Days next after Demand thereof in Writing shall have been made by the Clerk of the said Commissioners or Trustees, Proof of such Demand being made by the Oath of One credible Witness, before One or more Justice or Justices of the Peace, all such Sum or Sums of Money so paid by them, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal, or Hands and Seals of any such Justice or Justices of the Peace as aforesaid, and which Warrant such Justice or Justices is and are hereby empowered to grant, and such Sum or Sums of Money shall be paid to the said Commissioners or Trustees, or their Treasurer; and in case the said Company shall neglect to provide proper Watchmen with necessary Lights at Night, and otherwise secure and guard the said Works as aforesaid, the said Company shall for every such Neglect forfeit and pay to the said Commissioners and Trustees any Sum not exceeding Five Pounds, to be recovered and levied in the same Manner as other Penalties and Forfeitures by this Act imposed.

Power to alter Pipes.

XXI. And be it further enacted, That if it shall at any Time or Times be deemed necessary or expedient by the Commissioners or Trustees for paving or repairing the said Streets, Roads, Ways, Lanes, and Passages respectively, to require the said Company to raise, sink, or otherwise alter the Situation of any of the Pipes, Stop Cocks, Plugs, or Branches, which shall be laid down for the Purposes aforesaid, the said Company shall at their own Expence, within One Calendar Month next after being required so to do, by Notice in Writing to them given by the said Commissioners or Trustees respectively, signed by their Clerk, raise, sink, or alter such Pipes, Stop Cocks, Plugs, or Branches, according to such Notice, in such Manner, and in such Place or Places as the said Commissioners or Trustees respectively, shall think right and proper; and in Default thereof, it shall be lawful for the said Commissioners or Trustees, or their Surveyor, or any other Person or Persons acting by their Order or under their Authority, to cause such Pipes, Cocks, Plugs, or Branches to be raised, sunk, or altered, and that the reasonable Costs and Charges for doing the same shall immediately thereafter be paid by the said Company: Provided nevertheless, that if such reasonable Costs and Charges be not paid within Fourteen Days next after Demand shall be made by such Surveyor, or other Person acting by or under the Authority of the said Commissioners or Trustees, at the Office of the said Company, Proof of such Demand being made, by the Oath of One credible Witness, before One or more Justice or Justices of the Peace, all such reasonable Costs and Charges shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal, or Hands and Seals of any such Justice or Justices as aforesaid, and which Warrant such Justice or Justices is and are hereby empowered to grant, and such Costs and Charges shall be paid to the said Commissioners or Trustees, or their Treasurer.

XXII. Pro-

Damage to be made good.

XXII. Provided always, and be it further enacted, That if by the raising, sinking, or altering any of the said Pipes, Cocks, Syphons, Plugs, or Branches, any Damage or Injury shall be wilfully or negligently done to the same by the said Commissioners, Trustees, or their Servants, then and in every such Case such Damage or Injury shall be made good as soon as Circumstances permit, and the Costs, Charges, and Expences thereof shall be paid by the said Commissioners or Trustees.

For preventing the Escape of Gas.

XXIII. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes already laid down, or which shall be laid down or set up by the said Company in pursuance of this Act, the said Company shall, at their own Expence, immediately after receiving Notice by Parol or in Writing of any such Escape of Gas from any Person or Persons whomsoever, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Company shall not within Twenty-four Hours next after such Notice in Writing being given of any such Escape of Gas, effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, that then and in every such Case the said Company shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every Day, after the Expiration of Twenty-four Hours from the Time of giving any such Notice, during which the Gas shall be suffered to escape as aforesaid; which Penalty shall from Time to Time be recoverable in a summary Way on the Oath of One or more credible Witness or Witnesses, by Information to be laid and exhibited before some One or more Justice or Justices of the Peace for the said County of *Surrey*, and shall and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company, by the Warrant of any Justice or Justices of the Peace as aforesaid, in Manner herein-after directed.

Report of Works to be sent to the Secretary of State for the Home Department, Half-yearly at least.

XXIV. And be it further enacted, That the Committee of Management of the said Company shall and they are hereby required, within Two Calendar Months after every Half-yearly General Meeting of the said Company, or oftener if required by His Majesty's Secretary of State for the Home Department for the Time being, to transmit to the said Secretary of State a Report in Writing, signed by the Chairman or Deputy Chairman, or One of the Members of the said Committee of Management, of the State of the said Company, and of their Works, and the Means possessed by the said Company for securing the Continuance of their Operations, and such other Matters relating to the Works and Proceedings of the said Company as the said Secretary of State shall from Time to Time require; and in case the said Committee of Management shall not within the said Period of Two Months after every such General Meeting as aforesaid, or within the like Period after being required by His Majesty's Secretary of State for the Home Department, transmit to the said Secretary of State such Report in Writing, the said Company shall forfeit and pay the Sum of Fifty Pounds for every such Offence, to be recovered by His Majesty's Attorney General, by

Information in the Court of Exchequer, or by Action of Debt in His Majesty's Court of King's Bench, for the Use of His Majesty.

Stations and Works to be open at all Times to the Inspection of Persons appointed by the Secretary of State.

XXV. And be it further enacted, That all the Stations and Works of the said Company shall be open at all convenient Times for the Inspection and Examination of such Person or Persons as the said Secretary of State for the Home Department for the Time being shall appoint from Time to Time for that Purpose, and the said Company shall and they are hereby required to conform to such Regulations and Proceedings in the several Parts of their Works and Operations, as well in respect of those already erected or executed as of such as shall hereafter be erected and executed, as the said Secretary of State shall consider necessary and proper, and shall direct to be adopted for the better and more effectual lighting the several Parts of the Borough of *Southwark*, and East Half Hundred of *Brixton*, where the Mains and Pipes of the said Company shall lie, and for more effectually securing a proper and permanent Supply of Gas for lighting the public Lamps therein, and for assisting and advancing the Benefits to be derived from an active and efficient Police, and for such other Purposes as to the said Secretary of State shall seem meet and proper for the Advantage of the Public.

No Pipes of Communication to be laid without the Consent of the Company.

XXVI. Provided always, and it is hereby further enacted, That no Person shall lay or cause to be laid any Pipe to communicate with any Pipe belonging to the said Company, nor fit or alter any of the Fittings of any Pipes or Lamps belonging to the said Company, without the Consent of the said Company in Writing first had and obtained, nor use Burners of a larger Dimension than he, she, or they shall contract to pay for, or supply any Inhabitant or other Person with any Part of such Gas, on pain of forfeiting and paying to the said Company and their Successors the Sum of Forty Shillings *per* Day for every Day such Pipe shall so remain, or such Excess be so committed, or such Supply furnished, to be recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace for the County, Place, or District where the said Offence shall be committed; and which Warrant such Justice or Justices is and are hereby required and empowered to grant; and the Surplus, after such Penalty or Forfeiture and the Charges of such Distress and Sale are deducted, shall be returned upon Demand to the Owner of such Goods and Chattels; and in case sufficient Distress cannot be found, or such Forfeiture shall not be forthwith paid, it shall be lawful for such Justice or Justices to cause such Offender or Offenders to be committed to the House of Correction or Common Gaol of the said County, Place, or District, there to remain, without Bail or Mainprize, for such Time as such Justice or Justices shall direct, not exceeding Six Calendar Months, unless such Forfeiture and all reasonable Charges be sooner paid and satisfied.

Penalty for damaging Pipes, &c.

XXVII. And be it further enacted, That if any Person or Persons whomsoever shall wilfully, maliciously, or negligently do or commit, or cause to be done or committed, any Injury or Damage to any of

the Mains or Service Pipes of the said Company, either by removing or disturbing the Ground or Soil wherein or whereon the same is or are laid or placed, or by the Compression or subsequent settling or lowering of the same at any Time or Times afterwards, or by any other Means whatsoever; or if any Person or Persons whomsoever shall wilfully or maliciously remove, destroy, damage, or injure any or any Part of any Pipe, Post, Plug, Lamp, or other Apparatus, Matter, or Thing belonging to the said Company, or shall wilfully or maliciously waste or improperly use any of the Inflammable Air or Gas supplied by the said Company, or shall alter, exchange, or remove the Burners from the Pipes of Supply, every Person so offending in any of the respective Premises, and being thereof lawfully convicted on the Oath of One credible Witness, before One or more Justice or Justices for the County, Place, or District where the said Offences shall be committed, shall for each separate Act or Offence forfeit and pay to the said Company and their Successors, or such other Person or Persons as aforesaid, any Sum not exceeding Five Pounds, and Three Times the Amount of the Damage to be done, as the same shall be ascertained by such Justice or Justices; such Penalty and Damage, together with reasonable Costs, to be levied by Distress and Sale of the Goods and Chattels of such Offender, returning the Overplus (if any) to the Owner of such Goods and Chattels; or such Offender shall and may be committed to the House of Correction or Common Gaol of the County, Place, or District where the Offence is committed, for any Time not exceeding Six Calendar Months, at the Discretion of the Justice or Justices before whom such Offender shall be convicted, or until such Forfeiture, Damage, and Costs shall be paid.

Regulations as to the laying and distinguishing Mains.

XXVIII. And be it further enacted, That in the Event of any other Person or Persons whomsoever obtaining Leave to lay down Mains or Pipes in any Street or Place where the Mains of the said Company shall have been previously laid, such new Mains shall be laid and placed Four Feet at the least on the Outside thereof; and that in order to distinguish the Mains so to be laid by such other Person or Persons as aforesaid, the same shall have some conspicuous Figure or Mark put and placed on every Foot of such Main and on the upper Side thereof; and that at a Distance not exceeding Three hundred Feet along such Line of Main there shall also be fixed and placed an Iron or Stone Post, with a Mark thereon to distinguish such Mains, and which said Post shall be even with the Surface of the Ground or Pavement under which such Main shall lie; and that previous to the laying down any such Mains as last aforesaid, or any Service Pipes to be connected therewith, One Day's previous Notice in Writing shall be given or left by such Person or Persons as aforesaid at the Office of Works of the said Company, and in every such Notice shall be expressed the Time and Place when and where such Mains or Service Pipes are intended to be laid; and that in case any Main or Service Pipe shall be laid or placed contrary to the Stipulations as aforesaid, and shall not be altered or removed after Three Days Notice in Writing to be given to the Person or Persons so laying down such Mains or Pipe as aforesaid, that then and in every such Case it shall and may be lawful to

to and for the said Company and they are hereby authorized and empowered to remove the same.

Stock to be raised, not to exceed 150,000*l.*

XXIX. And be it further enacted, That the Capital or Joint Stock of the said Company, to be applied and used in establishing and carrying on the Undertaking and the Purposes aforesaid, shall be a Sum of One hundred and fifty thousand Pounds; and that the said Company shall not be authorized to exercise any of the Powers granted by this Act, until the Sum of One hundred and twenty thousand Pounds shall have been subscribed for that Purpose.

Stock to be divided into Shares of 100*l.* each, and to be Personal Estate.

XXX. And be it further enacted, That the said Sum of One hundred and fifty thousand Pounds shall be divided into Shares of One hundred Pounds each, and that no Person or Persons shall be a Subscriber or Subscribers for a less Sum than One hundred Pounds; and that every Proprietor or Proprietors of a Share or Shares in the said Undertaking shall be entitled to the Capital Stock and Effects of the said Company, and the Profits and Advantages attending the same, in proportion to the Number of Shares he, she, or they may hold therein; and that all Shares in the Joint Stock and Undertaking of the said Company, and in the Net Profits and Advantages thereof, shall be deemed Personal Estate, and not of the Nature of Real Estate, and shall be transmissible accordingly.

Certificates of Shares to be given.

XXXI. And in order to evidence the Right of the several Parties who shall become Proprietors in the said Undertaking, be it further enacted, That as soon as conveniently may be after the passing of this Act, and from Time to Time as and when any Sum or Sums of Money shall be subscribed for the Purposes aforesaid, there shall be a Certificate for every Share of One hundred Pounds subscribed for in the said Undertaking, prepared under the Seal of the said Company, numbered progressively and registered in a Book to be opened for that Purpose, in which the Names of the several Parties entitled to such Share or Shares, with their Residence and Description, shall be accurately recorded, and that such Certificates and the Register thereof shall for ever be deemed the Evidence of Title to the Shares of the several Persons to be described therein, and their Representatives, Executors, Administrators, and Assigns.

First General Assembly of Proprietors.

XXXII. And be it further enacted, That on the Second *Wednesday* after the passing of this Act, or as soon after as conveniently may be, a General Meeting of the Subscribers to the said Undertaking shall be holden at the *Museum Tavern, Great Surrey Street,* between the Hours of Eleven o'Clock in the Forenoon and Two of the Clock in the Afternoon, of which Five Days Notice shall be given in *The London Gazette,* and Two or more of the *London* Daily Newspapers; at which General Meeting, or an Adjournment thereof, a Treasurer or Treasurers, and a Committee of Management, consisting of Seven Proprietors, each possessed of Fifteen Shares at the least in the said Undertaking, shall be elected and chosen; and that after the said Committee shall have been elected, One of the Members thereof shall be elected Chairman, and another of the Members Deputy Chairman of

of the said Company for the Year ensuing; and such General Meeting may be adjourned to such other Time and Place as the Proprietors of the Majority of Shares then present shall think fit.

General Assemblies to be holden.

XXXIII. And be it further enacted, That the said Company shall in the Months of *January* and *July* in each Year hold a General Meeting or Assembly of the said Proprietors, of which General Meeting or Assembly Five Days Notice shall be given in *The London Gazette*, and Two or more of the Daily *London* Newspapers; and at every such General Meeting or Assembly to be holden in the Month of *January*, or some Adjournment thereof, Five Members of the Company, qualified as aforesaid, who shall have been Members of the Committee elected in the preceding Year, shall be re-elected Members of the Committee of Management; and as soon as such Election shall have been made, Two other Members of the said Company, qualified as aforesaid, shall be elected Members of the said Committee; and after such Committee shall have been elected, One of the Members thereof shall be elected Chairman, and One other of the Members thereof Deputy Chairman of the said Company for the ensuing Year; but all the Members of the said Committee, and the Chairman and Deputy Chairman elected in the preceding Year, shall be immediately re-eligible, if otherwise duly qualified; and after such Elections as aforesaid shall have taken place, the Officer or Officers (if any) who shall not be re-elected shall go out of Office: Provided also, that no Person shall be qualified to be elected or to serve or act as a Member of the said Committee who shall hold or derive any Place of Profit under the said Company; and at any of such General Assemblies, the said Company shall and they are hereby authorized and empowered to make such Rules, Orders, and Bye-Laws, from Time to Time as to them shall seem meet and proper, for the good Government of the said Undertaking, and for regulating the Proceedings of the said Committee, and the Duties and Conduct of all Officers, Workmen, and Servants to be employed in and about the Affairs and Business of the said Company, and for the Superintendance and Management of the said Undertaking in all Respects whatsoever; and from Time to Time to alter or repeal such Rules, Orders, and Bye-Laws, or any of them, and to make new or other Orders, and impose such reasonable Fines and Forfeitures upon all Officers, Workmen, and Servants of the said Company, and other Persons to be employed in and about the Affairs and Business of the said Company, or in the Superintendance and Management of the said Undertaking, not exceeding the Sum of Forty Shillings for any One Offence, as to the said Company at a General Meeting or Assembly shall seem meet and expedient; and all Rules, Orders, and Bye-Laws so made as aforesaid, being reduced into Writing, and the Common Seal of the said Company thereto affixed, shall be binding upon all such Persons, and be a sufficient Authority in any Court of Law or Equity to justify all Persons who shall act under the same; provided nevertheless, that such Rules, Orders, and Bye-Laws be not repugnant to the Laws or Statutes of that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, or to any of the Directions or Provisions of this Act: Provided also, that Copies of every such

Bye-Law shall be affixed and continue in the Office of the said Company.

No Person to act as a Committee Man unless possessed of Fifteen Shares.

XXXIV. Provided always, and be it further enacted, That no Person shall be eligible to be elected or to serve or act as a Member of the Committee for managing the Affairs of the said Undertaking, unless at the Time of his Election, and during all such Time as he shall be a Member of the said Committee, he shall be possessed in his own Right of Fifteen Shares at least in the said Undertaking.

Members of the Company may require Committee to call Special Meetings;

in case of Refusal, Five such Members, holding in the Aggregate 100 Shares, may convene such Meetings.

XXXV. And be it further enacted, That Five or more Members of the said Company, holding in the Aggregate One hundred Shares or upwards in the said Joint Stock, may at any Time by Writing under their Hands left at the Office of the said Company, require the Committee of Management to call a Special General Meeting, so as such Requisition fully express the Object for which such Meeting is required to be called; and in case of the Neglect or Refusal of the said Committee to call such Meeting, the same may be called by the said Members, by giving Five Days Notice thereof in *The London Gazette*, and Two or more of the *London* Daily Newspapers; and that every General Meeting may be adjourned from Time to Time, and from Place to Place, as shall be found expedient.

Proprietors to vote according to the Number of their Shares.

XXXVI. And be it further enacted, That no Member of the said Company shall be entitled to be present or to vote at any General Meeting, or Special General Meeting, or Adjournment thereof, unless he shall have subscribed for at least Five Shares in the Joint Stock of the said Company, within Twenty-one Days after the passing of this Act, or unless he shall afterwards have been entitled to or continued possessed of at least Five Shares in the said Joint Stock for at least Three Calendar Months before such Meeting at which such Member shall desire to vote; and that every Member of the said Company qualified to vote as aforesaid shall have One Vote at such General Meeting, or Special General Meeting, or any Adjournment thereof, for or in respect of every Five Shares he may hold in the Joint Stock of the said Company; but no Person or Persons shall be entitled to vote in respect of any Share or Shares after a Day appointed for Payment of any Instalment thereof, to be called for as herein-after is mentioned, until such Instalment or Call shall have been paid; and that no Person or Persons shall vote at any General Meeting, or Special General Meeting, or Adjournment thereof, upon any Question or Questions relating to the Concerns of the said Undertaking in which such Person or Persons shall be anywise interested other than as a Subscriber or Subscribers, Proprietor or Proprietors, to or of the said Undertaking.

Shares standing in the Names of more than One Person

XXXVII. And be it further enacted, That when any Share or Shares in the said Joint Stock shall be the Property of more than One Person, the Owner or Proprietor whose Name shall have been entered first in order on the Books of the said Company shall for all the

Purposes of the said Company be deemed and taken to be the Owner or Proprietor of such Share or Shares; and all Notices required to be given to the Proprietor of any Share or Shares of the said Company, shall and may be given to or served upon such Person whose Name shall so stand first in order in the Books of the said Company; and such Service upon such Person shall be deemed and taken to be a Service upon all the Owners or Proprietors of such Share or Shares, for all the Purposes for which such Service is intended to be made upon the Owner or Proprietor of any Share or Shares, and such Person shall be entitled to any Vote or Votes which may be given in respect of such Shares.

the Person whose Name stands first shall for all the Purposes of this Act be deemed the Owner.

XXXVIII. And be it further enacted, That any Female, Infant, or other Proprietor of any Shares in the said Undertaking entitled to vote in respect of such Shares at any General or Special General Meeting of the said Company, or any Adjournment thereof, shall have full Power and Authority to give his or her Vote or Votes at such General or Special Meetings as aforesaid, either in Person or by Proxy, every such Proxy being a Member of the said Company entitled to vote; and the Appointment of such Proxies may be made in the Form following; *videlicet*,

Empowering Proprietors of Shares to vote by Proxy.

'I *A. B.* one of the Proprietors of and in the South *London* Gas Light and Coke Company, do hereby nominate, constitute, and appoint *C. D.* of to be my Proxy, in my Name and in my Absence to vote or give my Assent to or Dissent from any Business, Matter, or Thing relating to the said Undertaking, that shall be mentioned or proposed at the General or Special Meeting of the said Company, to be holden on the Day of in such Manner as he the said *C. D.* shall think proper, according to his Opinion and Judgment, for the Benefit of the said Undertaking, or any thing relating thereto. In Witness whereof I have hereunto set my Hand, the Day of .'

Form of Proxy.

XXXIX. And be it further enacted, That at every General or Special Meeting of the Proprietors of the said Company, the Chair shall be taken by the Chairman of the said Company, and in his Absence by the Deputy Chairman of the said Company, and in their Absence by a Member to be elected by the Members present; and that at every such General Meeting all Questions shall be decided by a Majority of Votes of the Members and Proxies present, and not declining to vote, according to their respective Number of Votes; and upon any Difference of Opinion, any Member may require such Votes to be taken by Ballot, but no Ballot shall be kept open more than One Hour; and that such Member as shall be in the Chair shall be entitled to vote, and shall also have a casting Vote in case the Number of Votes shall be equal; and the Orders and Proceedings of every General or Special General Meeting or Adjournment thereof, shall be entered by the Clerk in a Book or Books to be kept for that Purpose, and shall be signed by the presiding Chairman of such Meeting; and such Orders and Proceedings so entered and signed, shall be allowed to be read in Evidence in all Courts and Places whatsoever; and that no Business shall be transacted at any Special

Regulations of General Meetings.

General Meeting besides the Business for which it shall have been called, and no other Business shall be transacted at any Adjourned Special General Meeting, than the Business left unfinished at the Meeting from which such Adjournment took place; and if at any Special or General Meeting, Five Members entitled to vote, shall not assemble and proceed to Business in One Hour from the Time appointed for such Meeting, or if that Number be not present when the whole or any Part of the Business to be transacted shall be decided upon, the Meeting shall adjourn to the same Day in the following Week, or some other Day to be appointed by the Committee of Management.

The Offices may be vacated, and are to be supplied by General Meetings.

XL. And be it further enacted, That any Chairman, Deputy Chairman, or other Member of the said Committee of Management, may at any Time be removed from his respective Office by a General Meeting specially called for that Purpose; and any Chairman, Deputy Chairman, or other Member of the said Committee, may at any Time vacate his Office by sending his Resignation in Writing to the Office of the said Company; and in case any Chairman, Deputy Chairman, or other Member of the said Committee, shall during the Continuance of his respective Office, by Transfer, Forfeiture, or otherwise, reduce the Number of Shares in the said Joint Stock, held by him respectively, below the Number of Fifteen Shares, or shall otherwise become disqualified to be a Member of the said Committee, then and in every such Case the Office of such Chairman, Deputy Chairman, or other Member of the said Committee, shall instantly determine and become vacant; and that every Vacancy in the Offices of Chairman, Deputy Chairman, and Members of the said Committee, by Death, Removal, Resignation, or becoming ineligible or unqualified as aforesaid, shall be filled up at a Special General Meeting to be called for that Purpose, within Thirty Days next after such Office respectively shall become vacant; and every Person who in consequence of a Vacancy occasioned by any other Cause than that of going out of Office according to the Rotation aforesaid, shall be appointed Chairman, Deputy Chairman, or a Member of the said Committee, shall be deemed only a Substitute for the Person whose Place he shall supply, and shall continue in Office upon the same Terms and only for the same Period as the Person whose Place he shall supply would have continued if his Office had not been vacated before the Time at which he must necessarily have gone out of Office.

General Meeting to elect a Treasurer.

XLI. And be it further enacted, That the General Meeting shall from Time to Time elect some Person to be Treasurer of the said Company, and it shall not be necessary that such Person be a Member of the said Company; and any General Meeting may from Time to Time dismiss, remove, or suspend such Treasurer from Time to Time, as they shall think fit; and the First Treasurer shall be elected at the First General Meeting to be holden on the Second *Wednesday* next after the passing of this Act, or some Adjournment thereof.

Notices of Meetings to be given by the Clerk of Company.

XLII. Provided always, and be it further enacted, That all Notices by this Act directed to be given of any General or Special Meeting or Adjournment thereof respectively, or to any of the said Proprietors upon

upon any particular Occasion, and not herein otherwise provided for, shall be given to the said several Proprietors, or to such individual Proprietors respectively, by Letters from the Clerk of the said Company sent by the Post to each and every Proprietor entitled to vote at such Meetings respectively, or to the individual Proprietors entitled to such Notice (as the Case may be), and that such Notices shall be deemed and considered the same as Personal Notices.

General Meeting to examine Accounts, and Half-yearly Meetings to declare Dividends.

XLIII. And be it further enacted, That any General Meeting, or General Meeting specially called for that Purpose, shall have full Power to call for and examine the Accounts of the said Company, and that at every Half-yearly General Meeting, or some Adjournment thereof, a Dividend or Dividends shall be made out of the Interest, Profits, or Advantages of the said Undertaking, unless such Meeting shall declare otherwise; and such Dividend or Dividends shall be at and after the Rate of so much for every One hundred Pounds upon all and every the Sum and Sums of Money paid to the said Company by the Members thereof, their Executors, Administrators, Successors, or Assigns, as such Meeting or Meetings shall think fit to appoint and determine; provided that no Dividend shall be made whereby the Capital of the said Company shall in any Degree be reduced or impaired, nor within Six Calendar Months after the passing of this Act; and that no Dividend shall be paid in respect of any Share or Shares after a Day appointed for Payment of any Calls for Money in respect thereof, until such Call shall have been paid: Provided also, that no Dividend shall be made whereby the Capital of the said Company shall be in any Degree reduced or impaired.

General Meetings may make Calls on Subscribers.

XLIV. And be it further enacted, That any Half-yearly General Meeting, or Special General Meeting to be called for that Purpose, or Adjournment thereof respectively, shall have full Power to make such Call or Calls for Money from the several Subscribers and Proprietors of the said Undertaking, their Executors, Administrators, Successors, and Assigns, as such Meeting shall from Time to Time find wanting and necessary for the Purposes of the said Undertaking, so that no One such Call do exceed the Sum of Ten Pounds for or in respect of any One Share of One hundred Pounds, so that no Call or Calls be made but at the Distance of One Calendar Month at least from another, and that the Sum or several Sums of Money so to be called for shall be paid into the Hands of the Treasurer to the said Company, and that the said several Sums of Money so called for shall be paid at such Time and Place as shall be appointed by such General Meeting, of which Time and Place Twenty-one Days previous Notice at least shall be given in Two or more of the Daily *London* Newspapers.

Regulations concerning Meetings of the Committee.

XLV. And be it further enacted, That the Committee of Management of the said Company, or any Three or more of them, shall hold their Meetings at such Time and Place as they shall from Time to Time think proper; and any Three or more Members of the said Committee may at any Time call a Meeting of the said Committee, by any Notice in Writing, sent Post or otherwise to the Residence of every Member of the said Committee, when they shall think fit; and that all Questions, Matters, and Things which shall be proposed, dis-

cussed, or considered by them, shall be decided and determined by the Majority in Number of the Members then present; and in case of an equal Number of Votes, the Member for the Time being in the Chair shall have the casting Vote besides his own Vote; and that if on the Day appointed for any Meeting of the said Committee Three or more Members qualified to vote shall not attend, that then and in every such Case the Meeting shall be adjourned to the next Day if not on a *Sunday*, but if the next Day should be a *Sunday* then to the Day following, by the Members or Member then present, or if none be present, by the Clerk to the said Company, or such other Person as shall attend in his Place; and the Proceedings of every Committee shall be entered in a Book to be kept by the Clerk for that Purpose, and signed by the Person in the Chair.

Powers and Duties of Committee as to calling General Meetings.

XLVI. And be it further enacted, That the Committee of Management shall and may call a Special General Meeting of the said Company for any Purpose they may think proper, and shall appoint the Time and Place of holding every General Meeting, and shall at least give Seven Days Notice of every General Meeting by Advertisement in Two or more of the *London* Newspapers, and shall give Five Days such Notice of every Adjourned General Meeting; and such Notice shall be given for every Special Meeting which shall be required to be held by Five or more Members holding in the Aggregate One hundred Shares or upwards.

Special Meetings of the Company may be convened by Members on Neglect of Committee.

XLVII. And be it further enacted, That in case the Committee of Management for the Time being shall refuse or neglect for the Space of Seven Days to comply with any such Requisition, then and in such Case it shall be lawful for the Members who shall have signed such Requisition to call a Special General Meeting of the Company, by Advertisement in Two or more of the *London* Newspapers, specifying the Place where and the Time when such Meeting is to be held, the Time not being less than Five Days after such Notice, and the Place somewhere in the said Borough of *Southwark* or East Half Hundred of *Brixton*; and the Decision and Determination of the Proprietors present at such Meeting, or some Adjournment thereof, or the major Part of them, according to the Number of Votes they shall have a Right to give, respecting such Matter or Matters, shall be valid to all Intents and Purposes.

Power to the Committee to appoint Clerks.

XLVIII. And be it further enacted, That the Committee of Management shall appoint all the Clerks, Officers, Servants, and Workmen and Tradesmen of the said Company, and dismiss, remove, and suspend them as they shall think fit, and may require Security from the Clerks and Officers, and also from the Treasurer or Treasurers for the Time being of the said Company, if they shall think the same necessary.

Offices of Treasurer and Clerk not to be held by One Person.

XLIX. Provided always, and be it further enacted, That it shall not be lawful for the said Company to appoint the Person who may be appointed as their Clerk in the Execution of this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer,

or the Partner of any such Treasurer, the Clerk to the said Company for executing this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes aforesaid, or if any Person being the Partner of any such Clerk shall act as Treasurer, or being the Partner of any such Treasurer shall act as Clerk in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds, to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance shall be allowed.

General Powers of the Committee, &c.

L. And be it further enacted, That the Committee of Management for the Time being, shall have the Custody of the Common Seal of the said Company, and shall have Power and Authority to direct the Affairs and Business of the said Undertaking, as well in issuing, receiving, and laying out and disposing of all Sums of Money to be issued or received, laid out or disposed of for the Purposes of the same, as in contracting for and purchasing Messuages, Lands, Tenements, Hereditaments, Materials, Goods and Chattels, for the Use of the said Undertaking, and entering into Contracts for the lighting of any Parishes, Places, Streets, Roads, Ways, Houses, or Buildings as aforesaid, and in ordering, directing, and employing the Works and Workmen, and in selling and disposing of all Articles produced from such Manufacture of Air or Gas as aforesaid, and in making, enforcing, and rescinding, compounding or compromising all Contracts or Bargains touching or in anywise concerning the same, subject to such Orders, Bye-Laws, Rules, and Regulations as shall at any Time be duly made by the said Company, in Restraint, Control, or Regulation of the Powers and Authorities by this Act granted.

Persons interested in Articles manufactured by the Company not eligible on the Committee.

LI. Provided always, and be it further enacted, That if any Person being a Member of the said Committee shall directly or indirectly be interested or concerned in doing any Work for or on behalf of the said Company, or be a Dealer in any of the Articles used or manufactured by the said Company, or in supplying any Materials, Articles, or Things to or for the Use of the said Company, every such Person shall cease to be a Member of the said Committee, and shall never afterwards be re-eligible; and every such Person shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint, or Information, to be commenced within Six Calendar Months next after the Offence committed, in which Action or Suit respectively, no Protection, Essoign, or Wager of Law, or more than One Imparlance, shall be allowed.

Treasurer not to issue Money without an Order.

LII. And be it further enacted, That the Treasurer or Treasurers or other Officer or Officers to be appointed by the said Company, shall not issue any Sum or Sums of Money on Account of the said Company,

pany, without an Order or Orders in Writing, signed by Three or more Members of the said Committee; and that the Receipts of the said Treasurer or Treasurers for all Monies payable to him or them on Account of the said Company, shall be effectual Discharges for the same.

To compel Payment of Subscriptions.

LIII. And be it further enacted, That the several Persons who have subscribed or who shall hereafter subscribe or advance any Money for or towards the said Undertaking, or who shall or may at any Time hereafter have or hold any Share or Shares in the same, shall and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed, or such Parts or Portions thereof as shall from Time to Time be called for pursuant to or by virtue of the Powers and Directions of this Act, at such Times and Places and to such Person or Persons as shall be directed by any General or Special Meeting; and in case any Person or Persons shall neglect or refuse to pay the same at the Time and in the Manner required for that Purpose, it shall be lawful for the said Company to sue for and recover the same by Action of Debt or otherwise, in any of His Majesty's Courts of Record at *Westminster*, together with lawful Interest for the same from such appointed Time of Payment, and all Costs of Suit, from such Person or Persons, or in Cases where Two or more Persons shall have jointly subscribed for, or being jointly possessed of any One or more Share or Shares in the said Undertaking, then from all, any, or either of such Persons.

In default of Payment of Calls, Shares to be forfeited.

LIV. And be it further enacted, That if any Subscriber or Proprietor of any Share or Shares in the said Undertaking, his, her, or their Executors, Administrators, Successors, or Assigns, shall neglect or refuse to pay his, her, or their Part or Portion of the Money to be called for by any General or Special Meeting as aforesaid, by the Time appointed for Payment thereof, then in such Case such Person or Persons so neglecting or refusing, shall (whether or not the same shall then have been sued for in any Court of Law or Equity) absolutely forfeit all his, her, or their Share, Part, and Interest in the said Undertaking, and the Capital Stock in respect of the Share or Shares upon which such Call or Calls shall have been made, and all Profits and Advantages thereof, and all Money theretofore advanced by him, her, or them on Account thereof, to and for the Use and Benefit of the said Company, unless otherwise determined by a Special General Meeting; and that all Shares which shall or may be so forfeited shall or may be sold at a public Sale for the most Money that can be gotten for the same, and the Produce thereof shall go to and make Part of the Capital or Joint Stock of the said Company; but that no Advantage shall be taken of such Forfeiture of any Share in the said Undertaking as aforesaid, until after Thirty Days Notice shall have been given by the Chairman or Deputy Chairman of the said Company, or Three of the Committee of Management, to the Owner or Owners thereof, by Notice in Writing left at his, her, or their usual or last Place of Abode; and that every such Forfeiture so to be declared shall be an absolute Indemnification and Discharge to and for the Subscriber or Subscribers, Proprietor and Proprietors, or their Executors, Administrators, Successors, and Assigns, so forfeiting, against all

Notice to be given.

all Actions, Suits, and Prosecutions for any Breach of Contract or other Agreement between such Subscriber or Subscribers, Proprietor or Proprietors, his, her, or their Executors, Administrators, Successors, and Assigns.

If the Purchase Money for such Shares shall be more than sufficient to pay the Arrears of Calls and Interest and Expences thereon, the Surplus to be paid to the Owners on Demand.

LV. Provided always, and be it further enacted, That in case the Money produced by the Sale of any such Share or Shares shall be more than sufficient to pay all such Arrears of Calls as aforesaid, and legal Interest thereon, and the Expences attending the Sale or Sales, the Surplus of such Money shall be paid on Demand to the Person or Persons to whom such Share or Shares shall have belonged; provided also, that the said Company or their Committee shall not by virtue of this Act sell or transfer, or direct to be sold or transferred, any more of such Shares of such Defaulter or Defaulters than shall be sufficient as near as may be at the Time of such Call to pay the Arrears due from such Defaulter or Defaulters for or on account of such Call or Calls, and the Interest and Expences attending the same; and from and after Payment of all and every of such Call or Calls, and the Interest and Expences as aforesaid, any Share or Shares vested in the said Company as aforesaid, which shall remain in their Hands unsold, shall revert to and again become the Property of the Person or Persons to whom such Share or Shares shall have belonged immediately before such Forfeiture as aforesaid, in such Manner as if such Calls had been duly and regularly paid.

Shares unsold to revert to the former Owners.

Executors, &c. indemnified in Payment of Calls.

LVI. And be it further enacted, That if any Person or Persons, Proprietor or Proprietors of any Share or Shares in the said Undertaking, shall die before Payment shall have been made by him, her, or them of the full Sum to be called for or in respect thereof as aforesaid, without having made any sufficient Provisions as aforesaid, by Will or otherwise, how such Share or Shares shall be disposed of, and how the future Calls in respect thereof shall be answered, that then and in such Case the Executors or Administrators of such Proprietor and Proprietors, and the Trustee or Trustees, Guardian or Guardians of any Infant or other Person entitled to the Estate and Effects of such Proprietor or Proprietors, shall be indemnified against such Infant and all other Persons whomsoever for paying any Money which shall be called for as aforesaid in respect of the Share or Shares of such deceased Proprietor.

Property of the Company to be answerable for their Debts and Engagements.

LVII. And be it further enacted, That the Lands and Hereditaments, Manufactories, Gasometers, Machinery, Apparatus, and Works, Goods, Chattels, and Effects of the said Company, and their Successors, shall be liable and answerable for the just Debts and Demands of the Creditors of the said Company.

For ascertaining the Proprietorship of Shares in certain Cases.

LVIII. And in order that where the original Holder or Proprietor of One or more Share or Shares in the said Undertaking shall die, become Insolvent or Bankrupt, or go out of the Kingdom, or shall transfer his or her Right and Interest to some other Person or Persons, and no Register shall have been made of the Transfer thereof with the Clerk to the said Company, it may not be in the Power of the said Company to know who is the Owner or Proprietor of such

Share or Shares; be it therefore further enacted, That in all the Cases where the Right and Property in One or more Share or Shares in the said Undertaking shall pass from the original Subscriber or Subscribers, or any Proprietor or Proprietors thereof, to any other Person or Persons, by any other legal Means than by a Transfer or Conveyance thereof, in the Form and Manner herein-after specified, an Affidavit shall be made and sworn to by Two credible Persons before a Master or Master Extraordinary of His Majesty's High Court of Chancery, stating the Manner in which such Share or Shares hath or have passed to such other Person or Persons, his, her, or their Executors, Administrators, Successors or Assigns, and that such Affidavit shall be transmitted to the Clerk of the said Company, to the Intent that he may enter and register the Name or Names of every such other Proprietor or Proprietors in the Register Book or List of Subscribers and Proprietors in the said Undertaking, to be kept in the Office of the Clerk to the said Company; and that in all or any of the said Cases it shall be lawful for the Subscribers and Proprietors at any General Meeting, after Twenty-one Days Notice shall have been given by the said Treasurer or Clerk to the Owners or Persons claiming by such Affidavit to be Owner or Owners thereof, and that such Person or Persons, their Executors, Administrators, Successors and Assigns shall not have paid his, her, or their Portion of the Money becoming payable by virtue of any Call or Calls as aforesaid, to declare the same to be and become forfeited, and be sold and disposed of in such Manner as the said Members at any Meeting or Meetings shall direct, or otherwise become consolidated in the General Fund of the said Company.

Shares may be transferred.

LIX. And be it further enacted, That it shall be lawful for the several Proprietors of the said Undertaking, their Executors, Administrators, Successors, and Assigns, to sell and transfer any Share or Shares of which they shall respectively be possessed; and every such Transfer shall be in the Form or to the Effect following; (that is to say),

Form of Transfer of Shares.

'I *A. B.* of in consideration of
'paid to me by *C. D.* of do hereby bargain,
'sell, and transfer to the said *C. D.* Share or Shares [*as the*
'*Case may be*] in the South *London* Gas Light and Coke Company,
'Number in the said Undertaking: To hold to the said
'*C. D.* his Executors, Administrators, and Assigns, subject to the
'same Rules, Orders, and Restrictions, and on the same Conditions
'that I held the same Share or Shares immediately before the Exe-
'cution hereof; and I the said *C. D.* do hereby agree to accept and
'take the said Share or Shares, subject to such Rules,
'Orders, Restrictions, and Conditions. As Witness our Hands and
'Seals this Day of in the Year of our
'Lord .'

And that every such Transfer shall be produced to the Clerk of the said Company, and shall be by him registered in the Books of the said Company, for which the Sum of Two Shillings and Sixpence shall be paid and no more, and the Register thereof shall specify the Date, Names of the Parties, and the Number of Shares transferred; and a

Copy of such Register, signed by the Clerk of the said Company duly authorized thereto, shall be sufficient Evidence of every such Sale, and received as such in all Trials before any Court in the United Kingdom; and that until such Transfer shall be registered in the Books of the said Company as aforesaid, no Purchaser or Purchasers of any Share or Shares, his, her, or their Executors, Administrators, or Assigns, shall be deemed a Proprietor, or have any Part or Share in the said Undertaking, or in the Profits and Advantages thereof, nor shall receive any Interest or Dividends for or in respect of such Share or Shares so purchased, nor be entitled to vote at any Meeting or Meetings as Member or Members of the said Undertaking, in respect of such Share or Shares, until the Expiration of Three Calendar Months after such Transfer shall have been registered.

No Share to be sold after a Call until the Money is paid.

LX. Provided always, and be it further enacted, That after any Call for Money shall have been made by virtue of this Act, no Person or Persons shall sell or transfer any Share or Shares which he, she, or they shall possess in the said Undertaking, after the Day appointed for the Payment of the said Call, until the Money so called for or in respect of his, her, or their Share or Shares intended to be sold shall be paid, and until such Money so called for shall be paid any such Sale or Transfer of any Share or Shares shall be void, and all and every Person or Persons making Default herein shall be subject and liable to forfeit such his, her, or their Share or Shares in the said Undertaking, to and for the general Benefit of the said Undertaking, unless he, she, or they shall at the Time of such Sale or Transfer pay to the Treasurer of the said Company the full Sum of Money called for upon every Share so to be sold or transferred; such Forfeiture nevertheless to be first notified and declared in Manner directed by this Act with respect to the Forfeiture of Shares for not answering the Calls to be made thereon as aforesaid.

Power to convey Washings.

LXI. And be it further enacted, That it shall be lawful for the said Company, with the Consent of the Commissioners, Trustees, or other Persons having the Control, Superintendence, or Property of or in the Ground, Stones, Soil, or Pavement, to make such Sewers and Cuts of such Breadth, Depth, and Dimensions, and in such Manner as they shall think expedient, under the public Streets, Ways, Lanes, Avenues, and Places, for the Purpose of carrying off the Washings, or other Waste Liquids which may arise in the Prosecution of the Works aforesaid, the said Company doing as little Damage as may be in making the said Sewers or Cuts, and immediately repairing at their own Expence all such Damage; but it shall not be lawful for the said Company, or any of their Servants, Officers, or Workmen, to carry or convey, or cause to be carried or conveyed, to or into any River or Brook, any Washings or Liquids, or any Lime or other Ingredient, Matter, or Thing which shall arise or be produced in manufacturing or producing the said Gas, or in or by the Prosecution of any of the Works aforesaid.

Penalty on suffering Washings to drain into the River Thames.

LXII. Provided always, and be it further enacted, That if the said South *London* Gas Light and Coke Company shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run

run or flow any Washings or other Waste Liquids, or any noisome or offensive Liquids, Substances, or Things whatsoever, which may arise or be produced in the Prosecution of the Works of the said South *London* Gas Light and Coke Company, into the River *Thames*, or into any running Stream or Brook, or into any Sewer, Drain, Passage, or Channel, by Means whereof any such Washings or other Waste Liquids, or noisome or offensive Liquids, Substances, or Things as aforesaid, shall be drained, conducted, or conveyed into the said River *Thames*, or into any River, Brook, or Stream communicating therewith, or into any Reservoir, Aqueduct, Waterway, Feeder, or Pond belonging to or used or intended for the Supply of Water by any Corporation or Company established for the Supply of Water to the Inhabitants of any Parishes or Places in the City of *London*, the City and Liberties of *Westminster*, or in the Counties of *Middlesex* or *Surrey*, or do or cause to be done any other Annoyance, Act, or Thing to the Water contained in any such Reservoir, Aqueduct, Waterway, Feeder, or Pond, whereby the said Water or any Part thereof shall or may be soiled, fouled, or corrupted, then and in each and every such Case, the said South *London* Gas Light and Coke Company shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than One Imparlance shall be allowed; and One Moiety thereof shall be paid to the Person or Persons who shall sue for the same, and the other Moiety to the Corporation or Company against whom any such Annoyance, Act, or Thing shall have been done or committed: Provided always, that no such Penalty or Forfeiture shall be recoverable, unless the same be sued for within Twelve Calendar Months from the Time of such Penalty being incurred: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, in case any of the said Washings or other Waste Liquids, or noisome or offensive Liquids, Substances, or Things shall be drained, conducted, or conveyed, or caused or suffered to run or flow in Manner aforesaid, into the River *Thames*, or into any River, Brook, or Stream communicating therewith, or into any Reservoir, Aqueduct, Waterway, Feeder, or Pond belonging to or used or intended for the Supply of Water by any such Corporation or Company aforesaid, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any such Corporation or Company, or by any other Person or Persons whatsoever, to the said South *London* Gas Light and Coke Company, and the said Gas Light and Coke Company shall not within Twenty-four Hours after such Notice shall have been given to them as aforesaid, stop, hinder, or prevent all and every such Washings, Waste Liquids, or noisome or offensive Liquids, Substances, or Things from being drained, conducted, or conveyed, or from running or flowing in Manner aforesaid, and every such other Annoyance, Act, or Thing from being done as aforesaid, then and in every such Case the said South *London* Gas Light and Coke Company shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings,

Washings, Waste Liquids, or noisome or offensive Liquids, Substances or Things, shall be so drained, conducted, or conveyed, or caused or suffered to run or flow in Manner aforesaid, or such other Annoyance, Act, or Thing, shall be so done or caused to be done as aforesaid; and such Penalty shall and may be recovered, levied, and applied, in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered, levied, and applied.

Gas to be supplied cheaper than Oil.

LXIII. Provided always, and be it further enacted, That the said Company shall and they are hereby directed and required to supply the public Streets, Squares, Lanes, and Passages with Gas of such Quality as shall at all Times afford a cheaper and better Light than could be obtained from Oil; and every Contract or Agreement which shall be entered into for lighting with Gas any public Street, Square, Lane, or Place by the said Company, shall contain a Clause providing that it shall be obligatory on the said Company to light such Street, Square, Lane, or Place with a better and cheaper Light than at the Time of entering into such Contract could be given by Oil.

Service Pipes to be kept fully charged with Gas.

LXIV. Provided always, and be it further enacted, That the Branch or Service Pipes which shall be put up by the said Company, for lighting the Streets, Squares, Lanes, and Passages, under any Contract or Agreement with the said Commissioners, or other Persons thereunto authorized, shall be kept fully charged with Gas, and the Stop Cocks shall be so turned as not to impede or prevent the said Branch or Service Pipes being completely filled with Gas, during the Time the same shall be lighted.

Remedy for Recovery of Rents.

LXV. And be it further enacted, That in case any Body or Bodies, Commissioners, Trustees, or other Person or Persons who shall contract with the said Company, or agree to take or shall use or enjoy the Benefit of the said Gas, either in their private Dwellings, Shops, Inns, Taverns, or other Buildings or Manufactories, Grounds or Premises, or otherwise, shall refuse or neglect for the Space of Seven Days after Demand to pay the Sum or Sums of Money then due for the same to the said Company, according to the Terms and Stipulations with the said Company, it shall be lawful for the said Company, or their Clerk or Superintendant, or any Person or Persons acting by or under their Authority, by Warrant under the Hand and Seal of any One of the Justices of the Peace for the County wherein the Offence shall arise (which Warrant such Justice is hereby empowered and required to grant upon Confession or upon Proof of such Demand by the Oath of One credible Witness), to levy the said Sum or Sums of Money, in respect whereof such Refusal or Neglect shall happen, by Distress and Sale of the Goods and Chattels of the Person or Persons so neglecting or refusing to pay the same, rendering the Overplus (if any) to such Person or Persons refusing or neglecting, after the necessary Charges of making such Distress and Sale shall be first deducted: Provided always, that if at the Time of such Distress being made any Rent shall be then due and in arrear to the Landlord of the Premises in which such

such Goods and Chattels shall be distrained, or any Part thereof, such Landlord shall have and be entitled to receive such or so much of the said Rent in arrear as the said Landlord would be legally entitled to receive in the Case of an Execution issued and levied under any Judgment entered up against the Tenant or Tenants, Occupier or Occupiers of the said Premises, in any of His Majesty's Courts of Record at *Westminster*.

Recovery and Application of Penalties.

LXVI. And be it further enacted, That all Penalties and Forfeitures for all and every the Offences in this Act mentioned, in relation to which the Manner of convicting the Offenders is not particularly mentioned or directed, shall be adjudged by and be recovered before any Justice of the Peace for the County wherein the Offence shall arise, in a summary Way, and who is hereby authorized and empowered to convict the Offender or Offenders upon Information, by the Oath of any Person or Persons, or on the Confession of the Party offending, (which Oath such Justice is hereby authorized to administer), and in default of Payment of such Penalties or Forfeitures the same shall be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of such Justice; and One Moiety of the Penalties and Forfeitures when recovered, after rendering the Overplus (if any) on Demand to the Party or Parties whose Goods and Chattels shall be so distrained, (the reasonable Charges for such Distress and Sale being first deducted), shall be paid to the Informer; and the other Moiety thereof shall be paid to the Overseers of the Poor of the Parish wherein such Offence shall be committed, to be by them applied towards the Relief of the Poor of such Parish; and in case such sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be forthwith paid upon the Conviction, then it shall be lawful for such Justice to order the Offender or Offenders so convicted to be detained in safe Custody, until Return can be conveniently made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice, for his or their Appearance before him on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants it shall appear that no such sufficient Distress can be had thereupon, then it shall be lawful for any such Justice of the Peace, and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Offender or Offenders to the House of Correction or Common Gaol for the County wherein such Offence shall arise, for any Time not exceeding Six Calendar Months.

Form of Conviction.

LXVII. And, for the more easy Conviction of Offenders against this Act, be it further enacted, That a Conviction in the Form or to the Effect following shall be good, without alleging more than the Substance of the Offence; *videlicet*,

' } BE it remembered, That on the Day of
' to wit. } One thousand hundred and
' is [*or*, are] convicted before me, [*or*, us, *as the Case*
' *shall*

'*shall be*] of His Majesty's Justices of the Peace for the
'County of by virtue of an Act of Parliament passed
'in the Second Year of the Reign of His Majesty King *George* the
'Fourth, intituled [*here insert the Title of this Act*], of having [*speci-*
'*fying the Offence, and the Time and Place when and where the same*
'*was committed, as the Case shall be*] contrary to the said Act; and for
'which Offence, I [*or* we, *as the Case shall be*] do adjudge the
'said to have forfeited the Sum of .
'Given under my Hand and Seal [*or, as the Case shall be*] Hands
'and Seals, the Day and Year first above written.'

Appeal to be made to the Quarter Sessions.

LXVIII. Provided always, and be it further enacted, That any Body or Bodies Corporate or Collegiate, or any Person or Persons whomsoever, thinking himself, herself, or themselves aggrieved by any Rule, Order, or Bye-Law to be made by virtue of this Act, or any Alteration thereof, or by the Order or Determination of any Justice or Justices of the Peace in pursuance of this Act, may appeal to the Justices of the Peace at their next General Quarter Sessions of the Peace to be holden for the County wherein the Offence shall arise, (the Person or Persons appealing having first given at least Ten Days Notice of such Appeal, and the Nature and Matter thereof, to the Person or Persons appealed against, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for such County, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon); and the said Justice, upon due Proof of such Notice and Recognizance having been given and entered into, shall in a summary Way hear and determine such Complaint at such General Quarter Sessions of the Peace, or if they think proper may adjourn the Hearing thereof to the next General Quarter Sessions of the Peace to be held for the said County; and if they see Cause may mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Order, Rule, Bye-Law, or Determination, and shall and may also award such further Satisfaction to be made to the Party injured, or such Costs to either of the Parties, as they shall judge reasonable and proper; and all such Determinations of the said Justices at such General Quarter Sessions shall be binding, final, and conclusive upon all Parties, to all Intents and Purposes whatsoever.

Proceedings to be within Six Calendar Months.

LXIX. And be it further enacted, That no Person or Persons, Body or Bodies Politic or Corporate, shall be subject or liable to the Payment of any of the Penalties or Forfeitures inflicted by virtue of this Act, for any Offence or Offences against this Act, unless Information respecting such Offence or Offences shall have been lodged before some Justice of the Peace within Six Calendar Months next after such Offence committed.

Directing what shall be deemed a Service of Notices, &c. on the Company.

LXX. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons, or Party or Parties, to serve any Notice or Notices upon the said Company, or any Writ or Writs, or other legal Proceedings, the Service thereof upon the Clerk of the said Company, or at any of the Offices of the said Company,

Company, or left at the last or usual Place of Abode of the Clerk to the said Company; and in case the Residence of the said Clerk be not known, or there be no Office belonging to the said Company, then Service upon any Agent or other Officer employed by the said Company, or upon any Member of the said Committee of Management, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

Proceedings not to be quashed for want of Form.

LXXI. Provided always, and be it further enacted, That no Order, Judgment, Conviction, or other Proceedings to be had, made, or taken in pursuance of this Act, shall be quashed or vacated for want of Form, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere, any Law or Statute to the contrary notwithstanding.

Nothing in this Act to prevent the Company from being indicted for a Nuisance.

LXXII. And be it further enacted, That nothing herein contained shall extend or be construed to prevent any Person or Persons from proceeding against the said Company, or against any of their Officers, Servants, or Workmen, in respect of any Works of the said Company, or the Method which shall be employed by them for furnishing such Light as aforesaid, as a public or private Nuisance, or from bringing any Action against the said Company, or any of their Officers, Servants, or Workmen, for any Injury sustained by reason of any such Works or Method of lighting, whether such Injury shall proceed from the Nature of such Method of lighting, or the Carelessness or Want of Skill of the Persons employed therein.

General Saving.

LXXIII. Saving always to the King's most Excellent Majesty, His Heirs and Successors, their respective Rights, Privileges, and Franchises, in such and the same Manner as if this Act had not been made; and that nothing in this Act contained shall extend or be construed to extend to interfere with, alter, lessen, or in any Manner affect the Rights, Powers, and Authorities heretofore given or granted to or vested in any Commissioners, Trustees, or other Persons having the Superintendance, Control, or Management of any Street, Road, Highway, Bridge, or public Place, or of any Pavement, Ground, or Soil of or in any Street, Road, Highway, Bridge, or public Place.

Public Act.

LXXIV. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

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