ANNO PRIMO & SECUNDO

GEORGII IV. REGIS.

Cap. lii.

An Act for lighting with Gas the Turnpike Road from *Whitechapel* Church in the County of *Middlesex*, to certain Dwelling Houses erected and being beyond the Four Mile Stones upon the *Ilford* and *Woodford* Roads, in the County of *Essex*.

[7th *May* 1821.]

WHEREAS it would be of great public Advantage, Benefit, and Utility, if the Turnpike Road leading from *Whitechapel* Church, in the County of *Middlesex*, to certain Dwelling Houses erected and being beyond the Four Mile Stones on the *Ilford* and *Woodford* Roads, in the County of *Essex*, the Parish of *Bromley Saint Leonard*, in the said County of *Middlesex*, and also the several other Parishes and Places in the said Counties of *Middlesex* and *Essex* respectively and herein-after mentioned, were lighted by means of Inflammable Air or Gas: And whereas Inflammable Air or Gas may be procured from Oil, Coal, and other Products and Materials, and the same Air or Gas, being conveyed by means of Pipes or Tubes, may be safely and beneficially applied and used in lighting the said Turnpike Roads, and the several Parishes and Places herein-after mentioned, and the several other Roads, Streets, Lanes,

and other public Passages and Places, and also Shops, Warehouses, Manufactories, Distilleries, Breweries, Private Houses, and other Buildings in the said several Parishes and Places respectively: And whereas the several Persons herein-after named, together with divers other Persons, are willing and desirous, at their own Costs and Charges, to effect the several Purposes aforesaid; but such beneficial Purposes cannot be carried fully and completely into Execution 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 Sir *Eliab Harvey* Knight Companion of the most Honourable Order of the Bath, *Archibald Barclay* Clerk, *James Boote*, *William Blackbone*, *James Brand*, *John Brooks*, *Henry Brookman*, *George Buck*, *Richard Carpenter*, *Archibald Campbell*, *Nicholas Charrington*, *Nicholas Charrington* the younger, *Thomas Chalk*, *Robert Emans Crawley*, *Leonard Currie*, *George Dacre*, *Thomas Drane*, *Joseph Foster*, *James Gale*, *Glasscott*, *Emanuel Goodhart*, *John Giles*, *John Hillson Giles*, *Thomas Hillson Giles*, *Joseph Giles*, *George Hardess*, *Frederick Hodgson*, *Joseph Sumpner Joyner*, *Thomas Kinghorn*, *Abraham Lancaster*, *Thomas Langley*, *Martineau*, *William Meggy*, *Norbury*, *John Henry Pelly*, *Moses Ricardo*, *John Stayner*, *Robert Surridge*, *John Taylor*, *Philip Taylor*, *Mary Tennant*, *S. M. Townsend*, *Samuel Jones Vachell*, *Charles Welstead*, *Robert Wilson*, and all and every such other Person or Persons as shall from Time to Time become Proprietors of the Undertaking 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 Turnpike Road leading from *Whitechapel* Church, in the said County of *Middlesex*, to certain Dwelling Houses erected and being beyond the Four Mile Stones on the *Ilford* and *Woodford* Roads, in the said County of *Essex*, and of the several Parishes of *Saint Mary Matfellon*, otherwise *Whitechapel*, *Saint Matthew Bethnal Green*, *Saint Dunstan Stepney*, otherwise *Stebunheath*, the Hamlets of *Mile End Old Town*, *Mile End New Town*, and *Ratcliffe*, the Parish of *All Saints Poplar*, and *Blackwall*, the Parishes of *Saint Anne Limehouse*, *Saint George Christchurch*, *Bromley Saint Leonard*, and *Bow*, otherwise *Saint Mary Stratford Bow*, all in the said County of *Middlesex*, and of the Parish of *Westham* in the said County of *Essex*, and the Neighbourhood of the said several Parishes and Places, and the Liberties and Precincts thereof respectively, with Inflammable Air or Gas, and making and maintaining the Works necessary for that Purpose, under the Regulations herein-after contained, and shall be one Body Politic and Corporate, by the Name of "The *Whitechapel* Road Gas Light Company," and by that Name shall have perpetual Succession and a Common Seal; and by that Name shall and may sue and be sued, plead and be impleaded at Law or in Equity, and shall and may prefer and prosecute any Bill or Bills of Indictment against any Person or Persons who shall commit any Felony, Misdemeanour, or other Offence indictable by the Laws of this Realm, or by any Enactment in this Act contained; and that the said Company shall be established for the Purpose of making Inflammable Air or Gas, and to

Company of Proprietors.

Company incorporated.

Their Style.

sell and dispose of the same, and the Produce, Products, Materials, and Refuse thereof respectively, in such Manner as they may think proper; and shall have full Power from Time to Time to enter into and make any Contracts, or agree with the Trustees acting under an Act passed in the Twenty-fifth Year of the Reign of His late Majesty *George* the Third, intituled *An Act for amending and keeping in Repair the Road from* Whitechapel *Church, in the County of* Middlesex, *to* Shenfield, *and the farthermost Part of the Parish of* Woodford *towards* Epping; *and from the Causeway in the Parish of* Low Layton, *to the End of the said Parish of* Woodford *next* Chigwell, and *through the Parishes of* Chigwell *and* Lambourn *in the County of* Essex; *and for lighting and watching the said Road from* Whitechapel *Church to the Four Mile Stones in the* Rumford *and* Woodford *Roads*; and of a certain other Act, passed in the Forty-third Year of His said late Majesty's Reign, intituled *An Act for continuing the Term, and altering and enlarging the Powers of an Act passed in the Twenty-fifth Year of the Reign of His present Majesty, for amending and keeping in Repair the Road from* Whitechapel *Church, in the County of* Middlesex, *to* Shenfield, *and the farthermost Part of the Parish of* Woodford *towards* Epping; *and from the Causeway in the Parish of* Low Layton, *to the End of the said Parish of* Woodford *next* Chigwell, *and through the Parishes of* Chigwell *and* Lambourn, *in the County of* Essex; *and for lighting and watching the said Road from* Whitechapel *Church to the Four Mile Stones in the* Rumford *and* Woodford *Roads*; and also to enter into and make Contracts, or agree with the Trustees of any other Turnpike Road, Parish, or Private Road or Highway, with the Churchwardens, Overseers of the Poor, Trustee or Trustees of any Parish or Parishes, Vestry, Surveyors of the Highways, other Parish Officers, Commissioners of Pavements, and such other fit, competent, and necessary Persons on their behalf, or any or either of them, or any other Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, or Corporations Aggregate or Sole, who may be willing to contract with the said Company for the lighting of such Turnpike and other Roads, Highways, Streets, Squares, Markets, Places, Courts, Yards, Pavements, Passages, Lanes, Public Buildings, Manufactories, Distilleries, Breweries, Shops, Warehouses, or Private Houses, or any of them, within the said several Parishes, Places, Liberties, Precincts, or Neighbourhood thereof, or any or either of them.

25 G. 3. c. 124.

43 G. 3. c. 56.

Power to purchase Lands, &c

II. And be it further enacted, That in order to enable the said Company to construct or make Gasometers and other necessary Works, and to erect any Manufactory or Manufactories, or other Buildings for the Purposes of this Act, it shall and may be lawful to and for the said Company, or their Committee of Management, and they are hereby empowered to treat, contract, and agree for the absolute Purchase of any Lands, Tenements, or Hereditaments, not exceeding in the whole Five Acres, within the said Counties of *Middlesex* and *Essex*, or either of them, with any Body Politic, Corporate, or Collegiate, or any Tenant or Tenants for Life, or in Fee Tail, General or Special, or with any Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, or other Trustees whomsoever, not only for and on behalf of them-

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 Person or 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 Person or 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; and upon Payment of the Purchase Money for any such Lands, Tenements, or Hereditaments to the Parties or Persons respectively entitled thereto, or upon Payment thereof into the Bank of *England* in Manner by this Act directed (as the Case may be), such Lands, Tenements, and Hereditaments, may be taken and used for the Purposes of this Act, and from thenceforth all Parties and Persons whomsoever shall be divested of all Right and Title, Claim or Reversion, to such Lands, Tenements, or Hereditaments, and the same Lands, Tenements, or Hereditaments shall vest in the *Whitechapel* Road Gas Light Company; and it shall and may be lawful to and for the said Company to hold such Lands, Tenements, and Hereditaments, and any Term, Right, and Interest therein so purchased, without incurring or being subject or liable to any of the Penalties or Forfeitures of the Statutes of Mortmain, or any other Law or Statute whatsoever; and also to sell or dispose of the said Lands, Tenements, or Hereditaments, or any of them, as they shall think proper, and purchase and hold other Lands, Tenements, or Hereditaments in like Manner.

Power for incapacitated Persons to sell Lands, &c.

III. And be it further enacted, That it shall and may 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 Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and 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 or Femes Covert, or any 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 the said Company are enabled to purchase for the Uses and Purposes of this Act, to treat, contract, and agree with the said Company 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 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 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, Claim, and Demand what-

whatsoever, of their said several Cestuique Trusts, and all Persons whomsoever claiming or to claim by, from, or under them, and of all Persons entitled in Remainder or Reversion expectant on any such particular Estate; and the same shall be deemed and considered to bar the Dower and Dowers of such Person and Persons, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and 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 whatsoever, to the contrary thereof in anywise notwithstanding; and all Bodies 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 Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, 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 and in pursuance of this Act.

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

IV. And be it further enacted, That if any Money shall be contracted and agreed to be paid for any Lands, Tenements, or Hereditaments purchased by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Body Corporate, Collegiate, or Ecclesiastical, Tenant for Life or in Tail, 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 the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the *Whitechapel* Road Gas Light Company, to the Intent that such Money may be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made 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 Incumbrance 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, or 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 Messuages, 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 Messuages, Lands, Tenements, and Hereditaments which shall be purchased 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, upon Application thereto, be invested by the said Accountant General in his Name in the Pur-

chase 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 said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would 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 or Settlement were then actually made.

Application of Purchase Money when less than 200*l.* and exceeding 20*l.*

V. Provided always, and be it further enacted, That if any Money so contracted and agreed to be paid for any Lands, Tenements, or Hereditaments to be purchased for the Purposes aforesaid, and belonging to any Body Politic, Corporate, Collegiate, or Ecclesiastical, Tenants for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic, or any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of 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 Lands, Tenements, or Hereditaments so purchased, 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 in the Name and with the Privity of the said 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 Two Trustees, to be named by the Person or Persons making such Option, and approved by Three or more of the Committee of Management of the said Company (such Nomination and Approbation to be signified by Writing under the Hands of the nominating or approving Parties), in order that such Principal Money, and the Dividends to arise thereon, 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.

Application of Money not exceeding 20*l.*

VI. 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 the Sum of Twenty Pounds, then and in all such Cases the same shall be applied to the Use of 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 for the Purposes of this Act, in such Manner as the said Committee of Management, or any Three or more of them, shall think fit; or in case 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 questionable Title to the Money, Persons in Pos-

VII. 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 said Accountant General of the High Court of Chancery, in pursuance

suance 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; 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 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.

Possession of the Lands to be deemed entitled thereto until the contrary shall be shown.

VIII. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons or Corporations 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 Court of Chancery, 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 said Court 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.

Expences of Purchase Money to be allowed by Court.

IX. And be it further enacted, That upon Payment of the Money so contracted or agreed to be paid for the Purchase of such Lands, Tenements, or Hereditaments by the said Company 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 and Parties, and Person and Persons respectively to whom or for whose Use 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, for effecting the Uses and Purposes of this Act.

On Payment of Purchase Money, Premises to be vested in the Company.

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

Power to convey.

'I [*or* we, *as the Case may be*,] of in consideration of the Sum of to me [*or* us] paid by the *Whitechapel Road* Gas Light Company, established under an Act passed 'in

Form of Conveyance.

' in the Second Year of the Reign of King *George* the Fourth, in-
' tituled *An Act* [*here insert the Title of this Act*], [*or* by the Pur-
' chaser, *as the Case may be*], do hereby grant and release [lease, sell,
' or assign, *as the Case may be*], to the said Company of Proprietors
' and their Successors, [*or* to the Purchaser, *as the Case may be*,]
' 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, [*or* to the Purchaser, his Heirs, Executors, Administra-
' tors, or Assigns, or his, her, or their Trustees [*as the Case may be*,]
' for ever, 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* the
' Common Seal of the said Company, *as the Case may be*,] this
' Day of in the Year of our Lord One thousand eight
' hundred and .'

Resale of Lands not wanted.

XI. And be it further enacted, That it shall and may be lawful for the said Company to sell and dispose of, and by Indenture or Indentures under their Common Seal to grant and convey, by way of absolute Sale in Fee Simple, for a Consideration in Money, all or any Part or Parts of the Lands, Tenements, or Hereditaments which may have been so purchased, and which shall not be wanted for the Purposes of this Act; and upon Payment of the Money which shall arise by or from the Sale or Sales of such Lands, Tenements, or Hereditaments, or of any Part or Parts thereof, it shall and may be 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 a sufficient Discharge or sufficient Discharges to any Person or Persons for the Money 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 Nonapplication of such Purchase Money, or any Part thereof.

Capital Stock not to exceed 10,000*l.*

XII. 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 said Undertaking, and the Purposes aforesaid, shall not exceed the Sum of Ten thousand Pounds; and that the said Company shall not be authorized to enter upon the Execution of any of the Works for which Powers are hereby given, until Three-fourth Parts of the said Sum of Ten thousand Pounds shall have been subscribed for that Purpose.

Subscribers to share in the Stock in Proportion to their Subscriptions.

XIII. And be it further enacted, That all and every Person and Persons by or for whom any Subscription shall be made or accepted, or any Payment made pursuant to the Orders of any General Meeting or Meetings to be held by the said Company for that Purpose, for or towards the raising of the said Capital Sum of Ten thousand Pounds as aforesaid, his, her, or their Executors, Administrators, and Assigns respectively, (no such Sums being less than One hundred Pounds), shall have and be entitled to a Share of and in the said Capital Joint Stock of the said Company, in proportion to the Monies which he

she, or they shall have so contributed towards making up the same, and shall have and be entitled to a proportionable Share of the Profits and Advantages attending the Capital Stock of the said Company, and shall be admitted to be a Proprietor or Proprietors in the same.

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

XIV. And be it further enacted, That the said Sum of Ten thousand Pounds shall be divided into Shares of One hundred Pounds Sterling each; and that no Person or Persons shall be a Subscriber or Subscribers for a less Sum than One hundred Pounds Sterling, nor hold more than Twenty Shares; and that all Shares in the said Undertaking, and in the net Profits and Advantages thereof, shall be deemed Personal Estate, and not of the Nature of Real Property, and as such Personal Estate shall be transmissible accordingly.

To compel Payment of Subscriptions.

XV. And be it further enacted, That the several Persons who have subscribed for or towards the said Undertaking, or who shall 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, to such Person or Persons, and in such Manner as shall be ordered and directed by the Committee of Management herein-after mentioned; and in case any Person or Persons shall refuse to pay any such Money at such Times, to such Person or Persons, and in such Manner as shall be ordered and directed by the Committee of Management as aforesaid, 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 be jointly possessed of any one Share in the said Undertaking, then from all, any, or either of such Persons.

Names of Proprietors to be entered and Certificates of their Shares delivered in.

XVI. And be it further enacted, That the said Company shall and they are hereby required to cause the Names and Designations of the several Persons who have subscribed for or may at any Time hereafter be entitled to a Share or Shares in the said Undertaking, with the Number of such Share or Shares, and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by their Clerk; and after such Entry or Certificate, under the Common Seal of the said Company, shall be delivered to every Proprietor upon Demand, specifying the Share or Shares to which he or she is entitled in the said Undertaking; and such Certificate shall be admitted in all Courts whatsoever, as Evidence of the Title of such Proprietor, his or her Executors, Administrators, or Assigns, to the Share or Shares therein specified; but the Want of such Certificate shall not hinder the Owner from selling or disposing thereof.

In Cases where Two or more Persons are Proprietors, the Per-

XVII. And be it further enacted, That whenever Two or more Persons shall be jointly possessed of or entitled to any Share or Shares in the said Undertaking, the Person whose Name shall stand first in the

son whose Name stands first for divided Shares to be deemed the Owner, and entitled to vote.

the Books of the said Company as Proprietor of such Share or Shares, shall, for the Purposes of this Act, be deemed and taken to be the Owner or Proprietor of such Share or Shares; and all Notices hereby required to be given to the Owner or Proprietor of any Share or Shares in the said Undertaking, shall and may be given to such Person whose Name shall so stand first in the Books of the said Company, and such Notice to such Person shall be deemed and taken to be a Notice to all the Owners or Proprietors of such Share or Shares, for all the Purposes for which such Notice is intended to be given to the Owner or Proprietor of any such Share or Shares; and that such Owners or Proprietors shall be entitled to give their Vote or Votes in respect thereof, by the Person whose Name shall stand first in the Books of the said Company, as Proprietor of such Share or Shares, and his Vote shall on all Occasions be deemed and allowed to be the Vote for or in respect of the whole Property in such Share or Shares, without Proof of the Concurrence of the other Proprietor or Proprietors of such Share or Shares.

For ascertaining the Proprietorship of Shares in certain Cases.

XVIII. And whereas in case any 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, and no Register shall have been made of the Transfer thereof with the Clerk of the said Company, it may not be in the Power of any Officer acting for the said Company to ascertain who is or are the Owner or Proprietor, or Owners or Proprietors of such Share or Shares, in order to give him, her, or them, or his, her, or their Executors, Administrators, Successors, or Assigns, Notice or Notices of Calls to be made on such Share or Shares, or to maintain any Action or Actions, Suit or other Proceedings against him, her, or them, or his, her or their Executors, Administrators, Successors, or Assigns for the Recovery of the same, or for the Purpose of safely paying to him, her, or them, or his, her, or their Executors, Administrators, Successors, or Assigns, the Interest or Dividends to which he, she, or they may be entitled by virtue thereof; be it therefore enacted, That in all 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 and Conveyance thereof in the Form and Manner herein-after specified, on an Affidavit being made and sworn to by any Two credible Persons, before a Master or Master Extraordinary of His Majesty's High Court of Chancery, or any Two of His Majesty's Justices of the Peace acting for the said Counties respectively (and which Oath or Affirmation such Master or Justices is and are hereby empowered to administer and receive), such Affidavit stating the Manner in which such Share or Shares have or hath passed to such other Person or Persons, his, her, or their Executors, Administrators, Successors, or Assigns, and such Affidavit shall be delivered 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 of the said Undertaking, to be kept in the Office of the Clerk to the

said Company; and in all or any of the said Cases, after Six Calendar Months Notice in Writing shall have been given by the said Clerk to the Owner or Owners thereof, or left at his, her, or their Place or Places of Abode, to pay his, her, or their Proportion of Money so to be called for, and such Person or Persons, his, her, or their Executors, Administrators, Successors, or Assigns, shall not have paid such his, her, or their Proportion as aforesaid, it shall be lawful for the Subscribers and Proprietors, at any General Meeting after the Expiration of such Notice, to declare the same Share or Shares to be forfeited; and that in such Case the same shall be and become forfeited, and the same shall and may be sold and disposed of in such Manner as the said Subscribers or Proprietors at any Meeting or Meetings shall direct, or otherwise become consolidated in the General Fund or Stock of the said Company.

Shares may be transferred.

XIX. And be it further enacted, That it shall be lawful for the several and respective 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.

'I [*or* we, *as the Case may be*] of
'in consideration of the Sum of
'paid to me [*or* us, *as the Case may be*] by
'of do hereby bargain, sell, assign, and transfer to
'the said the Sum of
'Capital Stock of and in "The *Whitechapel* Gas Light Company,"
'being my Share [*or* Shares] Number [*or* Numbers]
'therein; to hold to the said his [*or* her, *as the*
'*Case may be*] Executors, Administrators, and Assigns, subject to the
'same Rules, Orders, and Restrictions, and on the same Conditions
'that I [*or* we, *as the Case may be*] held the same immediately before
'the Execution hereof; and I [*or* we, *as the Case may be*] the said
' do hereby agree to take and accept the said Share
'[*or* Shares] subject to the same Rules, Orders, Restrictions, and Con-
'ditions. As witness my Hand [*or* our Hands, *as the Case may be*]
'this Day in the Year of
'our Lord One thousand eight hundred and

Transfers to be registered.

And every such Transfer shall be registered in the Books of the said Company by an Entry of the Date, Names of the Parties, and the Number of Shares transferred, for which Entry or Registering the Sum of Five Shillings and no more shall be paid to the Clerk or other Officer making the same; and a Copy of such Register, signed by the Clerk or other such Officer of the said Company, shall be sufficient Evidence of every such Sale and Transfer, and shall be accounted as such in all Disputes and in all Trials before any Court, and by all Judges, Justices, and others in the United Kingdom; and that until such Transfer shall be entered or registered in the Books of the said Company as aforesaid, no Purchaser or Purchasers of any Share or Shares in the said Undertaking, or in the Profits and Advantages thereof, shall receive any Interest or Dividend for or in respect of such Share

or

or Shares so purchased, nor be entitled to vote at any Meeting or Meetings as Proprietor or Proprietors of the said Undertaking.

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

XX. Provided always, and be it further enacted, That after a 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 Payment of the said Call, until the Money called for or in respect of his, her, or their Share or Shares intended to be sold shall be paid; and that until such Money so called for shall be paid, any such Sale or Transfer of any Share or Shares shall be void.

Regulations for Meetings of the Company.

XXI. And be it further enacted, That the Affairs and Concerns of the said Company shall be conducted and managed under and subject to the several Rules and Regulations herein-after contained, (that is to say) the Proprietors of Shares in the said Undertaking shall assemble together at the *King's Arms Inn* at *Bow*, in the said County of *Middlesex*, at Twelve of the Clock in the Forenoon, within Twenty-eight Days next after the passing of this Act, or as soon after as conveniently may be, and shall there proceed in the Execution of this Act, and shall and may adjourn to or shall assemble at such other Times and Places as they shall be duly convened in Manner herein-after mentioned; and every such Assembly shall be styled a General Meeting, and Two such Meetings shall be held in every Year in the First Week in the Month of *February* and the First Week in the Month of *August*, which shall be styled Half Yearly Meetings; and that Five or more of the said Proprietors, not holding collectively less than Ten Shares, may, by Notice in Writing under their Hands, call a Special General Meeting, so as the Object for which such Meeting shall be called be expressed in such Notice, and so as such Notice be given Fourteen Days at least before the Day of Meeting; and that every such General Meeting may be adjourned from Time to Time and from Place to Place as shall be found expedient; and that at least Seven Days previous Notice of every General Meeting, and Three Days previous Notice of the Day to which every General Meeting shall be adjourned shall be given; and that at every such General or Special Meeting a Chairman shall be appointed, and all Questions shall be decided by a Majority of Votes of the Proprietors present and not declining to vote, according to their respective Number of Shares; and every Proprietor shall be entitled to one Vote for and in respect of every Share of which he shall be possessed, but no Proprietor shall be entitled to vote for or in respect of more than Ten Shares, except as the legal Representative of any other Person or Persons for or in respect of the Share or Shares held by or legally vested in him as such Representative; nor shall any Person be entitled to vote at any General or Special Meeting of the said Company, or any Adjournment thereof, in respect of any Share or Shares which he or she may possess in the said Undertaking, unless such Person shall have fully paid and satisfied all Arrears of Money which shall or may become due, in pursuance of any Call or Calls made or to be made by the said Committee of Management for or in respect of such Share or Shares; nor shall any Person vote at any of the Meetings of the said Company upon any Question or Questions

tions relating to the Concerns of the said Undertaking in which such Person or Persons shall be interested, otherwise than as a Subscriber or Subscribers, Proprietor or Proprietors to or of the said Undertaking; and that upon any Difference of Opinion, any Proprietor present may require the Votes at any General or Special Meeting of the said Company to be taken by Ballot, but no Ballot shall be kept open for more than One Hour, and that the Chairman of every such Meeting shall be entitled to vote; and in case the Number of Votes, including the Chairman's Vote, shall be equal, such Chairman shall also have the casting Vote; and if at any Special or General Meeting a sufficient Number of Proprietors to act or adjourn (Three Proprietors only being hereby declared sufficient for the Purposes of Adjournment only) 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 to some other Day to be appointed by the Committee of Management, or any Three or more of them; and also that at the Annual General Meeting to be held in the Month of *February* in every Year, (except the First Year after the passing of this Act), or at some Adjournment thereof, a new Committee of Nine of the Proprietors of Shares in the said Undertaking shall be elected in the Place of the former Committee; nevertheless all or any of the Members of the said Committee elected in the preceding Year shall, if otherwise eligible, be again immediately re-eligible.

Notice for Meetings, &c. to be given.

XXII. Provided always, and be it further enacted, That all Notices herein-before directed to be given of any General or Special Meetings or Adjournments respectively, or to any of the said Proprietors upon any particular Occasion, and not herein-before 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, directed to be left at their last or usual Place of Abode, and sent by the Post or otherwise to each and every of the said Proprietors entitled to vote at such Meetings respectively, or to the individual Proprietors entitled to such Notice (as the Case may be); and that the same Notices shall be deemed and considered the same as personal Notices.

Accounts to be settled yearly.

Meetings to declare Dividends.

XXIII. And be it further enacted, That any General Meeting or General Meetings specially called for that Purpose shall have full Power to call for, examine, and settle the Accounts of the said Company; and that at every Yearly General Meeting, or some Adjournment thereof, a yearly Dividend or Dividends shall be made out of the Interest, Profit, or Advantages of the said Undertaking, unless such Meeting shall declare otherwise; and such Dividend shall be at and after the Rate of so much *per Centum* for every Share upon all and every the Sum and Sums of Money paid to the said Company by the said Subscribers, their Successors, Executors, Administrators, 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 Twelve Calendar Months after the passing of this Act; nor shall any Dividend be paid in respect

of any Share or Shares after a Day appointed for Payment of any Call for Money in respect thereof, until such Call shall have been paid.

General Meetings may make Bye Laws.

XXIV. And be it further enacted, That the said Company shall have full Power and Authority from Time to Time, at any of their General Half-yearly Meetings as aforesaid, to make such Rules, Orders, and Bye Laws as to them shall seem meet and proper, for the good Government of the said Undertaking, and to fix, determine, and order what Salaries, Allowances, Gratuities, Recompence, and Remuneration shall be from Time to Time paid to the Clerks, Solicitors, Secretaries, Engineers, Collectors, and other Officers and Persons who shall and may be employed by the said Gas Light Company, and for regulating the Proceedings of the said Committee of Management, and for regulating all Officers, Workmen, and Servants to be employed in or 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 make others, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such Rules, Orders, and Bye Laws, or any of them, not exceeding the Sum of Five Pounds for any Offence, as to the said Company at a General Half-yearly Meeting 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 Persons, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same: Provided always, that such Rules, Orders, and Bye Laws be not repugnant to the Laws of that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, or any of the Directions or Provisions of this Act: Provided always, that Copies thereof shall be printed on Parchment or Paper, and fixed and continued in the Office of the Clerk, or other the Buildings and Premises of the said Company; and all such Rules, Orders, and Bye Laws shall be subject to Appeal in Manner by this Act directed.

Officers of the Company to be appointed at General Meetings.

XXV. And be it further enacted, That it shall be lawful for the said Company, at any General Meeting of the said Company, to nominate and elect by Ballot, and to appoint under the Common Seal of the said Company, any Person or Persons to be Treasurer or Treasurers, Clerk or Clerks, Engineer or Engineers, and other Officers, and from Time to Time to remove any such Treasurer or Treasurers, Clerk or Clerks, Engineer or Engineers, or other Officer or Officers of the said Company, or any of them, and to nominate, elect, and appoint another Person or Persons in his or their Room or Stead: Provided always, that the said Company shall and they are hereby required to take sufficient Security from any Person who shall be appointed Treasurer, Receiver, or Collector for any of the Purposes of this Act, for the faithful Execution of their respective Offices, before they shall enter thereupon respectively.

Treasurer, &c. to give Security.

Committee of Management.

XXVI. And be it further enacted, That at the first General Meeting of the said Company, or at some Adjournment thereof, Nine Members

bers of the said Company shall be elected and chosen a Committee of Management for managing the Affairs of the said Company, and such Committee of Management shall continue in Office and be respectively Members of the said Committee, until the Yearly Meeting that shall be held in *February* in the Year of our Lord One thousand eight hundred and twenty-three, or until others or another be appointed in their or either of their Stead, in pursuance of this Act, at the said Yearly Meeting, or of some Adjournment thereof; and also, at the Expiration of every succeeding Year thereafter, a new Committee of Members shall be elected and appointed out of the Proprietors of Shares in the said Undertaking, to be the Committee of Management for managing the Affairs of the said Company, who shall continue in their Offices for the Space of One Year, to be computed from the Day of Election, or until others or another shall be duly elected into their or any of their Places: Provided that nothing herein contained shall render any one of the Committee whose Office shall have expired ineligible to be re-elected a Committee Man, if otherwise duly qualified: Provided also, that no Person shall be qualified to be elected, nor to serve or act as a Member of the said Committee, who shall hold any Place of Profit under the said Company, or who shall be concerned or interested in any Contract or Contracts under this Act, or who shall offer to take or succeed in taking, or shall participate in any Manner in any Work to be done for the said Company, whether by Contract or otherwise, or shall be a Dealer, either directly or indirectly, in any one of the Articles to be provided or manufactured by the said Company.

For supplying Vacancies in Committee.

XXVII. And be it further enacted, That when and so often as any Member of the Committee of Management, to be elected by virtue of this Act, shall die or become disqualified, or shall refuse or neglect to attend the Meetings of the said Committee for the Space of Six Calendar Months at any one Period, or for Twelve Meetings successively, it shall be lawful for the said Company, at any General or Special Meeting to be called and held pursuant to the Directions of this Act, to elect some other Proprietor to be a Member of the said Committee; and every such Proprietor so elected to fill any such Vacancy shall continue in his Office as a Member of the said Committee so long as the Person in whose Place or Stead he was elected would have been entitled to have continued, if such Death, Disqualification, Refusal, or Neglect had not happened.

No Person to act as Committee-man, unless possessed of Two Shares.

XXVIII. Provided always, and be it further enacted, That no Person shall be eligible to be elected one of the Committee for managing the Affairs of the said Undertaking, or shall he act as such Committee Man, unless at the Time of the Election, and during the whole Period of his so acting, he shall be entitled to Two Shares in the said Undertaking.

Meetings of the Committee, and Regulations for their Proceedings.

XXIX. And be it further enacted, That the said Committee of Management shall and may hold their Meetings at such Place within the said Counties of *Middlesex* or *Essex*, or either of them, and at such Time, and adjourn their Meetings from Time to Time, and from Place to Place, as they shall think fit; and at every Meeting One of the Mem-

Members of the said Committee present at such Meeting shall be elected Chairman; and all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Committee of Management, at any of their Meetings, shall be decided and determined by the Majority in Number of the Members then present, the Number present not being less than Three; and in case of an equal Number of Votes upon any Question, including the Vote of the Chairman for the Time being, such Chairman shall have the decisive and casting Vote; and that if on the Day appointed for any Meeting of the said Committee Three Members qualified to vote shall not attend, that then and in every such Case the Meetings shall be adjourned to the next Day, if not a *Sunday*, and if the next Day shall be a *Sunday*, then to the *Monday* following, by the Member or Members then present; or if none be present, then by the Clerk of the said Company, or such other Person as shall attend in his Place; and that any Two or more Members of the Committee may, at any Time when they shall think fit, call a Meeting of the Committee by Notice in Writing, signed by such Two or more Members, to be sent by the Post or otherwise to the Residence or Address of every Member of such Committee.

Power of Committee.

XXX. 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 full Power and Authority to meet and adjourn from Time to Time, and from Place to Place as aforesaid; and also at any Time to call Special General Meetings of the said Company for any Purpose they may think proper, and to appoint the Time and Place of holding General and Special Meetings, and to direct the Affairs and Business of the said Undertaking, as well in issuing, receiving, or 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 in making and entering into Contracts or Agreements for lighting of the said Turnpike and other Roads, Highways, Parishes, and the Precincts, Liberties, and Neighbourhood thereof, or any of such or other Streets, Squares, Market Places, Lanes, Ways, and public or private Houses, Breweries, Distilleries, Manufactories, or Buildings as aforesaid; and nominating, appointing, electing, placing, displacing, or suspending of any Officer, Agent, or Servant of the said Company (except the Treasurer or Treasurers, Clerk or Clerks, Solicitors, Secretaries, or Engineers herein-before directed to be appointed by a General Meeting of the said Company), with such Salary, Gratuity, or Recompence as to the said Committee shall seem proper; and in ordering, directing, and employing the Works and Workmen; and in selling and disposing of all Articles produced as aforesaid; and in making, enforcing, and rescinding all Contracts and 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.

XXXI. Pro-

Same Person not to act as Clerk and Treasurer.

XXXI. 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 to act 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; and if any Person shall act in both Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk shall act as Treasurer, or being the Partner of such Treasurer shall act as Clerk in the Execution of this Act, every Person shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same 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.

Proceedings to be entered.

XXXII. And be it further enacted, That the Orders and Proceedings of every Meeting, as well of the Company as of the Managing Committee, shall be entered by the Clerk in a Book or Books to be kept for that Purpose; and such Orders and Proceedings so entered and signed by the Clerk of the said Company, or by the Chairman of each respective Meeting, shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in Evidence in all Courts, and before all Judges, Justices, and others; and that no Business shall be transacted at any Special General Meeting besides the Business for which it shall have been called, and no other Business shall be transacted at any adjourned Special Meeting, than the Business left unfinished at the Meeting for which such Adjournment took place.

Committee to make Calls.

XXXIII. And be it further enacted, That the said Committee shall have full Power to make such Call or Calls for Money from the several Proprietors of the said Undertaking, their Executors, Administrators, Successors, and Assigns, as such Committee shall from Time to Time find requisite and necessary for the Purposes of the said Undertaking, so that no such Call do exceed the Sum of Twenty Pounds for or in respect of any one Share of One hundred Pounds, and so that no Call or Calls be made but at the Distance of One Calendar Month at least from each other; 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 for the Time being, at such Time and Place as shall be appointed by such Committee, of which Time and Place Fourteen Days previous Notice shall be given in such Manner as the said Committee shall direct or appoint in that Behalf; and

On Nonpayment of Calls, Shares to be forfeited.

if any Person or Persons shall neglect or refuse to pay his, her, or their Proportion of the Money to be called for by the Space of Two Calendar Months next after the Time appointed for Payment thereof, together with lawful Interest for the same from such appointed Time of Payment, then and in such Case it shall and may be lawful to and for the said Company, at some General or Special Meeting to be held after such Neglect or Refusal, to declare all and every or any of the Share or Shares of such Person so neglecting or refusing as aforesaid,

said, to be forfeited, and from thenceforth the said Share or Shares so declared to be forfeited, and all the Profit and Benefit thereof, shall be vested in the said Company, their Successors and Assigns, to and for the Uses and Purposes herein-after mentioned.

No Share to be forfeited until Notice be published in the London Gazette.

XXXIV. Provided always, and be it further enacted, That no Share or Shares of and in the said Undertaking, shall be forfeited or vested in and accrue to the said Company, until Notice shall have been published in the *London Gazette*, Seven Days at least before the holding of such General or Special Meeting; in which Notice shall be contained a Statement and Account of the Money due from such Person or Persons for such Call or Calls in respect of his, her, or their Share or Shares in the said Undertaking, exclusive of the Interest thereon; and no such Share or Shares shall be forfeited to or vested in the said Company, if the Owner or Owners of such Share or Shares shall, before the holding of such General or Special Meeting, pay what shall be due thereon for such Call or Calls as aforesaid, and legal Interest for the same, and all the Expences attending the Application for, giving Notice of, and advertising of the same as aforesaid.

Company empowered to sell Shares become forfeited as aforesaid.

XXXV. And be it further enacted, That when any Share or Shares of the said Undertaking shall by virtue of this Act have become forfeited to or vested in the said Company as aforesaid, then and in every such Case it shall and may be lawful to and for the said Company, or their Committee for the Time being, and they are hereby authorized and empowered from Time to Time to sell or cause to be sold by public Auction or private Contract, and by Writing under the Common Seal of the said Company to assign and transfer, such and so many of the Share or Shares of such Defaulter or Defaulters, as the said Company or their Committee shall from Time to Time find necessary and direct to be sold, unto such Person or Persons as shall become the Purchaser or Purchasers thereof, his, her, or their Executors, Administrators, and Assigns; and such Assignments and Transfers shall be good, valid, and effectual against the Owner or Owners of every such Share or Shares so forfeited to or vested in the said Company, and sold as aforesaid, and all Persons claiming under him, her, or them: Provided always, 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 or Calls as aforesaid, and legal Interest thereon, and the Expences attending the Sale or Sales, the Surplus of such Money, after deducting such Interest and Expences, shall be paid to the Person or Persons to whom such Share or Shares shall have belonged, on Demand: 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

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 the Owner on Demand.

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.

XXXVI. 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 in respect thereof, as herein mentioned, without having made any sufficient Provision by Will or otherwise how such 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 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 Person or Persons whomsoever, for paying any Money which shall be called for as aforesaid, in respect of the Share or Shares of such deceased Proprietor or Proprietors.

Executors and Administrators indemnified in paying Calls.

XXXVII. And be it further enacted, That it shall be lawful for the said Company 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, and to sink and lay Pipes, and to erect and fix them against any Walls, of such Construction and in such Manner as the said Company shall think necessary or proper for carrying the Purposes of this Act into Execution; and also to break up the Soil and Pavement of any Streets, Highways, Roads, Ways, Lanes, Passages, and other Places, or any private Grounds, or any Part of them, and to dig and sink Trenches and Drains, and lay Mains or Pipes, and put Stop Cocks, Syphons, Plugs, or Branches from such Pipes in, under, across, and along such Places as aforesaid, and in such Manner as shall be necessary for the Purpose of carrying this Act into Execution, or supplying any such Light as aforesaid, and from Time to Time to alter the Position of, and to repair, relay, and maintain such Pipes, Stop Cocks, Syphons, and Plugs or Branches, and also to carry, fit up, and furnish any Pipe or Pipes, Cocks or Branches, or other necessary Apparatus, from any Main or Pipe laid in any Street, Highway, Lane, Passage, or other Place, by the said Company by virtue of this Act, in, to, 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 of such Mains or Pipes, and to erect and set up any Machine or other Apparatus necessary or requisite for securing to any Dwelling House or Houses, Manufactories, public or private Buildings, a proper and competent Supply of Gas, or for measuring or ascertaining the Extent of such Supply; and also to alter or amend any bad or imperfect Work which shall have been placed, or which shall be injured or damaged in such Dwelling House or Houses, Manufactories, public or private Buildings; and to do all such other Acts, Matters, and

Power to break up the Soil and Pavement of Streets, and for laying Pipes and lighting Houses, &c.

and Things as the said Company and their Successors shall from Time to Time think necessary and convenient for completing and amending, repairing, improving, supplying, and sustaining the same; provided a proper Compensation be made to the Parties respectively entitled to the same, for any Damage done thereby: Provided also nevertheless, that nothing herein contained shall authorize or empower the said Company to carry or lay any Main Pipe or Pipes in, under, or upon any Part of the said Turnpike Roads before mentioned, or any Parish Road or Highway, if the said Main Pipe or Pipes can be well, sufficiently, and effectually laid and sunk in, under, or upon the Footpaths, or by the Side or Sides of the said Turnpike and Parish Roads or Highways; and also, that nothing herein contained shall authorize or empower the said Company to carry or lay any Pipe or Pipes to, through, or against any Dwelling House or Houses, Manufactories, public or private Buildings, Yards, or Grounds, for the Purpose of lighting any other Dwelling House or Houses, Manufactories, public or private Buildings, or any other Place or Places, without the previous Consent of the Owner and Occupier of every such Dwelling House or Houses, Manufactories, public or private Buildings, Yards, or Grounds, through which any such Pipe or Pipes may be carried or laid for the Purpose aforesaid.

But not the Turnpike or Parish Roads, if the same can be laid in the Footpaths.

Workmen laying Pipes, to make good the Road, Footpaths, and Pavement, and take away the Rubbish, &c.

XXXVIII. Provided always, and be it further enacted, That the Workmen employed in laying or repairing any such Mains, Pipes, Plugs, Cocks, Syphons, or Branches, shall do as little Damage as may be, and shall forthwith fill in the Trenches and make good the Roads, Footpaths, and Pavement, and carry away the Rubbish occasioned thereby, and repair any Damage arising from any Drains, Sewers, or Cuts which may be made for carrying off the Washings or Waste Liquids, without any Delay; and shall in the meantime fence or guard, and affix Lights during the Nights at or near the Place or Places where any Ground shall be opened, in such Manner as to prevent Accidents to Passengers, Cattle, and Carriages: Provided also, that if there shall be any wilful or negligent Delay in the said Company of Proprietors, or any of their Agents or Servants, or any other Person or Persons acting by or under their Authority, in filling in any such Ground, or removing Rubbish, or making good any such Roads, Footpaths, or Pavements, then and in every such Case it shall and may be lawful to and for the Trustees acting under the said Acts made in the Twenty-fifth and Forty-third Years of the Reign of His said late Majesty, or their Surveyor or Surveyors, or the Surveyor or Surveyors of any Parish or Place, or any other Person or Persons acting by or under the Authority of the said Trustees or Surveyors, to fill in such Ground, and remove such Rubbish, and to repair and make good the Pavement of any Road, Street, Highway, Lane, Footpath, Passage, or Place so broken up, and to fence and guard all such Trenches, and to affix and maintain all such Lamps and Lights during the Night as he shall judge proper for the Purposes aforesaid, and the reasonable Costs and Charges thereof shall be paid by the said Company or their Treasurer; and that in Default of Payment for Fourteen Days next after Demand shall be made by such Trustees or their Treasurer or Clerk, or other Person acting by or under the Authority of the said Trustees, Treasurer, Clerk, Surveyor, or other Person,

Provision in case of Default.

Proof

Proof of such Demand being made by the Oath of Two credible Witnesses before One or more Justice or Justices of the Peace for the Counties aforesaid respectively, all such reasonable Costs and Charges, together with any Sum not exceeding Five Pounds by way of Penalty, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, or such other Person or Persons, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of any Two Justices of the Peace of the said Counties respectively, and which Warrant such Justices are hereby empowered to grant; and such Costs, Charges, and Expences shall be paid to such Commissioners or their Treasurer.

For protecting the Water Works.

XXXIX. And be it further enacted, That nothing herein contained shall extend or be construed to extend to authorize or empower the said Gas Light Company, or any other Person or Persons, in any way whatsoever to interfere with or abridge the Rights or Privileges of the *East London* Water Works Company to supply the Inhabitants of the said respective Counties or the Neighbourhood thereof with Water; and the said Gas Light Company shall be and they are hereby made answerable for any Damage, Spoil, Injury, or Mischief which shall be done to any of the Pipes, Works, or Property of such Person or Persons communicating with such Pipes, Works, or Property, or which shall or may be sustained by them, or any or either of them, by reason or in consequence of any Act, Matter, or Thing to be done or executed by the said Gas Light Company, or any of their Agents, Servants, or Workmen; and the said Gas Light Company shall, and they are hereby required to pay the Amount of such Damage, Spoil, Injury, or Mischief, on Demand: Provided always, that nothing herein contained shall extend or be construed to extend to enlarge or diminish any of the Rights or Privileges which the said Person or Persons, Bodies Politic or Corporate, or any of them, may have or enjoy, of supplying the Inhabitants of the said Counties respectively with Water.

For the Protection of Water Pipes.

XL. And be it further enacted, That when and as often as the said Gas Light Company, their Successors or Assigns, or their Servants, Agents, or Workmen, shall dig or sink any Trench or Trenches for laying any Pipe or Pipes for the Conveyance of Gas, or other Apparatus, or shall open any Ground for the Purposes of this Act, or any of them, in, upon, or near to which any Water Pipe or Pipes belonging to the Proprietors for the Time being of any Water Works, for conveying Water into, through, or about the said Counties respectively, or any Branch or Service Pipe or Pipes for the Supply of any Dwelling House or Building shall be laid, the said Gas Light Company, their Successors or Assigns, Servants, Agents, or Workmen, shall and they are hereby required to give Twenty-four Hours previous Notice thereof in Writing to the Manager or Chief Clerk or Engineer for the Time being of the Proprietors of such Water Works, to be left at the Dwelling House or Office of the said Manager or Chief Clerk or Engineer; and on every such Occasion, the said Gas Light Company, their Servants, Agents, and Workmen, shall, under the Inspection of the Manager or Chief Clerk or

Engineer for the Time being of the said Water Works, protect and secure such Water Pipe or Pipes from any Injury or Damage, and shall also repair and make good any Damage that shall or may be done to any such Pipe or Pipes on any such Occasion; and in default of repairing and making good any such Damage, the said Gas Light Company, their Successors and Assigns, shall for each and every such Default forfeit and pay to the Manager or Chief Clerk for the Time being of such Water Works, for the Use of the said Company of Proprietors, any Sum not exceeding Five Pounds; and also the Costs and Expences which shall have been incurred by the said Water Company in and about the protecting and securing of any such Water Pipe or Pipes, or in and about the repairing or making good any Injury or Damage that may have been done thereto by the Means aforesaid; such Costs and Expences to be ascertained by any Justice of the Peace for the said Counties respectively, and to be recovered in the same Manner as any Expences or Penalty under this Act may be recovered.

Gas Pipes to be laid Three Feet from Water Pipes, and in a particular Manner.

XLI. And be it further enacted, That all and every the Pipes or other Conduits hereafter to be laid or used for the Conveyance of Gas, in, under, through, along, across or round any Road, Street, Square, Market Place, Lane, Alley, Passage, Court, or other Place in the said Counties respectively, shall be so laid at the greatest practicable Distance, and wherever the Width of the Carriageway or Footpath in such Street or Place will allow thereof, at the Distance of Three Feet at least from the nearest Part of any Water Pipe already laid down or hereafter to be laid down by or by the Order of such Water Works Company, for the Conveyance of Water in, under, through, along, across or round any of the said Roads, Streets, Squares, Market Places, Lanes, Alleys, Passages, Courts, or other Places in the Counties aforesaid, unless in Cases where it shall be unavoidably necessary to lay the Gas Pipes across or nearer to any of the said Company's Water Pipes, in which Case the said Gas Pipes shall, wherever practicable, be laid over and above the said Company's Water Pipes, at the greatest practicable Distance therefrom, and shall form therewith a Right Angle, as near as the Situation will admit; and that in such Cases the said Gas Pipes so crossing the said Company's Water Pipes shall be at least Six Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any of the said Company's Water Pipes than Three Feet at least, where the Width of the Road, Street, Square, Market Place, Lane, Alley, Passage, Court, or other Place will admit; and that such Gas Pipes so crossing the said Water Pipes shall, for the whole Length thereof, be sufficiently bedded in with good sound Clay, of a proper Consistence, and well worked and rammed into the Trenches all round the said Gas Pipes; and that in laying down the said Gas Pipes, the said Gas Light Company, their Successors or Assigns, shall in no Case join Two or more Gas Pipes together previous to their being laid in the Trench, but shall lay each Pipe as near as may be in its Place in the Trench, and shall in such Trench properly form the Jointing with the other Pipes to be added thereto, with proper and sufficient Materials; and also, wherever practicable, lay and well and sufficiently bed each and

every

every of the Joints of the said Main Gas Pipes, and also the Joints or Screws of the Branch or Service Gas Pipes connecting with the Main Gas Pipes, and also the Joints of the Service or Branch Pipes for conveying the Gas from the Main Gas Pipes to the Houses and other Buildings, and all other Joints, Inlets, Apertures, or Openings which are or shall or may be made in any of the said Gas Pipes, with such Clay as aforesaid, all round the said several and respective Joints, Inlets, Apertures or Openings, and for Six Inches in Length each Way from the Centre of each and every of the Caps or Joints in the Main Pipes, and of the Inlets, Apertures, or Openings therein, and for Three Inches at least from the Centre of each of the Joints in the Service Pipes, so as to make and keep all and every such Pipes, and the Screws, Joints, Inlets, Apertures, or Openings therein respectively air-tight, and to prevent the said Gas from escaping therefrom.

Gas Company to prevent Gas escaping, &c. or Water Company to have certain Powers.

XLII. And be it further enacted, That whenever the said Gas shall be found to escape from any of the said Gas Light Company's Pipes, to be laid as aforesaid, so as to contaminate or affect the Water supplied by any Water Works Company, the said Gas Light Company, their Successors or Assigns, shall immediately on Notice thereof, to be left at the usual Office or Place for transacting their Business, by the Manager or Chief Clerk or Engineer for the Time being of the Water Works Company, cause the most proper and speedy Measures to be taken to stop and prevent such Gas from escaping; and in case the said Gas Light Company, their Successors or Assigns, shall not within Twenty-four Hours next after each and every such Notice so left as aforesaid, of any such Escape of Gas, effectually stop or prevent the same from escaping, and wholly and satisfactorily remove the Cause of every such Complaint, then and in every such Case the said Gas Light Company, their Successors or Assigns, shall, on each and every Complaint of the said Water being tainted, contaminated, or affected by such Gas as aforesaid, forfeit and pay, on Demand, to the Manager or Chief Clerk or Engineer for the Time being of the Company of Proprietors for the Time being of the Water Works Company, for the Use and Benefit of the same Proprietors, the Sum of Five Pounds for each and every Day that the said Water shall in each and every Instance be and remain so contaminated, tainted, or affected by such Gas as aforesaid; and in default of Payment thereof as aforesaid, such Penalty or Penalties shall and may be recovered by Information, on the Oath or Affirmation of Two credible Witnesses, to be exhibited by and in the Name of the Manager or Chief Clerk or Engineer for the Time being of the Proprietors for the Time being of the Water Works Company, against the said Gas Light Company, their Successors or Assigns, before any Justice of the Peace of the said respective Counties, with Costs, to be ascertained by such Justice, and to be levied by such Distress and Sale of the Goods and Chattels of the said Gas Light Company, their Successors or Assigns, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of any Two Justices (which Warrant such Justices are hereby empowered to grant); and such Penalty or Penalties and Costs, when so levied, shall be paid to the Manager or Chief Clerk or Engineer for the Time being of the Water Works Company, for the Use of the Proprietors: Provided nevertheless, that

if

if it shall appear to the Justice before whom such Complaint shall be exhibited, that the said Gas Light Company shall have used all due Diligence within the said Twenty-four Hours after such Notice shall have been so left as aforesaid, and shall thenceforth continue to use all such due Diligence until the said Complaint shall be effectually removed, then and in every such Case the said Gas Light Company shall not be subject or liable to the afore-mentioned Penalty.

For stopping the Escape of Gas.

XLIII. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes 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 by Parol or 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, then and in every such Case the said Company shall for every such Offence forfeit and pay the Sum of Twenty Shillings 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 by the Order of the said Company, or other Persons, before some Two or more Justices of the Peace for the said Counties respectively, and shall and may be recovered, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company, by the Warrant of any Two Justices of the Peace as aforesaid, to be granted in like Manner, and subject to the like Provisions as are herein directed touching other Penalties to be recovered from the said Company.

Commissioners of Pavement empowered to raise, sink, or alter Pipes, &c.

XLIV. And be it further enacted, That if for the Purposes of the said recited Act it shall at any Time or Times be deemed necessary by the Commissioners of the *Whitechapel* Road Side Pavement to require the said Company to raise, sink, or otherwise alter the Situation of any of the Mains, Pipes, Stop Cocks, Plugs, Syphons, or Branches which shall be laid down for the Purposes aforesaid, the said Company shall, at their own Expence, within Two Calendar Months next after being required so to do by Notice in Writing to them given by the said Commissioners signed by their Clerk, raise, sink, or alter such Mains, Pipes, Stop Cocks, Plugs, Syphons, or Branches, according to such Notice, in such Manner and in such Place or Places as the said Commissioners shall think right and proper; and in default thereof it shall and may be lawful to and for the said Commissioners, or their Surveyor, or any other Person or Persons acting by their Order or under their Authority, to cause such Mains, Pipes, Cocks, Plugs, Syphons, 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 or their Treasurer: Provided nevertheless, that if such reasonable Costs and Charges be not paid within Twenty-eight

Days next after Demand shall be made by such Surveyor or other Person acting by or under the Authority of the said Commissioners, 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 said Counties respectively, all such reasonable Costs and Charges shall and may be 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 Two Justices of the Peace as aforesaid (and which Warrant such Justices are hereby empowered to grant); and such Costs and Charges shall be paid to the said Commissioners or their Treasurer.

Damage to be made good to the Company.

XLV. Provided always, and be it further enacted, That if by the raising, sinking, or altering any of the said Mains, Pipes, Cocks, Plugs, Syphons, or Branches, any Damage or Injury shall be wilfully or negligently done to the same by the said Commissioners 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 to the said Company or their Treasurer.

Powers of Commissioners of Pavements not to be obstructed; nor to injure Rights of Corporation.

XLVI. And be it further enacted, That nothing in this Act contained shall extend to defeat, abridge, alter, obstruct, or in any Manner interfere with the Powers and Authorities of the said Commissioners; nor in any way to change, lessen, abridge, impeach, annul, prejudice, or destroy any Rights, Privileges, Jurisdictions, Immunities, Rents, Tolls, Stallage, or lawful Customs belonging, due, or in anywise appertaining to the Mayor, Aldermen, Sheriffs, Citizens, and Commonalty of the City of *London*.

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

XLVII. Provided always, and be it further enacted, That no Person shall lay or cause to be laid, or continue to lay any Iron, Leaden, or other Pipes to communicate with any Pipe belonging to the said Company, without the Consent of the said Company under their Common Seal first had and obtained; nor use Burners of larger Dimensions than he, she, or they respectively shall contract or 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 the Sum of Twenty Shillings a 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 of the said Counties respectively (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 Common Gaol or House of Correction of the said Counties respectively, there to remain without Bail or Mainprize for such Time as such Justice or Justices shall direct, not exceeding Three Calendar

Months, unless such Forfeiture and all reasonable Charges shall be sooner paid and satisfied; and it shall be lawful for the said Company of Proprietors, if they shall so think fit, to take off the Gas from the House and Premises of the Person so offending, by such Supply of Gas as aforesaid, notwithstanding any Contracts or Agreements which may have been previously entered into.

Power to convey Washings.

XLVIII. And be it further enacted, That it shall be lawful for the said Company to make such Sewers or Cuts of such Breadth, Depth, and Dimensions, and in such Manner as they shall think expedient, under the Roads, Streets, Ways, Lanes, and Avenues and Places within the said Counties respectively, for the Purpose of carrying off the Washings and 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 and 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 Brook or running Stream, 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.

Gas to be supplied cheaper than Oil Light.

XLIX. Provided always, and be it further enacted, That the said Company shall and they are hereby directed and required to supply the said Turnpike Road, and also the several Parishes and Places herein-before mentioned, which shall be lighted under and by virtue of this Act, with Gas of such Quality as shall at all Times afford a cheaper and better Light than could be obtained from Oil Lamps; and whenever the said Company shall fail so to do, the Power and Authority hereby given to the said Company to break up the Soil or Pavement of the said Turnpike Road, or any Street, Highway, or Place in the said Parishes and Places, shall from thenceforth cease and determine; and every Contract or Agreement which shall be entered into for lighting with Gas the said Turnpike Road, and the several Parishes and Places herein-before mentioned by the said Company, shall contain a Clause providing that it shall be obligatory on the said Company, that the same shall at all Times be better and more cheaply lighted by the said Company than would be done by Oil Lamps.

Service Pipes to be kept fully charged with Gas.

L. 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, and other public Places, under any Contract or Agreement with the said Trustees, 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 Term the same shall be lighted.

Remedy for Recovery of Rents.

LI. And be it further enacted, That in case the Trustees of the said Turnpike or other Roads, or the Churchwardens, Overseers of the Poor, Trustee or Trustees of any Parish or Parishes, Vestry,

Surveyor of the Highways, or any Treasurer or other Person, who by Law or in Equity ought to pay the same, or any Person or Persons who shall contract with the said Company, or agree to take, use, or enjoy the Benefit of the said Gas in their private Dwellings, Shops, Inns, Taverns, or other Buildings, Manufactories, Premises, or elsewhere, shall refuse or neglect, after the Space of Twenty-one 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 Hands and Seals of any One of the Justices of the Peace for the said Counties of *Middlesex* or *Essex* respectively, and which Warrant such Justice is hereby empowered and required to grant, to levy the said Sum or Sums, 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 so refusing or neglecting, after the necessary Charges of making such Distress and Sale shall be first deducted; or the same, with Costs of Suit, may be recovered against such Defaulter and Persons respectively, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Penalty on Persons damaging Works, &c.

LII. And be it further enacted, That if any Person or Persons shall wilfully or maliciously remove, take away, destroy, damage, or injure any or any Part of the Gasometers or other Part of the Apparatus. Matter, or Thing belonging to the said Company, wherein the Gas is made, perfected, or kept, or the Main Pipes whereby or wherein the said Gas is conveyed and supplied, and shall thereof be convicted by Indictment, he, she, and they so convicted shall be declared and adjudged to be guilty of a Misdemeanor, and shall be punished according to the Degrees of the Offence, by Fine and Imprisonment, or both, as in the like Cases of Misdemeanor.

Penalty for damaging of Pipes.

LIII. And be it further enacted, That if any Person or Persons shall wilfully or maliciously remove, take away, destroy, damage, or injure any or any Part of any other 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, every Person so offending in any of the respective Premises, and being thereof lawfully convicted on the Oath or Affirmation of One credible Witness, before One or more Justice or Justices for the said Counties of *Middlesex* or *Essex* respectively, shall forfeit and pay to the aforesaid Company any Sum not exceeding the Sum of Five Pounds, and Three Times the Amount of the Damage, to be ascertained by such Justice or Justices to be done; 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), on Demand to the Owner of such Goods and Chattels; or such Offender shall and may be committed to the Common Gaol or House of Correction in the said Counties of

of *Middlesex* or *Essex* respectively, there to remain for any Time not exceeding Three Calendar Months.

For compelling the Attendance of Witnesses, and respecting Services of Notices.

LIV. And be it further enacted, That if any Person or Persons shall be summoned as a Witness or Witnesses to give Evidence before any Judge, or in any Court of Justice, or before any Justice or Justices of the Peace, touching any Matter contained in any Indictment, Information, or Complaint, for any Offence against this Act, either on Behalf of the Prosecution, or on behalf of the Person or Persons accused, and shall, after having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges, and Expences, refuse or neglect to appear from Time to Time, at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for his, her, or their Refusal or Neglect of appearing, or shall refuse to be examined upon Oath (which Oath such Justice or Justices is and are hereby authorized and required to administer), and to give Evidence before such Justice or Justices of the Peace, then and in every such Case such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds; provided a reasonable Sum shall have been paid or tendered to such Person for Attendance as a Witness.

Recovery and Application of Penalties.

LV. 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 recovered before any Justice of the Peace for the said Counties of *Middlesex* or *Essex* respectively, in a summaay Way, and who is hereby authorized and empowered to convict the Offender or Offenders, upon Information by the Oath or Affirmation of any Person or Persons, or on the Confession of the Party offending (which Oath or Affirmation such Justice is hereby authorized to administer); and that 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, rendering the Overplus (if any), on Demand, to the Party or Parties whose Goods and Chattels shall be so distrained (the reasonable Charges of such Distress and Sale being first deducted); and one Moiety of the Penalties and Forfeitures, when recovered, shall be paid to the Informer, and the other Moiety thereof shall be paid to the Overseers of the Poor of the Parish where the Offence shall have been committed, to be by them applied towards the Relief of the Poor of such Parish; and in case such Penalties and Forfeitures shall not be paid upon Conviction, then it shall be lawful for such Justice to order the Offender or Offenders so convicted to be detained and kept in safe Custody, until Return can conveniently be made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice, for his, her, or their Appearance before such Justice, on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Three 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, it shall appear that no sufficient Distress can be

be had thereupon, then and in such Case it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Offender or Offenders to the Common Gaol or House of Correction for the said Counties of *Middlesex* or *Essex* respectively, for any Time not exceeding Three Calendar Months.

LVI. And for the more easy Conviction of Offenders against this Act, be it further enacted, That a Conviction in the Form and to the Effect following shall be good, without alledging more than the Substance of the Offence; (that is to say),

Form of Conviction.

'County of } BE it remembered, That on the Day of
'to wit. } in the Year of our Lord One
'thousand eight hundred and
'is [*or* are] convicted before me [*or* us, *as the Case may be*], of
'His Majesty's Justices of the Peace for the said County of
'by virtue of an Act of Parliament passed in the Second Year of the
'Reign of King *George* the Fourth, intituled [*here insert the Title*
'*of this Act,*] of having [*specifying the Offence, and 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* our
'Hands and Seals], the Day and Year first above written.'

Proceedings to be within Six Calendar Months.

LVII. 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 a Magistrate within Six Calendar Months next after such Offence is committed.

Nothing in this Act to prevent Company to be indicted for a Nuisance.

LVIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person or Persons from proceeding by Indictment or otherwise 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 Lights as aforesaid, as a public or private Nuisance, or from bringing any Actions 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.

Appeal.

LIX. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any thing done or to be done in pursuance of this Act, or by any Bye Law, Rule, or Order to be made in pursuance hereof (and for which no particular Method of Relief is herein-before appointed), such Person

or Persons may appeal to the Justices of the Peace for the said Counties of *Middlesex* or *Essex* respectively, at their General or Quarter Sessions of the Peace to be held for the said respective Counties, within the Space of Six Calendar Months next after the Cause of Appeal shall have arisen, such Appellant or Appellants first giving or causing to be given Fourteen Days Notice at least of his, her, or their Intention to bring such Appeal and of the Cause thereof to the said Company, or other the Respondent or Respondents, and within Seven Days next after such Notice given, enter into a Recognizance before Two of His Majesty's Justices of the Peace for the said Counties respectively, with Two sufficient Sureties, conditioned to try such Appeal at such General or Quarter Sessions, and to abide the Order of, and to pay such Costs as shall be awarded by the Justices at such Sessions; and the said Justices at such Sessions, upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and shall award such Costs to either Party as they shall think proper; and the Determination of the Justices at such Sessions shall be final, binding, and conclusive upon all Parties.

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

LX. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons, 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 any One Member of the said Committee of Management, or left at their usual Place of Abode, or upon the Clerk of the said Company, or at the Office of such Clerk, or left at his last or usual Place of Abode; or in case the same respectively shall not be found or known, then Service upon any Agent or other Officer employed by the said Company, 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.

General Saving of Rights.

LXI. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to the Lord Mayor, Aldermen, and Commonalty of the City of *London*, the Trustees of the said *Middlesex* and *Essex* Turnpike Roads for the Time being, the several Commissioners of Sewers for the said Counties of *Middlesex* and *Essex* respectively, the Commissioners of the *Whitechapel* Road Side Pavement, the *East London* Water Works Company, and all incorporated and chartered Companies, and to their Successors respectively, their several and respective Rights, Privileges, and Franchises, in such and the same Manner as if this Act had not been made.

Expences of the Act how to be paid.

LXII. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing this Act, shall be paid and discharged out of the first Monies that shall be subscribed for the Purposes of this Act.

This Act not to alter or vary the Powers of the Act 57 G. 3. c. xxix.

LXIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed to extend to alter, repeal, or vary the Powers and Provisions of an Act made and passed in the Fifty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for better paving, improving, and regulating*

the Streets of the Metropolis, and removing and preventing Nuisances and Obstructions therein, so far as respects the Penalties, Forfeitures, and Restrictions relating to the Pavements and Footpaths which may be broken up or disturbed for the Purposes of this Act, but that all and every the Powers and Provisions in the said last-mentioned Act contained shall be and remain in full force and effect for the Protection of all and every the Pavements and Footpaths broken up or disturbed for the Purposes of this Act.

called the Metropolis Paving Act.

LXIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed, adjudged, deemed, or taken to extend, to invest the said Company or their Successors with any Powers or Authority to lay down Pipes in or upon, or to encroach upon, break up, alter, or interfere with the Turnpike Road called *The Commercial Road*, or the Branches of Road leading therefrom, or any Part thereof, or the Sewers or Gutters, Cesspools, Sinks, Drains, or Watercourses thereunto belonging respectively, and made or repaired under and by virtue of an Act passed in the Forty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making and maintaining, and for watching, lighting, and watering a Road from the* West India Docks *in the* Isle of Dogs, *to communicate with a Street called* Church Lane *or* Church Street Whitechapel, *and for making and maintaining a Branch of Road therefrom to communicate with* Queen Street, *in the Parish of* Saint Anne, *all in the County of* Middlesex; *for opening, widening, and improving certain Streets and Passages therein mentioned, and for effectually amending and keeping in Repair a Road from* Ratcliff Highway *through* Cannon Street, *in the County of* Middlesex, *into the Road leading into the County of* Essex, *and also from the West End of* Brook Street *into* Cable Street, *and from* Upper Shadwell Street *into the* Back Lane, *in the County of* Middlesex; and a certain other Act passed in the Forty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for altering and enlarging the Term and Powers of an Act made in the Forty-second Year of the Reign of His present Majesty, for making, maintaining, watching, lighting, and watering several Roads, to communicate with the* West India Docks *in the* Isle of Dogs, *in the County of* Middlesex; *and also of several Acts for repairing the* Cannon Street Road, *in the said County; and also for making, maintaining, watching, lighting, and watering a new Branch, to communicate with the* East India Docks; or to authorize and empower the said Company or their Successors to light with Gas the said *Commercial Road* and Branches of Road, any or either of them, without the special Licence and Consent in Writing of the Trustees of the said Road and Branches of Road being first obtained.

For saving the Rights of the Trustees of the Commercial Road and Branches of Road.

42 G.3. c. 101.

44 G.3. c. 37.

LXV. Provided always, and be it further enacted, That nothing herein contained shall extend, or be construed, deemed, or taken to extend, to empower the said Company or their Successors, or their or either of their Surveyors or Workmen, to break up the Soil, Pitchings, or Pavement of any Highway, Street, Road, Way, Footpath, Lane, or Passage within the said Parishes of *Saint Anne* and *All Saints Poplar*, or either of them, or to lay down any Main or Mains of Pipes or other Pipes in or upon the same, without the Consent in Writing of the Trustees

Not to lay Mains or Pipes in the Parishes of Saint Anne or Poplar, without the Consent of the Trustees or Commissioners.

Trustees or Commissioners, under whose Care or Superintendence the same Highway, Street, Road, Way, Footpath, Lane, or Passage may happen to be respectively, and then only under and subject to such Regulations and Restrictions as shall or may be agreed to between the said Company and their Successors, and such Trustees and Commissioners respectively.

Public Act.

LXVI. 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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