



ANNO QUINQUAGESIMO OCTAVO

GEORGI II. REGIS.

Cap. lxxv.

An Act for lighting with Gas the Town and Parish
of *Sheffield* in the County of *York*.

[23d *May* 1818.]

WHEREAS the Town and Parish of *Sheffield*, in the West Riding of the County of *York*, are large and populous Places, and are now insufficiently lighted, and it would be advantageous to the Inhabitants thereof and others, if the Streets and other public Passages and Places in the Town of *Sheffield*, and other Parts of the Parish of *Sheffield*, were better lighted: And whereas the Most Noble *Bernard Edward* Duke of *Norfolk* is Lord of the Manor of *Sheffield*: And whereas inflammable Air, Carburetted Hydrogen, Coal Gas, Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and Essential Oil, may be produced from Coal and other Substances: And whereas the said inflammable Air, Carburetted Hydrogen, or Coal Gas, being conveyed by Means of Pipes, may be safely and beneficially used for lighting the several Streets, Highways, Squares, Market Places, and other Places within the said Town and Parish of *Sheffield*, and for lighting Shops, Inns, Taverns, private Houses, and Manufactories therein, and the Coke may be beneficially employed as Fuel in private Houses and Manufactories; and the said Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and Essential Oil, may be used and applied in various other Ways with great Advantage: And whereas the several Persons herein-after named 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

[Local.] 16 Z Temporal,

Company
incorporated.

Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *John Allatt, Thomas Ashmore, J. H. Abraham, Johannah Adam, Joseph Allen, John Brown, Josiah Blackwell, Thomas Badger, John Battye, John Battye junior, John Butt, John Broadhead, Paul Bibbs, Samuel Brittain, Enoch Barber, John Booter, Thomas Newman Bardwell, Isaac Bright, Maurice Bright, Selan Bright, Richard Bayley, Richard Bayley junior, George Butler, James Butler, William Burgon, Thomas Burgoine, Robert Burnard, Thomas Bradbury junior, Robert Bayes, John Brown, Elizabeth Bawer, Joseph Bennett, Richard Booker, Edward Bishop, Jane Blagden, William Coldwell, Thomas Cooper, David Cooper, Thomas Cockburn, Thomas Cliffe, James Clarke, Jacob Cooke, John Copley, William Cockayne, Henry Clarke, Matthew Chambers, Joseph Chambers, Robert Calvert, Thomas Creswick, James Creswick, Nathaniel Creswick, Leonard Cowley, John Dawson, Zacheus Dyson, James Dixon, John Dyson, Samuel Daniels, Sarah Deakin, Benjamin Dickinson, John Eadon, Richard Emerson, Vincent Henry Eyre, William Evatt, Robert Earnest, Francis Wright Everatt, John Etches, Luke Ellison, Robert Fisher, William Fisher, George Frost, William Foster, George Foster, Thomas Fentem, William Frith, John French junior, Francis Furness, John Favel, Thomas Foster, Francis Frith, Thomas Frost, Joshua Gillatt, William Greaves, Micah Gould, Robert Greenwood, Elizabeth Gregory, William Gregory, John Green, Sarah Green, Samuel Groves, Nathaniel Greaves, William Grant, Elizabeth Gales, James Gregory, Thomas Gregory, Simon Hardy, Thomas Howard, George Hawksworth, Daniel Holy, George Holy, William Hall, William Hadfield, David Hawkins, Elizabeth Healey, William Hinde, John Holmes, John Hodgson, Joseph Hurt, George Hounsfeld, John Hazlehurst, James Holland, Henry Hill, William Halliday, John Hickson, George Holland, Francis Hoole, Andrew Allan Hardy, Henry Ibbotson, John Jones, George Jarvis, John Jackson, Robert Jobson, Joshua Johnson, James Kirkby, Robert Leader, Joseph Lambe junior, Samuel Mitchell, John Middleton, Robert Moss, Kirjath Maw, Thomas Mottram, James Montgomery, Joseph Mappin, Joseph Mappin junior, William Marsden, Mary Margrave, Sarah Margrave, Thomas Morton, Matthew Morton, Francis Mayor, David Mallinson, Elizabeth Moorhouse, Thomas Newbould, George Newton, Francis Newton, Thomas Nicholson, William Outram, Hall Overend, Thomas Outram, Samuel Owen, Edward Oakes, Adamson Parker, Charles Pickslay, Ebenezer Parker, Francis Parker, Thomas Pierston, Thomas Porter, John Rimington, James Rimington, George Radley, William Raynor, Samuel Redfearn, Joseph Rodgers, John Rutherford, Thomas Roebuck, Thomas Richardson, John Shuttleworth, William Staniforth junior, William Henry Saunders, John Staniforth, John Sawyer, William Simpson, Malin Shepherd, John Staniland, John Shepherd, Joseph Senior, Thomas Staley, Joseph Schofield, William Staley, George Smith, John Smith, Smith, George Smith, William Smith, John Settle, Thomas Settle, Thomas Smith, John Shaw, Benjamin Schofield, John Saynor, Richard Stanley, George Swift, William Todd, William Thorpe, Samuel Turner, James Thompson, George Thompson, Bernard John Wake, William Wood, Richard Wood, William Wilson, James Wilson, Robert Wilson, Ward, Robert Waterhouse, John Waterfall, Sarah Walker, George Wreaks, Benjamin Withers junior, Thomas Wild, John Webster, Thomas Wood, John Willey, Thomas Willey, Samuel Wheatcroft, William Wright, Thomas Walker, Jonathan Walker, Samuel Walker, Henry Walker, Samuel Whitehouse, George Woolhouse, Frederick Woolhouse, William Wakefield, Thomas Asline Ward, John Williamson, John Woollen, William Younge, M. D. Jane Younge, William*

William Younge, George Younge, and Charles Frederic Younge, and all and every such other Person or Persons as from Time to Time shall become a Subscriber or Subscribers, and be duly admitted a Proprietor or Proprietors as herein-after mentioned, and their respective Successors, Executors, Administrators, and Assigns, shall be and they are hereby declared to be One Body Politic and Corporate, by the Name of 'The *Sheffield 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; and that the said Company shall be established for the Purpose of producing inflammable Air, Carburetted Hydrogen, Coal Gas, Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and Essential Oil, and for lighting with Gas the said Town and Parish of *Sheffield*; and shall have full Power to make Contracts, or agree with any Commissioners, Directors, Trustees, Surveyors of Highways, or other Persons having the Controul, Direction, or Management of the lighting of the said Town and other Parts of the said Parish, or any Part or Parts thereof respectively, or with any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, or Corporation or Corporations Aggregate or Sole, who may be willing and desirous of contracting or agreeing with the said Company (and who are hereby empowered to contract with the said Company), for the lighting of the said Town and Parish, and each or either of them respectively, or of any public Streets, Roads, Squares, or Market Places, or of any Manufactories or Places of public Exhibition, Shops, Inns, Taverns, or other Buildings, or private Houses, or any of them, within the said Town and Parish respectively, and to sell and dispose of such Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor and Essential Oil, and other Products as aforesaid.

Name.

Power to make Contracts, &c.

II. And be it further enacted, That 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, within the said Parish, which the said Company shall deem requisite for the Purposes of this Act (not exceeding Ten Acres of Land in the whole), 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, Trustees, Executors, Administrators, Husbands, Guardians, or Committees of or for Lunatics or Idiots, or other Trustees whomsoever, or with any Femes Covert who are or shall be seised, possessed of, or interested in their own Right, or with any other Person or Persons, Body or Bodies Politic or Corporate whomsoever, who shall be willing to sell 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 it shall and may be lawful to and for the said Company to hold any such Lands, Tenements, and Hereditaments so to be purchased, without incurring or being subject or liable to any of the Penalties or Forfeitures of the Statutes of Mortmain, or of any other Law or Statute whatsoever.

Power to contract for the Purchase of Lands and Buildings.

III. And

Podies Politic, &c. empowered to sell.

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, 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, Femes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, and also to and for all Femes Covert, who are or shall be seised, possessed of, or interested in their own Right, and to and for all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any Lands, Tenements, or Hereditaments, or any Part thereof, which shall be thought necessary by the said Company to be purchased as aforesaid 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 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 all 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 Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life or in Fee Tail General or Special, 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 hereby indemnified for what he, she, or they shall do by virtue and in pursuance of this Act.

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

IV. 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-after directed, as the Case maybe, and upon the Conveyance in Manner herein-after directed of such Lands, Tenements, or Hereditaments, 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, and Hereditaments, shall vest in the said Company and their Successors for ever, for effecting the Uses and Purposes of this Act.

V. And

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

‘ I, [or we, as the Case may be] of _____ in consideration
 ‘ of the Sum of _____ paid to me [or us], or into the
 ‘ Bank of England [as the Case may be], by the Company of Proprietors
 ‘ established under or by virtue of an Act passed in the Fifty-eighth Year
 ‘ of the Reign of King George the Third, intituled [here insert the Title of
 ‘ this Act], do hereby grant and release to the said Company of Pro-
 ‘ prietors and their Successors, all [here describe the Premises to be con-
 ‘ veyed], 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 Pro-
 ‘ prietors and their Successors and Assigns for ever [or as the Case may be],
 ‘ during all the Remainder of my [or our] Term, Estate, and Interest in
 ‘ the said Premises. In Witness whereof, I [or we] have hereunto set my
 ‘ Hand and Seal [or our Hands and Seals], this _____ Day of
 ‘ _____, in the Year of our Lord One thousand eight hundred
 ‘ and _____’

VI. And be it further enacted, That if any Money shall be contracted or agreed to be paid for any Lands, Tenements, or Hereditaments to be purchased by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Body Corporate, Collegiate, or Ecclesiastic, 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 there *ex parte* ‘ The Sheffield Gas Light Company,’ together with the Name or Names of such Person or Persons as any Eight or more of the Committee of Management of the said Company shall, by Writing signed by them, direct and appoint, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order 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 same 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, Wills, Intents, and Purposes, and in the same Manner as the Messuages, Lands, Tenements, and Hereditaments, which shall be purchased, taken, or used for the Purposes of this Act, stood and were settled and limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in

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

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 Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce of the 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 made.

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

VII. Provided always, and be it further enacted, That if any Money so contracted or agreed to be paid for any Lands, Tenements, or Hereditaments to be purchased for the Purposes aforesaid, and belonging to any Body Corporate, Collegiate, or Ecclesiastic, Tenant 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, Idiocy, 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 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 said Committee of Management (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 arising thereon may be applied in any 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 High Court of Chancery.

Directing
Application
of Purchase
Money not
exceeding
20l.

VIII. Provided always, 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 any Cases of Infancy, Idiocy, 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

IX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General

General of the High Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments 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 shewn 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.

Money, Persons in Possession of the Lands to be deemed entitled thereto, until the contrary shall be shewn.

X. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the High 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 Purchases may be allowed by the Court.

XI. And be it further enacted, That the several Persons who have subscribed or shall hereafter subscribe for and towards the said Undertaking, shall and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed for, or such Parts or Proportions 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 neglect or refuse to pay any such Money at such Times 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, together with full lawful Interest for the same from such appointed Time of Payment, in any Court of Law or Equity, or in any Court of Record, 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.

To compel Payment of Subscriptions.

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 Undertaking and Purposes aforesaid, shall not exceed in the whole the Sum of Forty thousand Pounds Sterling, and that the said Sum of Forty thousand

Joint Stock not to exceed 40,000l. in Shares of 25l. each,

and to be
Personal
Estate.

thousand Pounds shall be divided into Shares of Twenty-five Pounds Sterling each; and that the 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.

No Person to
hold more
than 20
Shares.

XIII. Provided always, and be it further enacted, That no Person shall hold or possess more than Twenty Shares at one and the same Time, for more than Six Calendar Months, including the Share or Shares which he or she may hold as well in his or her own individual Capacity, as his or her Part of any Shares to which he or she may be jointly entitled in Partnership or otherwise; and in case of his or her being the Holder or Possessor of more than Twenty Shares, he or she shall, within the said Six Calendar Months, sell and transfer or otherwise dispossess himself or herself of the Excess, under a Penalty or Forfeiture of Five Shillings *per* Month for each Share, for the Time which he or she may so hold or possess the Excess, from and immediately after the Expiration of such Six Calendar Months, to be recovered in such Way as the Penalties by this Act inflicted, or any of them, are or is recoverable, and to be applied to and for the Use of the said Company.

Subscribers
to share in
the Stock in
proportion to
their Sub-
scriptions.

XIV. And be it further enacted, That all and every Person or 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 Forty thousand Pounds as aforesaid, his, her, or their Executors, Administrators, and Assigns respectively (no such Subscription being less than Twenty-five 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 of and in the same.

Subscribers
liable to the
Debts of the
Company in
proportion to
their Shares
in the Stock.

XV. And be it further enacted, That the several Persons composing the said Company shall severally and respectively stand responsible and answerable for all just Debts and Demands of the Creditors of the said Company to the full Amount of their several and respective Shares in the Capital of the said Joint Stock; but no Person shall be any further or otherwise liable, either personally or in his or her Lands, Tenements, Hereditaments, Goods, Chattels, or Effects, for any Undertaking, Engagements, Contracts, or Agreements entered into by the said Company, or be subject or liable, by reason of his or her being One of the Persons composing the said Company, or of any the Acts of the said Company, to the Statutes respecting Bankrupts, or any of them: Provided always, that whenever Two or more Persons shall have jointly subscribed for, or shall be jointly possessed of any one Share in the said Undertaking, such Persons shall severally and respectively be answerable for the whole Amount of such Share, but not further or otherwise as aforesaid.

Names of
Proprietors
to be entered,

XVI. And be it further enacted, That the said Company, or the Committee of Management to be appointed by virtue of this Act, shall and they

they are hereby required to cause the Names and Designations of the several Persons who have subscribed or shall subscribe for or 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 into a Book to be kept by their Clerk or Clerks, and after such Entry a Certificate shall be signed by the Chairman and Clerk or Clerks, and 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, and Assigns, to the Share or Shares therein specified; but the Want of such Certificate shall not hinder or prevent the Owner of any of the said Shares from selling or disposing thereof.

and Certificate of their Shares delivered them.

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 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 Company, 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,

The Person whose Name stands first for divided Shares to be deemed the Owner and entitled to

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 or Clerks to the said Company, it may not be in the Power of the said Company, or any Officer acting for the said Company, to learn 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, and to maintain any Action or Actions, Suit or other Proceeding 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 further 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

For ascertaining the Proprietorship of Shares in certain Cases.

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than by a Transfer or Conveyance thereof, in the Form and Manner herein-after specified, an Affidavit shall be made and sworn by Two credible Persons before a Master or Master Extraordinary of His Majesty's High Court of Chancery, or One of His Majesty's Justices of the Peace for the West Riding of the County of York, stating the Manner in which such Share or Shares hath or have passed to such other Person or Persons, his, her, or their Executors, Administrators, Successors, or Assigns; and that such Affidavit shall be submitted to the Clerk or Clerks of the said Company, to the Intent that he or they 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 to the said Undertaking, to be kept in the Office of the Clerk or Clerks to the said Company; and that in all or any of the said Cases, after Three Calendar Months Notice in Writing shall have been given by the said Clerk or Clerks to the Owner or Owners thereof, or left at his, her, or their last or usual Place 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 afore-said, it shall be lawful for the Subscribers and Proprietors at any General Meeting after the Expiration of such Notice, to declare at any General Meeting the same Share or Shares to be forfeited; and that in such Case the same shall be and become forfeited, and 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 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 of _____ of _____ in consideration of _____ paid to me by _____ of _____ do hereby bargain, sell, assign, and transfer to the said _____ the Sum of _____ Capital Stock of and in 'The Sheffield Gas Light Company,' being my Share (or Shares) Number _____ therein; to hold to the said _____ Executors, Administrators, and Assigns, subject to the same Rules, Orders, and Restrictions, and on the same Conditions, that I held the same immediately before the Execution hereof; and I the said _____ do hereby agree to accept the said _____ Share, subject to the same Rules, Orders, Restrictions, and Conditions. As witness our Hands and Seals this _____ Day of _____ One thousand eight hundred _____ and _____

Transfer 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 Registry the Sum of Three Shillings and no more shall be paid to the Clerk or Clerks or other Officer making the same; and a Copy of such Register, signed by the Clerk or Clerks or other such Officer of the said Company, shall be sufficient Evidence of every such Sale and Transfer, and shall be received as such in all Disputes and in all Trials before any Court, and by all Judges, Justices, and

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, his, her, or their Executors, Administrators, Successors, or Assigns, shall have any Part or Share in the said Undertaking, or in the Profits and Advantages thereof, nor receive any Interest or Dividend for or in respect of such Share or Shares so purchased, nor be entitled to vote at any Meeting or Meetings as Proprietor or Proprietors of the said Undertaking.

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

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

XXI. Provided also, and be it further enacted, That the said Company shall not borrow or take up, by way of Loan, any Sum or Sums of Money whatsoever, other than by a Subscription of Shares in Manner and to the Extent herein-before directed,

Company not to borrow Money.

XXII. 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, Regulations, and Restrictions herein-after contained; (that is to say,) the Proprietors of Shares in the said Undertaking shall assemble together on the Third *Thursday* next after the passing of this Act, between the Hours of Ten in the Forenoon, and Four in the Afternoon, at the Town Hall in *Sheffield* aforesaid, and shall then and 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 to, in manner herein mentioned, and the said Company shall from Time to Time appoint one of the Company present to preside as Chairman; and every such Assembly shall be held afterwards Twice in every Year, *videlicet*, in the Months of *July* and *January*, at such Day and Hour in each of those Months, and at such Place, as the Committee of Management shall appoint, and shall be called or styled "The General Half-yearly Meetings;" and that Thirty or more of the said Proprietors, possessing at least amongst them Three hundred Shares, may at any Time, by Notice in Writing under their Hands, call a special General Meeting, so as the Object for which such Special Meeting be called be expressed in such Notice, and so as such Notice be given Four Weeks at least before the Day of Meeting, and that every General Meeting may be adjourned from Time to Time, and from Place to Place, as shall be found expedient; and that at least

Regulations as to General and Special Meetings, and Adjournments, etc

Ten

Manner of
voting.

Persons not
to vote where
interested.

Ten Days previous Notice of every General Meeting, and Five Days previous Notice of any Adjournment of any General Meeting, shall be given; and that at every such General Meeting, all Questions shall be decided by a Majority of Votes of the Proprietors and Proxies present, and not declining to vote, according to their respective Number of Shares; (that is to say,) One Vote in respect of every Four Shares, except that no Person shall vote in respect of more than Twenty Shares; 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 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 have 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 relating to the Concerns of the said Undertaking, in which such Person or Persons shall be anyways interested other 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 Special or General Meeting of the said Company to be taken by Ballot, but no Ballot shall be kept open more than Two Hours, 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, he shall also have a Casting Vote.

Empowering
Proprietors
of Shares to
vote by
Proxy.

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

Form of
Proxy.

‘ I *A. B.* of One of the Proprietors of and in the
‘ *Sheffield* Gas Light Company, do hereby nominate, constitute, and
‘ appoint *C. D.* of to be my Proxy, in my Name and
‘ in my Absence to vote or give my Assent to or Dissent from any Business,
‘ Matter, or Thing relating to the said Undertaking that shall be men-
‘ tioned or proposed at any General or Special Meeting of the said Com-
‘ pany, in such Manner as the said *C. D.* shall think proper, according to
‘ his Opinion and Judgment, for the Benefit of the said Undertaking, or
‘ any Thing relating thereto: In witness whereof I have hereunto set my
‘ Hand, the Day of One thousand eight
‘ hundred and

Provided that no Person shall vote by Proxy or Proxies for more than Twenty Shares upon any one Occasion; but if such Person be a Proprietor, he may also vote in Right of his own Shares on the same Occasion; and provided that the Person applying to vote as Proxy do always produce his Appointment or Appointments.

Meetings to
settle Ac-
counts and
declare Divi-
dends.

XXIV. And be it further enacted, That any General Half-yearly Meeting, or General Meetings specially called for the Purpose, shall have full Power to call for, and examine and settle the Accounts of the said Company,

pany, and of the said Committee of Management; and that at One of the said General Half-yearly Meetings, or some Adjournment thereof, in each Year, a Half-yearly Dividend or Dividends shall be made out of the Interest, Profits, or Advantages of the said Undertaking, unless such Half-yearly Meeting shall declare otherwise; and such Dividend or Dividends 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 Executors, Administrators, Successors, or Assigns, as such Half-yearly Meeting 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 Months next 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.

XXV. 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 for regulating the Proceedings of the said Committee of Management, and for the regulating of all Officers, Workmen, and Servants to be employed in and about the Affairs and Business of the said Company, and for the Superintendance and Management of the said Undertaking in all Respects whatsoever, and from Time to Time to alter or repeal such Rules, Orders, and Bye-Laws, or any of them, and to make others, and to impose and inflict such reasonable Fines and Forfeitures upon all such Persons offending against such Rules, Orders, and Bye-Laws, or any of them, not exceeding the Sum of Five Pounds for any one 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 such Persons, and shall be sufficient in any Court of Law or Equity to justify all such 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 to any of the express Directions or Provisions of this Act: Provided also, that Copies thereof shall be fixed and continued in the Office of the Clerk or Clerks; and all such Rules, Orders, and Bye-Laws shall be subject to Appeal in Manner by this Act directed.

General Meetings to make Bye Laws.

XXVI. And be it further enacted, That the said Company of Proprietors shall at their First Meeting elect and choose, and under their Common Seal, appoint a Treasurer or Treasurers to the said Company; and in case, by reason of any Negligence, Misconduct, or Inability in any Treasurer or Treasurers to execute such Office or Offices, it shall be requisite to displace or remove him or them, then and in every such Case it shall and may be lawful to and for the said Company of Proprietors, at any General or Special Meeting to be held as herein directed, to remove any such Treasurer or Treasurers; and in case any such Treasurer shall die, be removed

A Treasurer to be appointed.

[Local.]

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from,

from, or quit the Service of the said Company of Proprietors, then and in every such Case it shall and may be lawful to and for the said Company of Proprietors, at any such General or Special Meeting, to appoint any other fit Person or Persons to execute such Office or Offices, in the Place of the Person or Persons who shall so die, be removed from, or quit the Service of the said Proprietors: Provided always, that the said Company of Proprietors shall and they are hereby required to take sufficient Security from every 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.

Company to take Security from their Treasurer, &c.

Treasurer, &c. not to issue Money without an Order, &c.

XXVII. And be it further enacted, That no Sum or Sums of Money shall be issued by the Treasurer or Treasurers, or other Officer or Officers to be appointed by the said Company, on account of the said Company, without an Order or Orders in Writing, signed by the Chairman of the Committee of Management for the Time being and Two Members at least of the said Committee, present at some Meeting of the said Committee of Management.

First Committee of Management.

XXVIII. And be it further enacted, That at the First General Meeting of the Proprietors to be held next after the passing of this Act, or at an Adjournment thereof, a Committee for managing the Affairs of the said Company shall be elected out of the Proprietors or Subscribers of Shares of and in the said Undertaking, and that such Committee shall consist of Fifteen Proprietors or Subscribers; and when elected, they shall be the Committee of Management for managing the Affairs of the said Company, until others shall be chosen in their Stead, as herein-after mentioned.

Annual Election of new Committee.

XXIX. And be it further enacted, That at the General Half-yearly Meeting which shall be held in the Month of *July* which will be in the Year of our Lord One thousand eight hundred and nineteen, or at some Adjournment thereof, and at every General Half-yearly Meeting which shall be held afterwards in the said Month of *July*, or at some Adjournment thereof, a new Committee of Fifteen of the Proprietors of Shares in the said Undertaking, shall be elected in the Place of the former Committee, nevertheless Eleven of the said former Committee, whose Office shall then have expired, shall (if otherwise eligible) be again immediately re-eligible; and that every Vacancy in the Committee of Management, by Death, Resignation, or becoming ineligible, shall be filled up at a Special General Meeting to be called for that Purpose, within Sixty Days next after such Vacancy; and that the Person or Persons so to be chosen to fill such Vacancy or Vacancies shall (being duly qualified) continue in Office upon the same Terms, and only for the same Period, as the Person whose Place he shall supply would have continued, if his Office had not been vacated before the Time at which he must necessarily have gone out of Office: Provided also, 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 or Clerks, or Secretary of the said Company, sent by the Post to each and every

For supplying Vacancies.

Notices of Meetings, &c. how to be given.

every of the said Proprietors entitled to vote at such Meetings respectively, or to the individual Proprietor entitled to such Notice (as the Case may be), and that such Notices shall be deemed and considered the same as personal Notice; provided, that if at such General Meeting or General Half-yearly Meetings, or at any Special Meeting of the said Company of Proprietors, to be held under the Powers herein contained, there shall not be Persons present, either as Principals or Proxies, who shall be possessed of or entitled unto at least Six hundred Shares in the said Undertaking, no Business shall be transacted at any such Meetings, except adjourning the same.

XXX. Provided, 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, unless at the Time of the Election he shall be entitled to Four Shares in the said Undertaking.

No Person to act as Committee Man, unless possessed of Four Shares.

XXXI. And be it further enacted, That in case any Sixty or more of the Proprietors, being collectively possessed of or entitled to Six hundred or more Shares in the said Undertaking, shall think that there is any Reason to complain of the Conduct of the Committee of Management for the Time being, or of any Member or Members thereof, or in case they shall think it necessary that any Vacancy or Vacancies in the said Committee, occasioned by Death or Absence, should be supplied by the Election of another or others, then it shall and may be lawful for them to call a Special Meeting of the said Proprietors, to be held at such Hour and Place within the said Parish of *Sheffield* as they shall think fit; provided Twenty-one Days Notice of the Time and Place and Purport of such Special Meeting be given by the Persons calling the same, by Advertisement in One of the *Sheffield* Papers, or in some other Paper circulated in the Neighbourhood, and by a Letter from the Clerk or Clerks or Secretary, to be sent to or left for each Member of the same Committee at his Place of Residence; and at each Special Meeting it shall be lawful for the Proprietors then present, or the Majority of them, to remove all or any of the Committee, and to elect others in their Stead, or in the Stead of any Member dead or absent; and the Committee for the Time being shall produce their Accounts, and a Report of their Proceedings, at such Special Meeting, if required by the Notice calling or convening the same; provided that if at any such Special Meeting there shall not be Persons present, either as Principals or Proxies, who shall be possessed of or entitled unto at least Six hundred Shares in the said Undertaking, the Power hereby given unto the said Company of Proprietors, to remove all or any of the Committee, and to elect others in their Stead, on account of any Complaint against the Conduct of such Committee, shall not be exercised, but the Meeting shall be adjourned for that particular Purpose to the same Place that Day Fortnight, until there shall be present Persons, either as Principals or Proxies, who shall be possessed of Six hundred Shares as aforesaid; and the same Rules, Regulations, Penalties, and Provisions, as are herein prescribed with respect to the General Half-yearly Meetings for choosing Committees, shall be applicable to the Meetings to be held for removing them.

A certain Number of Proprietors may call a Special Meeting to remove any of the Committee, or to elect others, in certain Cases.

XXXII. Pro-

Committee Men contracting for Work, cease to have a Voice in the Committee in any Matters wherein they are individually concerned.

XXXII. Provided always, and be it further enacted, That if any Person who shall be elected a Member of the said Committee of Management shall be or become a Dealer, either directly or indirectly, in any one of the Articles to be manufactured, provided, or used by the said Company, and shall offer to take and succeed in taking, or shall participate in any Manner in any Work to be done for the said Company, every such Person shall be disqualified to vote in any Matters to be discussed and argued by the said Committee of Management wherein he shall be directly or indirectly interested, other than as a Proprietor; and that if any Person to be appointed by virtue of this Act a Member of the said Committee shall at any Time cease to be a Proprietor of Four Shares in the said Undertaking, or shall refuse or neglect to attend any Six successive Meetings of the said Committee, every such Person shall be thereby disqualified from acting or voting at such Committee, and shall cease to be a Member thereof.

Meetings of the Committee, and Regulations for their Proceedings

XXXIII. And be it further enacted, That the said Committee of Management shall or may hold their First Meeting within Ten Days after their being appointed, at such Time and Place within the said Parish of *Sheffield* as they shall think proper, and shall have full Power and Authority to adjourn such First Meeting, and again to meet and adjourn from Time to Time and from Place to Place as they shall think fit; and the said Company shall from Time to Time appoint One of the Committee present to preside as Chairman; and that 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 a Majority in Number of Members present (the Number present not being less than Eight); 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, Eight Members qualified to vote shall not attend, that then and in every such Case the Meeting shall be adjourned till such Time as the Members or Member then present, or if none be present as the Clerk or Clerks of the said Company, or such other Person as shall attend in his or their Place, shall appoint; and that any Five 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 Five 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 of Management.

XXXIV. 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 call the General Half-yearly Meetings, and also to call the Special General Meetings of the said Company, for any Purposes they may think proper, and to appoint the Time and Place of holding such General and Special Meetings, so as such General Half-yearly Meetings be in the Months of *July* and *January*, and generally to direct the Affairs and Business of the said Undertaking, as well in issuing, receiving, and laying out and

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 and Agreements for the lighting of the said Town and Parish, or any of such Streets, Roads, Squares, Market Places, Manufactories, Places of public Exhibition, Shops, Inns, Taverns, or other Buildings, private Houses, or any other Place or Places whatever, within the Town and Parish of *Sheffield* aforesaid, or any Part thereof, and in ordering, directing, and employing the Works and Workmen, and in selling and disposing of all Articles produced as aforesaid, and in appointing or placing and displacing any Clerk or Clerks, Engineer, Agent, Servant, Secretary, or other Officer of the said Company (except the Treasurer or Treasurers), with such Salaries, Gratuities, or other Recompence, as to such Committee shall from Time to Time seem meet, and making, enforcing, or 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, Controul, or Regulation of the Powers and Authorities by this Act granted.

XXXV. Provided always, and be it further enacted, That it shall not be lawful for the said Company of Proprietors, or any Committee thereof, to appoint the same Person who shall 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 shall act as their Treasurer, or the Partner of any such Treasurer, the Clerk to the said Company; and if any Person shall act in both the 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 any such Treasurer shall act as Clerk in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same 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 Effoign, Protection, or Wager of Law, nor more than One Impar lance, shall be allowed.

Same Person
not to be
Clerk and
Treasurer.

XXXVI. 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 or Clerks or Secretary in a Book or Books to be kept for that Purpose; and such Orders and Proceedings so entered and signed by the Clerk or Clerks or Secretary 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 General Meeting, than the Business left unfinished at the Meeting from which such Adjournment took place.

Proceedings
to be entered.

[Local.]

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XXXVII. And

Committee
may make
Calls.

On Nonpay-
ment of Calls,
Shares to be
forfeited;

but Notice
to be given.

XXXVII. And be it further enacted, That the said Committee of Management shall also have full Power and Authority 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 of Management shall from Time to Time find wanting and necessary for the Purposes of the said Undertaking, so that no one such Call do exceed after the Rate of Ten Pounds *per Centum* upon or for or in respect of every one such Share; and so that no Call or Calls be made but at the Distance of Three Months 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 Thirty-one Days Notice at least shall be given in the *Sheffield* Newspapers, and by a Letter from the Clerk or Clerks to each Person liable to pay such Call, such Letters only to be sent by the Post, or in such other Manner as the said Committee of Management shall direct or appoint in that Behalf; and that if any Person or Persons shall neglect or refuse to pay his, her, or their Proportions of the Money so to be called for, during the Space of Three 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 such Person or Persons so neglecting or refusing shall absolutely forfeit all his, her, or their Share, Part, or Interest in the said Undertaking and Capital Stock, and all Profit and Advantage thereof, and all Money theretofore advanced by him, her, or them on account thereof, to and for the Use and Benefit of the Rest of the said Company; and that all Shares which shall or may be so forfeited, shall or may be sold at a public Sale for the most Money that can be gotten for the same, and the Produce thereof shall go to and make Part of the Capital or Joint Stock of the said Company; but that no Advantage shall be taken of such Forfeiture of any Share in the said Undertaking as aforesaid until after Thirty-one Days Notice shall be given by the Clerk or Clerks of the said Company to the Owner or Owners thereof, or left at his, her, or their last or usual Place of Abode, nor unless the same shall be declared to be forfeited at some General or Special Meeting of the said Proprietors, held not earlier than Two Months next after the said Forfeiture shall happen; and that every such Forfeiture so to be declared shall be an absolute Indemnification and Discharge to and for the Proprietor and Proprietors, or his, her, or their Executors, Administrators, Successors, and Assigns, so forfeiting, against all Actions, Suits, and Prosecutions for any Breach of Contract or other Agreement between such Proprietor or Proprietors, his, her, or their Executors, Administrators, Successors, and Assigns, and the said Company, with regard to the future carrying on and Management of the said Undertaking.

Executors,
&c. indemni-
fied on pay-
ing Calls.

XXXVIII. 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 or her of the full Sum to be called for in respect thereof, as herein mentioned, without having made sufficient Provision by Will or otherwise, how such Share or

Shares

Shares shall be disposed of, and how the future Calls in respect thereof shall be answered, that then and in such Case the Executors or Administrators of such Proprietor, and the Trustee or Trustees, Guardian or Guardians of any Infant or other Persons entitled to the Estate and Effects of such Proprietor or Proprietors, shall be indemnified against such Infant, and all other Persons whomsoever, for paying any Money which shall be called for as aforesaid, in respect of the Share or Shares of such deceased Proprietor.

XXXIX. 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, upon any of the Lands, Tenements, or Hereditaments which the said Company may purchase for the Purpose, 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 Pavements of any Streets, Highways, Roads, Ways, Lanes, Passages, and other Places, or any Part of them, and to dig and sink Trenches and Drains, and lay Mains or Pipes, and put Stopcocks, Cyphons, 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, Stopcocks, Cyphons, and Plugs, or Branches, 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, Road, 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 and 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 Things as the said Company and their Successors shall from Time to Time think necessary for completing, amending, repairing, improving, supplying, and using the same: Provided nevertheless, that nothing herein contained shall authorize or empower the said Company to carry or lay any Pipe or Pipes through any Dwelling House or Houses, Manufactories, public or private Buildings, Yards or Grounds, for the purpose of lighting any other Dwelling House or Houses, Manufactory, public or private Building, or any other Place or Places, without the previous Consent of the Owner and Occupier of every such Dwelling House or Houses, Manufactory, public or private Buildings, Yards or Grounds, through which any such Pipe or Pipes may be carried or laid for the Purposes aforesaid.

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

Company not to lay Pipes on private Property without Consent.

Workmen in
laying Pipes
to make good
the Pavement.

Provision
in case of
Default.

XL. Provided always, and be it further enacted, That the Workmen employed in laying or repairing any such Mains, Pipes, Plugs, Cocks, Cyphons, or Branches, shall do as little Damage as may be, and shall forthwith fill in the Trenches, and make good the Pavements and Roads, 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 any Washings or waste Liquids, without any Delay; and shall in the meantime fence or guard the Place or Places where any Ground shall be opened, and place and set up Lamps or Lights during the Night, in such Manner as to prevent Accidents to Passengers, Cattle, and Carriages: Provided always, that if there shall be any wilful or negligent Delay in the said Company of Proprietors, or in 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 Pavements or Roads, then and in every such Case it shall and may be lawful to and for the Commissioners, Directors, or Trustees, or other Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, or Corporation or Corporations Sole or Aggregate, in whom by any Act or Acts of Parliament, or otherwise, the Care, Superintendance, and Controul of lighting the public Streets, Highways, Lanes, Passages, or Places, or any Part of them, or any of them, in the said Town and Parish of *Sheffield*, is or may be vested, or their Surveyor or Surveyors, or any other Person or Persons acting by or under the Authority of the said Commissioners, Directors, or Trustees, to fill in such Ground and remove such Rubbish, and to repair and make good the Pavement of any Street, Highway, Way, Lane, Passage, or Place so broken up, and that the reasonable Costs and Charges thereof shall be paid by the said Company of Proprietors or their Treasurer; and that in default of Payment thereof for Thirty Days next after Demand shall be made by such Surveyor or other Person acting by or under the Authority of the said Commissioners, or Directors, or Trustees, 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 said West Riding, 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 of Proprietors, 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 Justice or Justices of the Peace for the said West Riding, and which Warrant such Justice or Justices is and are hereby empowered to grant; and such Costs, Charges, and Penalty shall be paid to such Commissioners, Directors, or Trustees, or their Treasurer.

To prevent
Damage to
public
Sewers.

XLI. Provided always, and be it further enacted, That the said Company, or their Successors, Servants, Agents, Workmen, or others, shall not, by any Work to be done by virtue of this Act, damage or injure any public Sewer or Drain within the said Town or Parish; and if any Damage or Injury shall unavoidably be done to any such Sewer or Drain, the said Company or their Successors shall forthwith well and sufficiently repair and make good every such Damage or Injury; and on default thereof, such Damage shall be recoverable by the Surveyor or Surveyors of the
Highways

Highways for the Time being of the Township where such Damage or Injury shall be done, by Action in any of His Majesty's Courts of Record at *Westminster*.

XLII. And be it further enacted, That it shall be lawful for the said Company, or any Persons acting under their Authority, to make such Drains, of such Breadth, Depth, and Dimensions, and in such Manner as they shall respectively think expedient, under the Streets, Highways, Ways, Avenues, and Places within the said Parish, for carrying off the Washings or other waste Liquids which may arise in the Prosecution of the Works aforesaid, the said Company and all Persons acting under their Authority doing as little Damage as may be in making the said Drains, and immediately repairing all such Damages; provided that none of such Washings or other waste Liquids shall be conducted or conveyed into any Rivers, Brooks, or Streams of Water whatsoever.

Washings
how to be
carried off.

XLIII. And be it further enacted, That if for the Purposes of any Act or Acts in force for the Time being for paving or lighting the Town of *Sheffield*, it shall at any Time or Times be deemed necessary or expedient, by the Commissioners for paving or lighting the said Town, to require the said Company to raise, sink, or otherwise alter the Situation of any of the Mains, Pipes, Stopcocks, Plugs, Cyphons, 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, Stopcocks, Plugs, Cyphons, 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, Cyphons, 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 Thirty 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 Riding, 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 such Justice or Justices of the Peace as aforesaid, and which Warrant such Justice or Justices is and are hereby empowered to grant; and such Costs and Charges shall be paid to the said Commissioners or their Treasurer.

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

XLIV. Provided always, and be it further enacted, That if by the raising, sinking, or altering any of the said Mains, Pipes, Cocks, Plugs, Cyphons, 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

Damage to be made good to the Company.

[Local.]

17 E

such

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.

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

XLV. Provided always, and be it further enacted, That no Person shall lay or cause to be laid any Iron, Leaden, or other Pipe, 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 or of superior Quality, nor more in Number, than he, she, or they respectively shall contract or pay for, on pain of forfeiting and paying to the said Company the Sum of Fifty Pounds; and also the further Sum of Forty Shillings a Day for every Day such Pipe shall so remain, or such Excess be so committed or continued, to be recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace for the said West Riding, and which Warrant such Justice or Justices is and are hereby required and empowered to grant; and the Surplus, after such Penalty or Forfeiture and the Charges of such Distress and Sale are deducted, shall be returned, upon Demand, to the Owner of such Goods and Chattels; and in case sufficient Distress cannot be found, or such Forfeiture shall not be forthwith paid, it shall be lawful for such Justice or Justices to cause such Offender or Offenders to be committed to the House of Correction at *Wakefield*, in the West Riding of the County of *York*, 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.

Penalty for damaging Pipes, &c.

XLVI. And be it further enacted, That if any Person shall wilfully or maliciously remove, take away, destroy, damage, or injure any or any Part of any Pipe, Post, Plug, Lamp, or other Apparatus, Matter, or Thing belonging to the said Company, or shall wilfully or maliciously waste or improperly use any of the inflammable Air or Gas supplied by the said Company, 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 West Riding, shall forfeit and pay to the aforesaid Company any Sum not exceeding 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 House of Correction at *Wakefield* aforesaid, there to remain for any Time not exceeding Three Calendar Months.

If Contracts be not duly performed, they may be voided on giving Notices, &c.

XLVII. And be it further enacted, That if the said Company shall contract with any such Commissioners as aforesaid, for lighting any Place, and shall not duly perform such Contract, then and in such Case it shall be lawful for such Commissioners to determine such Contract, giving Three Calendar Months Notice thereof.

XLVIII. And

XLVIII. And be it further enacted, That in case any Person or Persons who shall contract with the said Company, or agree to take, or shall use or enjoy the Benefit of the said Gas in their private Dwellings, Shops, Inns, Taverns, or other Buildings, or Manufactories, shall refuse or neglect, for the Space of Ten Days after Demand, to pay the Sum or Sums then due for the same to the said Company, according to the Terms and Stipulations of the said Company, it shall be lawful for the said Company, or their Clerk or Clerks, or any Person or Persons acting by or under their Authority, by Warrant under the Hands and Seals of any Two of the Justices of the Peace for the said West Riding, to levy the said Sum or Sums of Money, in respect whereof such Refusal or Neglect shall happen, by Distress and Sale of the Goods and Chattels of the Person or Persons so neglecting or refusing to pay the same, rendering the Overplus (if any) to such Person or Persons so refusing or neglecting, after the necessary Charges of making such Distress and Sale shall be first deducted.

Power for
Recovery of
Rents.

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

Appeal may
be made to
Quarter
Sessions.

L. And be it further enacted, That if any Person or Persons shall be summoned as a Witness or Witnesses, to give Evidence before any Justice or Justices of the Peace touching any Matter contained in any Information or Complaint for any Offence against this Act, either on Behalf of the Prosecutor, or on Behalf of the Person or Persons accused, and shall refuse or neglect to appear from Time to Time at the Time and Place to be for
that

For com-
pelling the
Attendance
of Witnesses,
and respect-
ing Services
of Notices.

that Purpose appointed, after having been paid or tendered a reasonable Sum for his or her Costs and Expences, without a reasonable Excuse for his, her, or their Refusal or Neglect of appearing, or appearing shall refuse to be examined upon Oath, or in case of a Quaker or Quakers, on solemn Affirmation (which Oath or Affirmation 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, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds; and that in all Cases of Notices and Summonses by this Act directed or required to be given or served, which shall or may be necessary for carrying into Execution any of the Powers of this Act, the Service of any such Notices or Summonses, either on the Person or Persons to whom the same ought to be given, or leaving the same or a true Copy thereof at his, her, or their Dwelling House or usual or last Place of Abode, shall be good and sufficient Service of any and every such Notices or Summonses; and that in all Cases whatsoever where any such Notices or Summonses ought to be given to Two or more Persons, for or respecting the joint Act or Omission of any such Person or Persons, in case the said Person or Persons be in Partnership in Trade, the like Service of any such Notices or Summonses on any one such Partner or Partners, Person or Persons, shall be and is hereby declared to be as good and sufficient Service thereof as if the same had been served on both or all such Persons.

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

LI. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons or Party or Parties to serve any Notice or Notices upon the said Company, or any Writ or Writs or other legal Proceedings, the Service upon any Member of the Committee of Management, or the Clerk or Clerks of the said Company, or at the Office of such Clerk or Clerks, or any other Officer, or left at his or their last or usual Place of Abode, or at the Office of the said Company, shall be deemed good and sufficient Service of the same respectively on the said Company.

Persons giving false Evidence to be punished for Perjury.

LII. And be it further enacted, That if any Witness or Witnesses who shall be examined by or before any Justice of the Peace or otherwise under this Act upon Oath, or in case of a Quaker or Quakers on solemn Affirmation, shall wilfully and corruptly give false Evidence, and shall be thereof convicted, he, she, or they so giving false Evidence shall be subject to the same Punishment as if he, she, or they had been convicted of Perjury.

Informations for Penalties limited.

LIII. 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 Grievance or Injury under or Offence or Offences against this Act, unless Information respecting such Grievance or Injury, Offence or Offences, shall have been lodged before a Magistrate for the said West Riding within Six Calendar Months next after such Grievance, Injury, or Offence be committed.

LIV. And

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

Offenders against the Act.

to wit. } BE it remembered, That on the _____ Day of _____ in the Year of our Lord One thousand eight hundred and _____ is [or are] convicted before me [or us, as the Case shall be] of His Majesty's Justices of the Peace for _____ by virtue of an Act of Parliament passed in the _____ Year of the Reign of King George the Third, intituled [here insert the Title of this Act] of having [specifying Offence, and the Time and Place when and where the same was committed, as the Case shall be] contrary to the said Act; and for which Offence I [or we, as the Case shall be] do adjudge the said _____ to have forfeited the Sum of _____ Given under my Hand and Seal [or, as the Case shall be, our Hands and Seals] the Day and Year first above written.

Form of Conviction.

LV. 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 against the said Company, or against any of their Officers, Servants, or Workmen, in respect of any Works of the said Company, or the Method which shall be employed by them for furnishing such Light as aforesaid, as a public or private Nuisance; or from bringing any 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, or otherwise howsoever.

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

LVI. 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 by the said Committee of Management out of the Monies already subscribed by virtue of this Act.

Expences of the Act how to be paid.

LVII. And whereas the probable Expence of making the Works hereby authorized will amount to the Sum of Forty thousand Pounds; be it further enacted, That the Works hereby authorized shall not be begun until the Sum of Twenty-seven thousand Pounds at the least shall have been subscribed for the Purpose of making the said Works.

The Works shall not be begun until Two-thirds of the Estimate shall be subscribed.

LVIII. And whereas by an Act passed in the Fifty-eighth Year of the Reign of His present Majesty, intituled *An Act for cleansing, lighting, and watching, and otherwise improving the Town of Sheffield in the County of York*, it is enacted, that no Person whomsoever shall be capable of acting as a Commissioner under the said Act during the Time he shall hold any Place of Profit or be under any Contract, or have any Share or Interest in any Contract, relating to the Execution of any of the Powers in the said Act: And whereas several of the Commissioners under the above-recited Act are Subscribers or Proprietors under this Act; be it therefore enacted, That nothing in the said recited Act contained shall extend or be construed

Restriction as to Commissioners acting under the Lighting Act modified.

to extend to disqualify any of the present Subscribers, or any Person who may or shall hereafter become a Subscriber to, or have any Share or Interest in the *Sheffield* Gas Light Company, from acting as a Commissioner in the Execution of any of the Powers of the said recited Act, save and except so far as relates to the making of any Contract with the said Gas Light Company.

Rights of Persons to light or pave Streets, &c. not to be affected.

LIX. Provided always, and be it further enacted, That nothing in this Act shall extend or be construed to defeat, abridge, obstruct, or in any Manner interfere with the Powers and Authorities of the Commissioners under the herein-before recited Act for cleansing, lighting, and watching and otherwise improving the said Town of *Sheffield*, or of any Trustees, Surveyors of Highways, or other Persons having the Controul, Direction, or Management of lighting or paving the said Town, or other Parts of the said Parish, or the Right of any Person or Persons whomsoever to make, enlarge, repair, or amend any Vault or Sewer under any Street within the said Town or Parish.

For protecting the Waterworks.

LX. And be it further enacted, That nothing herein contained shall extend or be construed to extend to authorize or empower the said *Sheffield* Gas Light Company, or any other Person or Persons, in any way whatsoever to interfere with or abridge the Rights or Privileges of any Person or Persons, Bodies Politic or Corporate, having any Right, Privilege, or Power to supply the Inhabitants of the said Town of *Sheffield* or the Neighbourhood thereof with Water; and the said *Sheffield* 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 Persons or Person, Bodies Politic or Corporate, or to the Pipes or Branches of any 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 *Sheffield* Gas Light Company, or any of their Agents, Servants, or Workmen; and the said *Sheffield* Gas Light Company shall and they are hereby required to pay the Amount of such Damage, Spoil, Injury, or Mischief on Demand: Provided, and it is hereby declared, that nothing herein contained shall extend or be construed to extend, to enlarge or diminish any of the Rights or Privileges which the said Persons or Person, Bodies Politic or Corporate, or any of them, may have or enjoy, of supplying the Inhabitants of the said Town and Parish of *Sheffield* with Water.

For the Protection of Water Pipes.

LXI. Whereas it is essential to the Health and Comfort of the Inhabitants of the Town and Parish of *Sheffield*, and of others resorting to and frequenting the same, that the fresh Water supplied to them should at all Times be preserved in a pure and wholesome State; and in order to prevent such Water from being impregnated with Gas from the Pipes to be laid and used for the Conveyance of Gas through the Streets and Places in the Town and Parish of *Sheffield* aforesaid, be it 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

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 the *Sheffield* Water Works, for conveying Water into, through, or about the Town and Parish of *Sheffield* aforesaid, 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 Twelve Hours previous Notice thereof in Writing to the Manager or Chief Clerk for the Time being of the Proprietors of the *Sheffield* Water Works, to be left at the Dwelling House or Office of the said Manager or Chief Clerk; 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 or Assigns, shall for each and every such Default forfeit and pay to the Manager or Chief Clerk for the Time being of the Proprietors for the Time being of the *Sheffield* Water Works, for the Use of the said Company of Proprietors, any Sum not exceeding Twenty Shillings, 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 West Riding of the County of *York*, and to be recovered in the same Manner as any Expences or Penalty under this Act may be recovered.

LXII. 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 Street, Square, Market Place, Lane, Alley, Passage, Court, or other Place in the Town and Parish of *Sheffield* aforesaid, shall be so laid at the greatest practicable Distance; and wherever the Width of the Carriage-way in such Street or Place will allow thereof, at the Distance of Four 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 the Company of Proprietors for the Time being of the *Sheffield* Water Works, for the Conveyance of Water in, under, through, along, across, or round any of the said Streets, Squares, Market Places, Lanes, Alleys, Passages, Courts, or other Places in the Parish or Town of *Sheffield* aforesaid, unless in Cases where it shall be unavoidably necessary to lay the Gas Pipes across any of the said Company's Water Pipes; in which Cases 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 Nine 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 Four Feet at least,

Gas Pipe to be laid Four Feet from Water Pipes and in a particular Manner.

least, where the Width of the 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 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 Twelve 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, Screws, or Joints connecting the Service Pipes with the Main Pipes, and all other Joints, Inlets, Apertures, or Openings therein, and for Six 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.

LXIII. 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 the Company of Proprietors for the Time being of the *Sheffield* Water Works to the Town and Parish of *Sheffield* aforesaid, 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 for the Time being of the said Company of Proprietors for the Time being of the *Sheffield* Water Works, 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 for the Time being of the Company of Proprietors for the Time being of the *Sheffield* Water Works, for the Use and Benefit of the same Proprietors, the Sum of Forty Shillings 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

recovered by Information on the Oath of Two credible Witnesses, to be exhibited by and in the Name of the Manager or Chief Clerk for the Time being of the Proprietors for the Time being of the *Sheffield* Water Works, against the said Gas Light Company, their Successors or Assigns, before any Justice of the Peace for the West Riding of the County of *York*, 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 such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties and Costs, when so levied, shall be paid to the Manager or Chief Clerk for the Time being of the Proprietors for the Time being of the *Sheffield* Water Works, for the Use of the said Proprietors: Provided nevertheless, that 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 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.

LXIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed or deemed or taken to extend, to extinguish, defeat, release, abridge, impeach, annul, prejudice, or destroy the Right, Title, or Interest of the Most Noble *Bernard Edward* Duke of *Norfolk*, Lord of the Manor of *Sheffield*, or the Lord of the Manor of *Sheffield* aforesaid for the Time being, of, in, or to the Seignories, Rights, Royalties, Franchises, Jurisdiction, Rents, Services, Liberties, Privileges, Powers, and Authorities appendant, appurtenant, incident, or belonging to the said Manor of *Sheffield*, or to any Rents, Tolls, Pickage, Stallage, Free Customs, Dues, Duties, Profits, or Advantages belonging, due, or in anywise appertaining to the said *Bernard Edward* Duke of *Norfolk*, Owner of the Fairs and Markets within the said Town of *Sheffield*, or the Owner of such Fairs and Markets for the Time being; but that the said *Bernard Edward* Duke of *Norfolk*, Lord of the said Manor, and the Lord of the said Manor for the Time being, shall have, hold, use, exercise, take, and enjoy all and every the Seignories, Rights, Royalties, Franchises, Pre-eminences, Jurisdictions, Rents, Services, Powers, Authorities, Liberties, Privileges, Advantages, and Emoluments whatsoever, to the said Manor belonging or incident, appendant, appurtenant, or usually exercised, holden, or enjoyed therewith; and the said *Bernard Edward* Duke of *Norfolk*, Owner of the said Fairs and Markets, and the Owner of the said Fairs and Markets for the Time being, shall and may demand, exact, take, and enjoy all such Rents, Tolls, Pickage, Stallage, Free Customs, Dues, Duties, Profits, and Advantages, with all Powers and Remedies for enforcing Payment thereof, in as full, ample, and beneficial a Manner, to all Intents and Purposes, as if this Act had not been made or passed, save as the same may be affected by the due and lawful Exercise of the Power hereby vested in the said Company of laying down Pipes for the Conveyance of Gas for lighting the said Town and Parish of *Sheffield*, or any Part thereof.

Saving the Rights of the Duke of Norfolk.

[Local.]

17 [G]

LXV. And

1498

58° GEORGII III. *Cap.*lxv.

Public Act.

LXV. 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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