



ANNO TERTIO

GEORGII IV. REGIS.

Cap. lxxx.

An Act to enlarge and amend an Act of His late Majesty, for lighting the City and Suburbs of *Glasgow* with Gas. [24th June 1822.]

WHEREAS an Act was passed in the Fifty-seventh Year of the Reign of His late Majesty, intituled *An Act for lighting the City and Suburbs of Glasgow with Gas ; and for other Purposes relating thereto* : And whereas the *Glasgow Gas Light Company*, incorporated by the said recited Act, were thereby authorized to raise the Sum of Forty thousand Pounds for the Purposes thereof, and to borrow a farther Sum of Ten thousand Pounds for the like Purposes : And whereas the said Company have raised and borrowed the said Sums, and have expended the same in the Purchase of Lands, and Erection of Buildings and Apparatus necessary for the Supply of the said City and Suburbs with Gas, and have afforded a large Supply of Gas to the said City and Suburbs : And whereas since the passing of the said Act, and the Establishment of the Works of the said Company, new Streets have been opened, and additional Buildings and Public Works, and Manufactories, have been erected in the said City and Suburbs, and a larger Supply of Gas has been required, whereby it has become necessary to enlarge the Works of the Company, and an additional Expence has thereby been incurred, and a still further Expence for the same Purpose will be required : And whereas, in order to defray such Expence, and repay the Money already borrowed, it is necessary that the said Company should be empowered to raise a

[Local.] 29 D further

Power to
raise a fur-
ther Capital
not exceed-
ing 40,000*l.*

further Sum of Money; and it is expedient that the Provisions of the said recited Act should be amended: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the *Glasgow Gas Light Company* to raise and contribute among themselves, or by the Admission of new Subscribers, in addition to the Money which they were authorized and empowered to raise by and under the said recited Act, any Sum or Sums of Money, not exceeding in the whole the farther Sum of Forty thousand Pounds Sterling, in such Proportions as they shall think fit; which said farther Sum or Sums, and every or any Part thereof, when raised, shall be laid out, in the first place, in paying the Expences of obtaining this Act, and then in carrying the Purposes of the said recited Act and of this Act into execution, and in paying off the aforesaid Debt of Ten thousand Pounds Sterling, or such Part thereof as the said Company, or their Committee of Management, shall find expedient; and such farther Sum or Sums shall be divided into Shares of Twenty-five Pounds each; and such new or additional Shares so to be created by virtue of this Act, and the several Shares made or created by virtue of the said recited Act, shall to all Intents and Purposes be and they are hereby declared to be consolidated, and to be one and the same Joint Stock and Property; and all Persons, Bodies Politic, Corporate, and Collegiate, and Parties whomsoever, and their several and respective Successors, Executors, Administrators, and Assigns, who have severally subscribed for One or more Share or Shares, and have paid such Sum or Sums of Money as have been called for or demanded under and by virtue of the said recited Act, or who shall severally subscribe for One or more additional Share or Shares, and pay such Sum or Sums of Money as shall be called for or demanded under and by virtue of this Act, shall respectively be entitled to and receive the entire and net Distribution of an equal and proportionate Part of the Profits or Advantages that shall or may arise or accrue by virtue of the said recited Act and this Act or either of them, from the said Undertaking; and all Persons, and Bodies Politic, Corporate, or Collegiate, and Parties whomsoever, who shall subscribe for, hold, or be entitled to any such new or additional Shares, shall be subject to the Provisions and Regulations of the said recited Act respecting the Payment of Subscriptions, in such and the same Manner in all respects as if they were or had been respectively Subscribers or Holders of original Shares under the said recited Act, and shall bear and pay a proportionate Sum towards carrying on the said Works respectively, in manner directed by the said recited Act or this Act.

New Shares
to be subject
to the Pro-
visions of the
former Act.

II. And be it further enacted, That all Persons and Bodies Politic, Corporate, or Collegiate, and Parties whomsoever, who shall be Proprietors or Proprietor of any Share or Shares which shall or may be created by virtue of this Act, shall be Members of the said Company, and shall be entitled to such and the same Privileges, Powers, and Advantages as are granted by the said recited Act to the Proprietors or Holders of Shares therein mentioned, and shall be subject to such and the same Rules, Regulations, Restrictions, Penalties, Forfeitures, and Payments, as in and by the said recited Act is expressed and contained of and concerning the original Shares created by virtue thereof, and of and concerning the

Holders or Proprietors of such original Shares of and in the said Undertaking ; and the Admission of all and every Person and Persons to any such new Share or Shares, by any Order or Resolution of the said Company, or their Committee of Management, shall be and be deemed to be a good and effectual Title for such Person or Persons thereto, and his, her, or their Executors, Administrators, or Assigns, on his, her, or their paying to the said Company, or their Treasurer or Collector for the Time being, the Sum or Sums of Money required to be paid for such Shares respectively, within the Time limited in such Order or Resolution for that Purpose : Provided always, that no Person becoming a Partner of the said Company, by subscribing and taking a Part of the additional Stock created by this Act, shall be entitled to vote at any General or Special Meeting of the said Company, in respect to any Share or Shares so created, until he, she, or they shall have paid up the whole Sums subscribed for the said Shares : Provided also, that such new 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.

III. And whereas by the said recited Act it was provided and enacted that every Proprietor of One or more Shares in the said Undertaking should have a Vote for every such Share, but not exceeding Ten Votes in the whole, although possessed of more than Ten Shares in the said Undertaking : And whereas by this present Act the said Company of Proprietors are entitled to increase their Stock, and it is therefore proper to increase the Power of voting proportionally to the Increase of the said Stock ; be it therefore enacted, That every Body Politic, Corporate, or Collegiate, and every Person, holding Shares in the said Undertaking under the foresaid recited Act, or becoming a Holder of Shares in the said Undertaking under this present Act, and his, her, or their respective Successors, Executors, Administrators, and Assigns, who shall be present at the stated General Assemblies and Special General Assemblies to be held as therein and herein appointed, shall have a Vote for every such Share, but not exceeding Twenty Votes in the whole, instead of Ten Votes, as in the said recited Act provided, although possessed of more than Twenty Shares in the said Undertaking ; and every Body Politic, Corporate, or Collegiate, and every Person, holding Shares in the said Undertaking under the said recited Act, or becoming a Holder of Shares in the said Undertaking under this Act, his, her, or their respective Successors, Executors, Administrators, and Assigns, who cannot attend such stated General Assemblies and Special General Assemblies, shall have a Vote for every such Share, but not exceeding Twenty Votes in the whole, although possessed of more than Twenty Shares in the said Undertaking, by his, her, or their Proxy or Proxies, constituted under the Seal of such Body Politic, Corporate, or Collegiate, or the Hand of such other Person, every such Proxy being a Proprietor in the said Undertaking ; and every such Vote by Proxy shall be as good and sufficient, to all Intents and Purposes, as if such Principal had voted in Person ; and every Question, Matter, and Thing which shall be proposed, discussed, or considered in any stated General Assembly, or any Special General Assembly of the said Company of Proprietors, shall be determined by a Majority of Votes and Proxies then present, computing One Vote to every Share, no Proprietor having more than Twenty Votes, in manner herein before provided ; and the Appointment of such Proxies

Regulating
voting.

Proxies shall and may be made according to the Form and Manner directed by the said recited Act.

Provision for Contingencies and Division of Profits.

IV. And whereas by the said recited Act it was provided and enacted, that such a Sum as the Committee of Management of the said Company should think proper, not being less than Two thousand Pounds, should be set apart out of the Profits to arise from the said Undertaking, to answer Contingencies, before any Dividends should be made among the said Proprietors of any Part of the said Profits: And whereas, in consequence of the Extension of the Works, and the increased Risk arising therefrom, it is expedient that the said Sum to be set apart for answering Contingencies should be increased; be it therefore enacted, That in place of the Sum provided by the said recited Act to be so set apart, that such a Sum as the said Committee of Management shall think proper, not being less than Five thousand Pounds, be set apart to answer Contingencies, either out of the Profits to arise from the said Undertaking, or out of the Money that shall be raised from the Persons who shall become Subscribers to the Stock created by this Act; and such Sum so set apart shall be lodged in the Banks specified in the said recited Act, or invested in Government Securities, or lent out at Interest upon Real Security, to be approved by the said Committee of Management; and the Dividends or Interest thereof, as well as the yearly Profits to arise from the said Undertaking, shall be divided among the several Proprietors of the said Company, according to the Shares which they severally hold in the said Undertaking.

General Meetings may be called on the Third Monday of January yearly.

V. And be it further enacted, That, in addition to the General Meeting appointed to be held by the before-recited Act upon the Third *Monday of July* every Year, it shall be in the Power of the Committee of Management, or their Quorum, if they think proper, to call another General Meeting on the Third *Monday of January* yearly, and that by giving public Notice thereof, in the same Manner as is provided by the said recited Act to be given of the General Yearly Meeting in the Month of *July*; and which General Meeting so eventually called in the Month of *January* shall be subject to the whole Provisions and Regulations, and shall be entitled to exercise the whole Powers, that are by the before-recited Act conferred on or committed to the General Meetings held in the Month of *July*.

Penalty on Company for conveying Washings into any River, Stream, &c.

VI. Provided always, and be it further enacted, That if the said Gas Light Company shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow, any Washings or other waste Liquids, Substances, or Things whatsoever, which shall arise or be produced in the Prosecution of the Works of the said Gas Light Company, into any River, Brook, or Running Stream, Reservoir, Aqueduct, Feeder, Pond, or Spring Head, or into any Drain, Sewer, or Ditch communicating therewith, or do or cause to be done any Annoyance, Act, or Thing to the Water contained in any such River, Brook, or Running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, or Spring Head, Drain, Sewer, or Ditch, whereby the said Water or any Part thereof shall or may be soiled, fouled, or corrupted, then in each and in every such Case the said Gas Light Company shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and recovered by summary Complaint in the Court of

of Session; and the whole of such Penalty shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Twelve Calendar Months from the Time such Annoyance, Act, and Thing shall have ceased and determined: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall or shall not be recovered, in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things shall be drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any River, Brook, or Running Stream, or any Reservoir, Aqueduct, Waterway, Feeder, Pond, or Spring Head, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given to the said Gas Light Company, and the said Gas Light Company shall not, within Twenty-four Hours after such Notice shall have been given to them as aforesaid, stop, hinder, or prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Act, or Thing from being done as aforesaid, then and in every such Case the said Gas Light Company shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Act, or Thing shall be so done or caused to be done as aforesaid; and such last-mentioned Penalty shall and may be recovered, levied, and applied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered, levied, and applied.

VII. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up by the said Company in pursuance of the said recited Act or of this Act, the said Company shall at their own Expence, immediately after receiving Notice, by Parol or in Writing, (to be left or given at their Office or usual Place of transacting their Business,) of any such Escape of Gas, from any Inhabitant or Inhabitants whomsoever of the said City of *Glasgow* or Suburbs, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Company shall not within Twenty-four Hours after such Notice by Parol or in Writing being given of any such Escape of Gas effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Company shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every Day after the Expiration of Twenty-four Hours from the Time of giving any such Notice during which the Gas shall be suffered to escape as aforesaid; which Penalty shall be from Time to Time recoverable in a summary Way, on the Oath or Affirmation of One or more credible Witness or Witnesses, before One or more of the Magistrates of the said City of *Glasgow*, or Justice or Justices of the Peace for the said County of *Lanark*, as the Case

Stopping the
Escape of
Gas.

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may

may require, and shall and may be recovered, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company, by the Warrant of any such Magistrate or Magistrates, Justice or Justices of the Peace as aforesaid, to be granted in like Manner and subject to the like Provisions as are by the said recited Act directed touching other Penalties to be recovered from the said Company.

Company's
Recourse.

VIII. Provided always, and be it enacted, That if such Escape shall be or arise from any Pipe or Pipes laid by any Person or Persons in virtue of the said recited Act, to communicate with the Pipes of the said Company, the said Company shall and may, within Three Hours of receiving such Notice as aforesaid, give the like Notice to such Person or Persons; and if such Person or Persons fail to stop such Escape, and remove such Cause of Complaint as aforesaid, so that the said Company shall either incur Expence in stopping such Escape, or pay any Penalty for Failure so to do through the Neglect or Fault of such Person or Persons, it shall and may be lawful for the said Company to recover such Expence and Penalty from such Person or Persons in the like summary Manner, to be applied to the same Purposes as is herein-before directed.

Penalty on
Persons re-
moving Pipes
without
Notice.

IX. And whereas by the said recited Act such of the Inhabitants of *Glasgow* as are desirous of being supplied with Gas are authorized, on agreeing with the said Company for such Supply, to lay Pipes from the respective Houses and other Places to be so supplied, communicating with the Pipes of the said Company in manner in the said Act mentioned, and again to remove such Pipes and the Cocks thereto belonging, upon giving Notice of Forty-eight Hours to the said Company of their Intention so to do: And whereas great Inconvenience and Risk has been and may be occasioned by so removing such Pipes without such Notice; be it therefore enacted, That any Person or Persons who shall remove his, her, or their Pipe or Pipes without such Notice as aforesaid shall forfeit and pay to the said Company for every such Offence a Sum not exceeding Forty Shillings, to be recovered and applied in the same Manner as the other Penalties are by the said Act or this Act appointed to be levied and applied over and above any Damage that may arise in consequence of such Neglect.

57 G. 3. and
this Act to
be construed
as one Act.

X. And be it further enacted, That all the Powers, Authorities, Provisions, Regulations, Directions, Privileges, Penalties, Forfeitures, Clauses, Restrictions, Matters, and Things whatsoever contained in the said recited Act, so far as the same are not altered or varied by this Act, shall extend and be construed to extend, and operate and be in force, with respect to the Sum of Money allowed to be raised, and to the additional Shares to be made or created under this Act, and also with respect to all Matters and Things whatsoever which may happen or arise in the Execution of this Act, and shall or may be put in execution for the Purposes of this Act, as fully and effectually, to all Intents and Purposes, as if the same and every Part thereof were repeated and re-enacted in this Act, and were made Part thereof; and the said recited Act and this Act shall, as to all Matters and Things whatsoever, except as aforesaid, be construed as one Act.

XI. And

XI. 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. Public Act.

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