



ANNO QUARTO

GEORGIIV. REGIS.

Cap. cii.

An Act for lighting with Oil Gas the City of *Bristol*, and the Parish of *Clifton* in the County of *Gloucester*, and certain Parishes adjacent thereto. [17th June 1823.]

WHEREAS the City of *Bristol*, and the Parishes adjacent thereto, that is to say, the Parishes of *Clifton*, *Saint James*, *Westbury-upon-Trym*, *Saint Paul*, and *Saint Philip and Jacob*, in the County of *Gloucester*, and the Parish of *Bedminster* in the County of *Somerset*, are large and populous, and the said Parish of *Clifton* is wholly without, and considerable Parts of the said other Parishes are either wholly without, or have insufficient public Lamps or Lights in the Streets, Highways, and other public Passages and Places therein, and it would be of great public Advantage to the Citizens and Inhabitants thereof respectively, if the same were better lighted, and of great Advantage to the Inhabitants of the said City and Parishes adjacent, if they had the Means of obtaining Gas made from other Materials than Coal, for lighting their Houses and Shops: And whereas Inflammable Air or Gas may be procured from Oil and other Materials besides Coal, and the same Air or Gas, being conveyed by means of Pipes and Tubes, may be beneficially applied and used in lighting the said Streets, Highways, public Passages, and Places, and also Churches, Chapels, Shops, Warehouses, Manufactories, Buildings, Private Houses, and Places, in the said City and Parishes: And whereas the several Persons herein-after named, together with other Persons, are

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willing to supply such Air or Gas for the Purpose aforesaid, and desirous of erecting proper Works, and laying down Pipes, and completing all proper Preparations for affording such Air or Gas and Light to the Inhabitants of such Places as aforesaid, or such of them as may be desirous of obtaining the same; but the same cannot be effected but by the Aid of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That Sir *Edmund Cradock Hartopp* Baronet, Admiral *Thomas Wolley*, Admiral *Sotheby*, Lieutenant General *Robert Browne*, Major General *Nedham*, Major General *Dick*, *Levi Ames*, *Abraham Alexander*, *Robert Baker*, *Henry Ball*, *Henry Ball the younger*, *John Bangley*, *Frederick Kentucky Barnes*, *Stephen Burton*, *John Burton*, *Bartholemew Barry*, *Alfred Grey*, *Harford Battersby*, *Richard Bedford Clerk*, *John Berry*, *William Black*, *Nathaniel Bridges* Doctor in Divinity, *John Bryant*, *James Burt*, *Phineas Bury*, *William Bulgin*, *Henry Bush*, *Thomas Camplin*, *Thomas Carlisle*, *John Carter*, *Michael Hinton Castle*, *Thomas Castle*, *Stephen Cave*, Captain *Cogblan*, *Joseph Cook*, *John Thomas Cooper*, *John Coulson*, *John Brent Cross*, *Hugh William Danson*, *George Daubeny*, *Henry Davis the younger*, *Richard Davis*, *William Davies*, *Thomas Lyddon Edwards*, *John Bishop Estlen*, *John Evans*, *John Mullet Evans*, *Mary Evans*, *John Ferry*, *George Fisher*, *Francis Fisher*, *Robert Fiske*, *Thomas Frampton*, *Samuel Lund Fry*, *Zephaniah Fry*, *James George*, *John Gevers*, *James Gibbs*, *John Joseph Goodenough* Doctor in Divinity, *Charles Granger*, *John Green*, *William Greenfield*, *Samuel Guppy*, *John Mathew Gutch*, *Robert Harding*, *John Hare the younger*, *Edward Harley*, *Charlotte Houghton*, *John Howell* Doctor of Medicine, *John Hurle the younger*, *William Hurle*, *George Jones*, *William Jones*, *Joseph James Kelson*, *Jacob Keyser*, *Stephen Kimberley*, *Elizabeth Lander*, *William Lander*, *Robert Lax*, *John Loftus*, *Thomas Lucas*, *Thomas Luce the younger*, *George Lunell*, *Samuel Lunell*, *James Lyon*, *George Marling*, *Philip Masey*, *Peter Maze*, *William Medlicott*, *Abraham Meredith*, *John Mercer*, *John Mereweather*, *William Miles*, *Charles Morgan*, *George King Morgan*, *Susannah Morgan*, *William Mortimer*, *Edward Mountague*, *William Mullowny*, *John Nattriss*, *James Norton*, *Benjamin Ogden*, *Charles Payne*, *William Peck*, *Charles Pinney*, *Richard Poole*, *George Powell*, *John Price*, *Henry Cruger Price*, *James Coles Prichard* Doctor of Medicine, *Benjamin Ralph*, *Robert Rankin*, *Robert Rankin*, *Thomas Ransford*, *Joseph Rider*, *Thomas Richards*, *William Richardson*, *William Ringer*, *Thomas Roblyn*, *Benjamin Sangar*, *Philip Sanson*, *Charles Savery*, *John Sevier*, *Jemima Sims*, *Mary Smart*, *William Stock*, *Jane Surr*, *Charles Taylor*, *George Taylor*, *John Taylor* Doctor of Medicine, *Edward Thomas*, *Thomas Thorne*, *Henry Tripp*, *Laban Tyler*, *John Vaughan*, *Josiah Wade*, *John Warne*, *Samuel Warre*, *Henry Weare*, *Charles Whitting*, *William Williams*, *Andrew Winter*, *Thomas Wintle*, *William Wyman*, *Joseph Young*, and all and every such other Person or Persons as shall from Time to Time 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 Bristol and Clifton Oil Gas 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,

*Company
incorporated.

Their Style
and Powers.

and shall and may prosecute any Person or Persons who shall commit any Felony, Misdemeanor, or other Offence punishable by the Laws of this Realm; and that the said Company shall be established for the Purpose of producing Inflammable Air or Gas from Oil, and any other Materials, (except Coal, Coke, or other Products or Residuum of Coal) for lighting with Gas the City of *Bristol*, and the several Parishes of *Clifton*, *Saint James*, *Westbury-upon-Trym*, *Saint Paul*, and *Saint Philip and Jacob*, in the County of *Gloucester*, and the Parish of *Bedminster* in the County of *Somerset*, or any or either of them, or any Part or Parts thereof respectively; and shall have full Power to enter into any Contracts with the Commissioners for executing an Act passed in the Forty-sixth Year of the Reign of His late Majesty, intituled *An Act for amending, altering, and enlarging the Powers of several Acts passed for paving, pitching, cleansing, and lighting the Streets and other Places within the City of Bristol, and Liberties thereof*, or with any other Persons having the Controul, Direction, or Management of the lighting of the said City of *Bristol*, or of any of the Parishes or other Places therein, or of any of the said Parishes or Places adjacent thereto, that is to say, the several Parishes of *Clifton*, *Saint James*, *Westbury-upon-Trym*, *Saint Paul*, and *Saint Philip and Jacob*, in the County of *Gloucester*, and the Parish of *Bedminster* in the County of *Somerset*, or any or either of them, or any Part or Parts thereof respectively, or with the Churchwardens, Overseers of the Poor, Trustee or Trustees, Vestry, Surveyor of the Highways, or Officers of or belonging to the said City or Parishes, or any or either of them, Trustees or Commissioners of any Turnpike Road, Parish, or private Road or Highway, acting within the said City and Parishes, or any or either of them, or with any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, willing and desirous of contracting with the said Company, for the lighting of any such Parishes or Places, or any Streets, Squares, Market Places, Courts, Yards, Passages, Docks, Quays, Highways, Roads, Lanes, or any public Places or Buildings, or any Manufactories, or private Houses or Buildings within the said City, Liberties, Precincts, Parishes, or Places, or any or either of them; and to sell and dispose of all or any Materials or Substances made, produced, arising, or used in the making of such Gas, under such Conditions, Limitations, and Restrictions as are herein-after expressed: Provided always, nevertheless, that it shall be lawful for the said Company to use and employ in the Retorts or other Vessels, Coke perfectly carbonized for the Purpose only of the more complete and perfect Decomposition of the Oil used for producing such Inflammable Air or Gas: Provided always, that in case the said Company shall use and employ any Coal, Coke, or other Products or Residuum of Coal, for the Purpose of producing Inflammable Air or Gas for the Purposes of this Act, except as herein-before mentioned, they the said Company shall forfeit and pay for every Day on which any such Coal, Coke, Products, or Residuum as aforesaid, shall be so used and employed for the Purpose aforesaid, the Sum of Five Pounds, to be recovered and applied in like Manner as other Penalties are herein-after directed to be recovered and applied.

II. 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 Thirty thousand Pounds Sterling; and that the said Sum of Thirty thousand Pounds shall be divided into Shares of Twenty-five

Capital not to exceed 30,000*l.* in Shares of 25*l.* each, and to be Personal Estate.

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.

20,000*l.* to be subscribed before any Powers of Act are exercised.

III. And whereas the probable Expence of carrying the present Purposes of this Act into Execution will amount to the Sum of Twenty thousand Pounds or thereabouts; be it therefore further enacted, That the said Company shall not be authorized to exercise any of the Powers granted under this Act, until such Time as the Sum of Twenty thousand Pounds shall have been subscribed.

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

IV. And be it further enacted, That all and every Person or Persons by or for whom any Subscription or Subscriptions shall be or has or have been made or accepted, or by or for whom any Payment or Payments shall be made pursuant to the Orders of any Meeting or Meetings to be held for that Purpose by the Committee of Management, to be appointed as herein-after mentioned, for or towards the raising of the said Capital Sum of Thirty thousand Pounds as aforesaid, his her, or their Executors, Administrators, and Assigns respectively (no such Subscription being less than the Sum of Twenty-five Pounds) shall have and be entitled to a Share of and in the said Capital or 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 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.

Limitation of Profit.

V. Provided always, and be it further enacted, That the clear Profits to be received by Members of the said Company from the said Undertaking shall never exceed the Sum of Two Pounds Ten Shillings *per Annum* upon each Share of Twenty-five Pounds; and in order to ascertain the Amount of the clear Profits of the said Undertaking, the said Company shall and are hereby required, within One Calendar Month after the First Day of *March* in each Year after the passing of this Act, to cause a true and particular Account to be kept, and annually made up to the First *Thursday* in the Month of *September*, of the Money collected or received by them, or for their Use, by virtue of this Act, and the Expenditure by and Charges upon the said Company; and of the clear Profits of the said Undertaking, after deducting all such Expenditure and Charges, shall at any Time amount to a larger Sum of Money than shall be sufficient, after making up and supplying all Losses and Deficiencies which may have happened, or which may be in the Capital Stock of the said Company, to make a Distribution of such Profits amongst the said Proprietors of Two Pounds Ten Shillings *per Annum* upon every such Share, such Percentage to be computed and take place from the Time of passing this Act, then and in such Case the Excess or Surplus which shall be more than sufficient for the Purposes aforesaid, shall from Time to Time be placed in the Hands of such Person or Persons, or on such Government or other Security or Securities, to answer any Deficiencies that may happen in the next or any succeeding Year or Years, as the said Company shall for that Purpose order or direct, until such Excess or Surplus shall amount to the Sum of Seven thousand and five hundred Pounds; and any Interest or Dividends of such Sum or Sums so to be invested, shall be applied in like
Manner

Manner as the Monies to be received by or for the Use of the said Company by virtue of this Act are to be paid or applied; and the total Amount of every such annual Account as aforesaid, together with an Account of the Dividends and Interest to be from Time to Time received on all such Money so to be placed out as aforesaid, shall be laid before any Two or more Justices of the Peace acting for the said City, or either of the said Counties, who shall not be interested in the said Undertaking, within Two Calendar Months next after the making up of such annual Account, to be made up the Day aforesaid, which said Justices shall have Power and Authority, if they shall deem it necessary, to require the said Company to produce the Books of Account of the said Company, for the Satisfaction of the said Justices; and the said Company are hereby required, upon a Requisition in Writing for that Purpose signed by such Two Justices, to produce such Books, at such Time and Place as shall be mentioned in such Requisition; and if it shall appear that the clear Profits of the said Undertaking exceeding such Dividends and Interest, after paying the full Sum of Two Pounds Ten Shillings *per Annum* upon every Share for the Proportion of the Profits of the said Undertaking due on account of such Share, making up and supplying all Losses and Deficiencies in the said Capital Stock, and such Sum shall have been so vested, shall upon the Average of Three Years then next preceding have exceeded the Rate of Two Pounds Ten shillings *per Annum* upon every such Share, then and in every such Case the said Company shall pay such Surplus of the said clear Profits, Dividends, and Interest to the said Commissioners for paving, pitching, cleansing, and lighting the said City, to be by them applied and disposed of towards and in aid of any Rate or Assessment, Rates or Assessments made or to be made under the said Act, any thing in this Act to the contrary notwithstanding; and that the said Company shall cause a true and exact Copy of such annual Account to be delivered to the said Commissioners Fourteen Days prior to the same being exhibited to the said Justices.

VI. And be it further enacted, That the Messuages, Lands, Tenements, and Hereditaments, Manufactories, Gasometers, Machinery, Apparatus, and Works of the said Company, shall be liable and answerable for the just Debts and Demands of the Creditors of the said Company; and that the several Persons composing the said Company shall severally and respectively stand responsible and answerable for all just Debts and Demands of the said Company to the full Amount of their several and respective Shares in the Capital of the said Joint Stock, but not further or otherwise: Provided always, that whenever Two or more Persons shall have jointly subscribed for, or shall be jointly possessed of, any One or more Share or Shares in the said Undertaking, such Persons shall severally and respectively, as well as jointly, be answerable for the whole Amount of such Share or Shares, but not further or otherwise as aforesaid.

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

VII. And be it further enacted, That the several Persons who have subscribed for and towards the said Undertaking, or who shall at any Time hereafter have or hold any Share or Shares in the same, shall and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed for, or such Parts or Portions thereof as shall from Time to Time be called for, pursuant to or by virtue of the Powers and Directions

To compel Payment of Subscriptions and Debts due from Proprietors.

[Local.]

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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 it shall and may be lawful to and for the said Company to sue for and recover the same, by Action of Debt or otherwise, in any of His Majesty's Courts of Record at *Westminster* or in the City of *Bristol*, together with lawful Interest for the same from such appointed Time of Payment, and all Costs of Suit, in case any of the said Subscribers or Proprietors shall neglect or refuse to pay the same, at such Times and in such Manner as shall be ordered and directed by the Committee of Management as aforesaid; and also, in like Manner to sue for every or any other Debt or Sum of Money, or Cause of Action, due, owing, or arising to the said Company, from any of the Subscribers or Proprietors aforesaid: Provided always, that in cases where Two or more Persons shall have jointly subscribed for, or be jointly possessed of any one or more Share or Shares in the said Undertaking, then the said Company shall and may sue for and recover the said Sum or Sums of Money so as aforesaid called for, in Manner and with Interest and Costs as before mentioned, from all, any, or either of such Persons.

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

VIII. And be it further enacted, That the said Company or their Committee of Management, appointed or to be appointed by virtue of this Act, shall and they are hereby required to cause the Names and Designations of the several Persons and Bodies Corporate and Politic, who have subscribed for or may at any Time hereafter subscribe for or be entitled to any Share or Shares in the said Undertaking, with the Number of such Share or Shares, and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by their Clerk; and after such Entry, a Certificate under the Common Seal of the said Company shall be signed by the Chairman and Clerk, and delivered to every Proprietor upon Demand, for and in respect of every Share he, she, or they may hold in the said Undertaking, specifying the Share or Shares to which he, she, or they is or are so entitled; and every 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.

For ascertaining the Proprietorship of Shares in certain Cases.

IX. And whereas Cases may happen where an original Holder or Proprietor of One or more Share or Shares in the said Undertaking shall die, become insolvent or bankrupt, or go out of the Kingdom, or shall transfer his or her Right and Interest to some other Person, and no Register shall have been made of the Transfer thereof with the Clerk of the said Company, and it may not be in the Power of the said Company, or any Officer acting for the said Company, to ascertain who is or are the Owner or Proprietor, or Owners or Proprietors of such Share or Shares, in order to give him, her, or them, or his, her, or their Executors, Administrators, Successors or Assigns, Notice or Notices of Calls to be made on such Share or Shares, or to maintain any Action or Actions, Suit, or other 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,

cessors, or Assigns, the Interest or Dividends to which he, she, or they may be entitled by virtue thereof; be it therefore enacted, That in all Cases where the Right and Property in One or more Share or Shares in the said Undertaking shall pass from the original Subscriber or Subscribers, or any Proprietor or Proprietors thereof, to any other Person or Persons, by any other legal Means than by a Transfer or Conveyance thereof, in the Form and Manner herein specified, an Affidavit shall be made and sworn to by Two credible Persons, before a Master or a Master Extraordinay of His Majesty's High Court of Chancery, or One of His Majesty's Justices of the Peace in and for the City of *Bristol*, County of *Gloucester*, or County of *Somerset*, 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 such Affidavit shall be transmitted to the Clerk of the said Company, to the Intent that he may enter and register the Name or Names of every such other Proprietor or Proprietors in the Register Book or List of Subscribers and Proprietors to the said Undertaking, to be kept in the Office of the Clerk to the said Company; and that in all or any of the said Cases, after One Calendar Month's Notice in Writing shall have been given by the said Clerk to the Owner or Owners, Person or Persons claiming by such Affidavit to be Owner or Owners thereof, or left at his, her, or their usual or last or reputed last 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 Proportions as aforesaid, it shall be lawful for the Subscribers and Proprietors, at any General Meeting after the Expiration of such Notice, to declare such Share or Shares to be forfeited, and 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 and Proprietors at any Meeting or Meetings shall direct, or otherwise become consolidated in the General Stock or Fund of the said Company.

X. 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);

Shares may be transferred.

Bristol and Clifton Oil Gas Company.

" I [or we, as the Case may be] of _____, in consideration of _____ paid to me, [or us, as the Case may be] by _____ do hereby bargain, sell, assign, and transfer to the said _____ the Sum of _____ Capital Stock of and in the Undertaking called "The *Bristol and Clifton Oil Gas Company*," being my Share [or, Shares,] (Number _____) in the said Undertaking, to hold to the said _____ Executors, Administrators, and Assigns, subject to the same Rules, Orders, and Restrictions, and on the same Conditions that I [or we, as the Case may be,] held the same immediately before the Execution hereof: And I, [or we, as the Case may be,] the said _____ do hereby agree to 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 _____

Form of Transfer.

And

Transfer to
be registered.

And every such Transfer shall be produced to the Clerk of the said Company, and 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 Two Shillings and Sixpence *per* Share, and no more, shall be paid to the Clerk or other Officer making the same; and a Copy of such Register, signed by the Clerk to 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 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 Profits and Advantage of the said Undertaking, 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.

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

XI. 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 until such Money so called for shall be paid, every such Sale or Transfer of any Share or Shares shall be void.

Committee
of Manage-
ment.

XII. And be it further enacted, That Sir *Edmund Cradock Hartopp* Baronet, Admiral *Thomas Wolley*, Lieutenant General *Robert Browne*, *Levi Ames*, *John Loudon M'Adam*, *Michael Hinton Castle*, *Hugh William Danson*, *Francis Fisher*, *George Fisher*, *John Matthew Gutch*, *Peter Maze*, *Charles Morgan*, *William Mortimer*, *William Mulloony*, *Charles Payne*, *Charles Pinney*, *James Coles Prichard* Doctor of Medicine, and *Henry Cruger Price*, shall be and they are hereby constituted and appointed the Committee of Management for managing the Affairs of the said Company, and shall continue in Office until the First Day of *March* next, and until others shall be appointed in their Stead in pursuance of this Act.

Regulations
of the Com-
pany as to
General
Meetings.

XIII. 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 at such Time and Place as the Committee of Management shall direct, within Thirty Days next after the passing of this Act, 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-after mentioned; and every such Assembly shall be styled a General Meeting, and Two such Meetings shall be held in every Year on the First *Thursday* in the Month of *March*, and the First *Thursday* in the Month of *September*, or within Ten Days thereof respectively, which shall be styled Half-yearly General Meetings, and that Ten or more Members of the said Company, holding in the
Aggregate

Aggregate Fifty Shares or upwards in the said Joint Stock, may at any Time, by Notice in Writing under their Hands, left at the Office of the said Company, require the Clerk for the Time being to call a Special General Meeting, so as such Requisition fully express the Object for which such Meeting is required to be called, and which Meeting such Clerk is hereby authorized and required forthwith to call, by sending a Copy of such Requisition by the Post to each Member of the said Company, and giving at least Ten Days previous Notice of the Time and Place where such Meeting is intended to be held; and in case of the Neglect or Refusal of the said Clerk to call such Meeting, the same may be called by the said Members as herein-after is expressed, 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 Ten Days Notice of every General Meeting, and Three Days previous Notice of every Adjournment of any General Meeting shall be given: Provided always, 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 otherwise provided for, shall be given to the said several Proprietors, or to such individual Proprietor respectively, by Letters from the Clerk of the said Company, sent by the Post to each and every of the said Proprietors entitled to vote at such Meetings respectively, or to the individual Proprietors entitled to such Notice (as the Case may be); and that such Notices shall be deemed and considered the same as personal Service.

XIV. And be it further enacted, That in case the Clerk for the Time being shall refuse or neglect, for the Space of Six Days, to comply with any Requisition signed by Ten or more Members holding in the Aggregate Fifty Shares or upwards, directing him to call a Special General Meeting, as herein-before mentioned, then and in such Case it shall be lawful for the Members who shall have signed the same to call a Special Meeting of the Company, by Advertisement in Two or more of the *Bristol* Newspapers, specifying the Place where and the Time when such Meeting is to be held, the Time not being less than Ten Days after such Notice, and the Place somewhere in the said City of *Bristol*; and the Decision and Determination of the Proprietors present at such Meeting, or the major Part of them, according to the Number of Votes they shall have a Right to give respecting such Matter or Matters, shall be as valid to all Intents and Purposes as if the same had been made at a General Meeting of the said Company.

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

XV. And be it further enacted, That all and every Person or Persons who shall have subscribed for, or become entitled to, and be in the actual Possession of One or more Share or Shares in the said Undertaking, shall have a Vote or Votes in respect of every Share or Shares not exceeding Five at the General and Special Meetings of the said Company, to be held for carrying on the said Undertaking, or for any Purposes relative thereto; but no Person shall be entitled to be present, or to give any Vote at such Meeting or Meetings, unless he shall have subscribed for at least One Share in the Joint Stock of the said Company at the Time of the passing of this Act, or unless he shall afterwards have been entitled to or continued possessed of at least One Share in the said Joint Stock, for at least Three Calendar Months before such Meeting; nor shall any

Proprietors to vote according to the Number of their Shares.

Person be entitled to vote in respect of any Share or Shares after a Day appointed for Payment of any Call or Calls by the said Committee of Management, as herein-before mentioned, until such Call or Calls shall have been paid: Provided also, that no Person shall 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 anywise interested other than as a Subscriber or Subscribers, Proprietor or Proprietors, to or of the said Undertaking.

Shares standing in the Names of more than One Person, the Person whose Name stands first shall, for all the Purposes of this Act, be deemed the Owner.

XVI. And be it further enacted, That when any Share or Shares in the said Joint Stock shall be the Property of more than One Person, the Owner or Proprietor whose Name shall have been entered first in Order in the Books of the said Company shall, for all the Purposes of this Act, be deemed and taken to be the Owner or Proprietor of such Share or Shares; and all Notices required to be given to the Owner or Proprietor of any Share or Shares in the said Undertaking shall and may be given to or served upon such Person whose Name shall so stand first in Order in the Books of the said Company; and such Service upon such Person shall be deemed and taken to be a Service upon all the Owners or Proprietors of such Share or Shares, for all the Purposes for which such Service is intended to be made upon the Owner or Proprietor of any Share or Shares, and such Person shall be entitled to any Vote or Votes which may be given in respect of such Share or Shares.

Empowering Females and Non-residents to vote by Proxy.

XVII. And be it further enacted, That every Female being a Proprietor of a Share or Shares in the said Undertaking, and all other Proprietors whose Residence exceeds the Distance of Ten Miles from the City of *Bristol*, shall have full Power and Authority to give his or her Vote or Votes, at any General or Special Meeting of the said Company, either in Person or by Proxy, every such Proxy being a Member of the said Company entitled to vote: Provided always, that every Instrument by which such Proxy shall be appointed shall be presented at the Office of the said Company at least One Day previous to the same being used, that it may be registered in a Book to be kept for that Purpose by the Clerk, and no Person shall deliver in Proxies for more than One Proprietor: Provided also, that the Appointment of such Proxies may be made in the Form following; that is to say,

Form of Proxy.

‘ I , being a Member or Proprietor of and in the
 ‘ *Bristol and Clifton Oil Gas Company*, do hereby nominate, con-
 ‘ stitute, and appoint *C. D.* 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 Meeting of the said Company, in
 ‘ such Manner as he the said *C. D.* shall think proper, according to his
 ‘ Opinion and Judgment, for the Benefit of the said Undertaking, or
 ‘ any thing relating thereto. In witness whereof I have hereunto set
 ‘ my Hand, the Day of One thousand
 ‘ eight hundred and

Regulations of General Meetings.

XVIII. And be it further enacted, That at every General Meeting a Chairman shall be appointed by the Members present, and all Questions shall be decided by a Majority of Votes of the Proprietors and Proxies attending, and not declining to vote, according to their respective Number

of Votes ; and upon any Difference of Opinion, any Member may require such Votes to be taken by Ballot, but no Ballot shall be kept open longer than One Hour, and that on any Question whenever the Number of Votes, including the Vote or Votes of the Chairman, shall be equal, such Chairman shall have another and decisive or casting Vote ; and the Orders and Proceedings of every General Meeting, and of every Meeting of the Committee of Management, shall be entered by the Clerk in a Book or Books to be kept for that Purpose ; and such Orders and Proceedings so entered and signed by the Clerk of the said Company, or by the Chairman of each respective Meeting, shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in all Courts and Places whatsoever, and by and before all Judges, Justices, and others ; and that no Business shall be transacted at any Special General Meeting besides the Business for which it shall have been called ; and no other Business shall be transacted at any adjourned Special Meeting than the Business left unfinished at the Meeting from which such Adjournment took place.

XIX. And be it further enacted, That at the First General Meeting to be held within Thirty Days next after the passing of this Act, and at the Half-yearly General Meeting to be held in *March* in every Year, or some Adjournment thereof, the Members present shall elect some Person or Persons to be a Treasurer or Treasurers, and some other Person Clerk to the said Company ; and any General Meeting may from Time to Time dismiss, remove, or suspend such Treasurer or Clerk as they shall think fit, and appoint any other Person or Persons in his or their Stead ; and the said Offices of Treasurer and Clerk shall be annual Offices, and the Persons appointed to fill the same shall not be elected for a longer Period than One Year ; but such Appointments may be from Time to Time renewed at the Pleasure of such General Meeting, if they should be desirous of re-electing such Treasurer or Clerk.

General Meeting to elect the Treasurer and Clerk.

XX. Provided always, and be it further enacted, That it shall not be lawful for the said Company to appoint the Person or Persons who may be appointed their Clerk or Clerks in the Execution of this Act, or the Partner of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, the Treasurer or Treasurers for the Purposes of this Act, or to appoint the Person or Persons who may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, the Clerk or Clerks to the said Company ; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, shall accept the Office of Treasurer, or being the Partner of any such Treasurer or Treasurers shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under this Act other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same ; to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no

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

Essoign,

Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Service of
Committee.

XXI. And be it further enacted, That at the General Meeting held on the First *Thursday* in *March* One thousand eight hundred and twenty-four, or if there shall be no such Meeting at the General Meeting held next subsequent thereto, the first Four of the Members of the Committee of Management hereby nominated shall go out of Office, and Four Persons duly qualified shall in manner herein-after mentioned be elected and appointed Members of the said Committee; and at the General Meeting held on the First *Thursday* in *September* following, or if there shall be no such Meeting, at the General Meeting held next subsequent thereto, the next Four of the Members hereby nominated shall go out of Office, and their Places be supplied in like Manner; and at the General Meeting held on the First *Thursday* in *March* in the following Year, or if there shall be no such Meeting, at the General Meeting held next subsequent thereto, the next Four of the Members hereby nominated shall go out of Office, and their Places be supplied in like Manner; and at the General Meeting held on the First *Thursday* in *September* following, or if there shall be no such Meeting, at the General Meeting held next subsequent thereto, the last Six of the Members hereby nominated shall go out of Office, and their Places be supplied by an Election of Four of the Members of the said Company in like Manner; and at the Meetings held on the First *Thursdays* in *March* and *September* in every subsequent Year, or at the General Meeting held next subsequent thereto (as the Case may be), Four of the Members of the said Committee who shall have been longest in Office shall on each of the said Days go out of Office, and their Places be supplied in like Manner; and every such Election of Members of the said Committee of Management shall be made by Ballot, at some General Meeting of the said Company, to be held pursuant to the Directions of this Act.

Vacancies in
the Com-
mittee how
to be filled
up.

XXII. And be it further enacted, That when and so often as any Member or Members of the Committee of Management hereby nominated and appointed, or to be elected and appointed by virtue of this Act, shall die or become disqualified, or refuse or neglect to act, it shall be lawful for the said Company, at any Special Meeting or Meetings to be called or held for that Purpose, pursuant to the Directions of this Act, to elect and appoint some other Proprietor or Proprietors of Shares in the said Undertaking to be a Member or Members of the said Committee of Management; and every such Proprietor so elected and appointed to fill such Vacancy or Vacancies, and being duly qualified, shall continue in his or their several and respective Office and Offices so long as the Person or Persons in whose Place or Stead he or they was or were elected would have been entitled under the Provisions of this Act to have continued in Office, if such Death, Disqualification, Refusal, or Neglect had not happened.

Members not
to be re-
elected till
after the Ex-
piration of
the Term of
Service, &c.

XXIII. Provided always, and be it further enacted, That the Person or Persons who shall have served or acted upon the said Committee, and who by the Expiration of the Term of Service, Rotation, or otherwise, shall go out of Office, shall not be eligible to be re-elected to, or to serve or act as a Member or Members of the said Committee of Management, to supply any Places in the said Committee then vacant, or then be-
come

come vacant, but shall and may be eligible to supply any subsequent Vacancy.

XXIV. Provided always, and be it further enacted, That if any Person hereby nominated, or who shall be elected a Member of the said Committee of Management, shall either directly or indirectly be concerned in any Contract for any Article to be used or consumed by the said Company, or shall offer to take, and succeed in taking, or shall participate in any Manner in any Work to be done for the said Company, or shall at any Time cease to be a Proprietor of Four Shares in the said Undertaking, or shall refuse or neglect to attend any Meeting of the said Committee for the Space of Three Calendar Months, every such Person shall thereby be disqualified from acting or voting at such Committee, and shall cease to be a Member thereof.

Committeemen contracting for Work to cease to be Members thereof.

XXV. Provided always, and be it further enacted, That no Person shall be qualified to be elected a Member of the Committee, unless such Person shall have subscribed for or have been possessed of at least Four Shares in the said Undertaking, for the Space of Three Calendar Months previous to such Election, nor unless the said Number of Four Shares be entered and continue in the Name or Names of such Person or Persons respectively in the Books of the said Company.

Persons holding less than Four Shares disqualified.

XXVI. And be it further enacted, That at every Meeting of the Committee, a Chairman shall be elected by the Members present, and that all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Committee of Management, shall be decided and determined by the Majority in Number of the Members present (the Number present not being less than Five); 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, Five Members qualified to vote shall not attend, that then and in such Case the Meeting shall be adjourned to some future Day by the Member or Members then present, or if none be present, by the Clerk of the said Company, or such other Person as shall attend in his Place; and that any Two or more Members of the Committee may at any Time, when they shall think fit, call a Meeting of the Committee, by Notice in Writing signed by such Two or more Members, to be sent by the Post or otherwise, to the Residence or Address of every Member of such Committee.

Meetings of the Committee, and Regulations for their Proceedings.

XXVII. And be it further enacted, That the Committee of Management for the Time being shall have the Custody of the Common Seal of the said Company, and shall have full Power and Authority to meet, and adjourn from Time to Time and from Place to Place; and also at any Time to call Special and General Meetings of the said Company, for any Purpose they may think proper, and to appoint the Time and Place of holding General and Special Meetings; and to direct the Affairs and Business of the said Undertaking, as well in issuing, receiving, and laying out and disposing of all Sums of Money to be issued or received, laid out or disposed of, for the Purposes of the same, as in contracting for and

Power of Committee.

purchasing Messuages, Lands, Tenements, Hereditaments, Materials, Goods, and Chattels, for the Use of the said Undertaking, and entering into Contracts or Agreements for the lighting of the said City of *Bristol*, and the Parishes and Places aforesaid, or of any of such Streets, Roads, Highways, Docks, Quays, Squares, Courts, Yards, Lanes, Passages, and Places, Churches, Chapels, Shops, Houses, or Buildings as aforesaid; and in ordering, directing, and employing the Works and Workmen; and in selling and disposing of all Articles arising, produced, or used as aforesaid, and in making, enforcing, and rescinding all Contracts and Bargains touching and concerning the same; and in appointing or placing and displacing any Officer or Servant of the Company, with such Salary, Gratuity, or Recompence as to the said Committee shall seem proper (not being a Treasurer or Clerk of the said Company, who are to be elected and appointed at a General Meeting of the Company as herein mentioned), 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; and no Sum or Sums of Money shall be issued by the Treasurer or any 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 said Committee of Management for the Time being, and Four Members at least of the said Committee present at some Meeting of the said Committee of Management; and the said Committee of Management shall and may require such Security to be given to the said Company from any Treasurer, Clerk, Officer, or other Persons, for the faithful Execution of their Duties, as they may think proper; and the said Committee of Management shall give at least Ten Days Notice of every General Meeting, by public Advertisement in Two or more of the *Bristol* Newspapers, and shall give Three Days Notice of every adjourned General Meeting; and shall cause a Special General Meeting to be called within Fourteen Days next after any Vacancy shall happen in the Office of Treasurer or Clerk, or whenever by Death, Disqualification, or otherwise, the Committee of Management shall be reduced to Twelve in Number; and shall cause to be expressed in the Notices of every Special and adjourned General Meeting, the Objects for which such Meetings respectively are to be held.

Committee
to make
Calls.

XXVIII. Provided always, and be it further enacted, That the said Committee shall have full Power and Authority to make such Call or Calls for Money from the several Proprietors of Shares in 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 such Call do exceed the Sum of Five Pounds for or in respect of any One Share of Twenty-five Pounds, and so that no Call or Calls be made but at the Distance of Two Calendar Months at least from each other; and the Sum or several Sums of Money so to be called for, shall be paid into the Hands of the Treasurer to the said Company for the Time being, at such Time and Place as shall be appointed by such Committee, of which Time and Place Fourteen Days Notice at least shall be given, in such 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

refuse to pay his, her, or their Proportion of the Money so to be called for, during the Space of One Calendar Month next after the Time appointed for Payment thereof, then and in such Case it shall and may be lawful to and for the said Company, at some General or Special General Meeting to be held after such Neglect or Refusal, to declare all and every or any of the Share or Shares of such Person or Persons so neglecting or refusing as aforesaid to be forfeited, and all the Profit and Benefit thereof shall be vested in the said Company and their Assigns, to and for the Uses and Purposes of the said Undertaking: Provided always, that no Advantage shall be taken of such Forfeiture of any Share or Shares in the said Undertaking as aforesaid, until after Ten Days Notice shall be given by the Clerk to the said Company to the Owner or Owners thereof, or Notice in Writing left at his, her, or their usual or last Place of Abode; and that every such Forfeiture shall be an absolute Indemnification and Discharge to and for the Proprietor or Proprietors, 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.

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

The Company or Committee empowered to sell Shares that shall become vested in them by Default of Owners not paying the Calls thereon.

XXX. 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 aforesaid, without having made any sufficient Provision by Will or otherwise, how such Share or Shares shall be disposed of, and for the Payment or Payments then due or to become due, on account of any Call or Calls made or to be made in respect of such Share or Shares, that then and in such Case the Executors or Administrators of such Proprietor or Proprietors, and the Trustee or Trustees, Guardian or Guardians of any Infant or other Person

Executors, &c., indemnified in paying Calls.

Person entitled to the Estate and Effects of such Proprietor or Proprietors, shall be indemnified against such Infant and all other Persons whomsoever, for paying any Money which shall be called for as aforesaid, in respect of the Share or Shares of such deceased Proprietor or Proprietors.

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

XXXI. And be it further enacted, That any General Meeting or General Meetings specially called for that Purpose shall have full Power to call for and examine and settle the Accounts of the said Company; and that at every Half-yearly General Meeting or some Adjournment thereof, a Half-yearly Dividend or Dividends shall be made out of the Interest, Profits, or Advantages of the said Undertaking, unless such Meeting shall declare otherwise, and such Dividend or Dividends shall be at and after the Rate of so much for each Share held by the Members thereof in the Joint Stock of the said Company, as such Meeting or Meetings shall think fit to appoint and determine: Provided always, that no Dividend shall be made whereby the Capital of the said Company shall be in any Degree reduced or impaired, 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.

Power of General Meetings to make Bye-laws.

XXXII. And be it further enacted, That the said Company shall have Power and Authority from Time to Time, at any of their General Meetings, 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 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 Management of the said Undertaking in all Respects whatsoever; and from Time to Time to alter and repeal such Rules, Orders, and Bye-laws, or any of them, and to make others; and impose and inflict such reasonable Fines and Forfeitures upon all Persons, Members of, or Officers, Workmen, or Servants of the said Company, and other Persons to be employed in and about the Business and Affairs of the said Company, or in the Superintendence and Management of the said Undertaking, but no others, 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 General 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 printed, and be binding upon all such Persons, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same: Provided always, that such Rules, Orders and Bye-laws be not repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *England*, or any of the express Directions or Provisions of this Act: Provided also, that all such Rules, Orders, and Bye-laws shall be subject to Appeal in Manner by this Act directed; and that printed Copies thereof shall be affixed and continued in the Office, and at the principal Station or Stations of the said Company; and if any Person or Persons shall wilfully pull down, or damage or deface any Copy or Copies so fixed up, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

XXXIII. And be it further enacted, That it shall be lawful for the said Company to contract for, purchase, and hold, to them and their Successors, for the Purposes of this Act, any Messuages, Lands, Tenements, or Hereditaments situate in the said City of *Bristol*, or any Part thereof, or in the said several Parishes, or any or either of them; and also to sell and dispose of the said Messuages, Lands, Tenements, and Hereditaments, or any of them, as they may think proper, and purchase and hold other Messuages, Lands, Tenements, and Hereditaments for the Purposes aforesaid, (provided that the said Company do not at any one Time purchase or hold to them and their Successors as aforesaid, more than Nine Statute Acres in the Whole) without incurring 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.

XXXIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed, taken, or construed to extend, to authorize or empower the said Company, nor shall it be lawful for them to erect, build, or establish any Manufactory or Manufactories, Gasometer or Gasometers, or any other Building or Buildings, or Work or Works, used or necessary for the Purpose of creating or manufacturing Gas, within that Part of the City of *Bristol* bounded by the old Line of the Rivers *Avon* and *Frome* (now being Part of the Floating Harbour of *Bristol*) and the Communication of those Rivers by *Castle Ditch*, without the Consent and Approbation of the Justices of the Peace at some General Quarter Sessions of the Peace to be holden in and for the said City of *Bristol*, or at some Adjournment thereof, Ten Days previous Notice of such Application being given in all the *Bristol* Newspapers, on pain of forfeiting, for every Day such Manufactory or Manufactories, Gasometer or Gasometers, Building or Buildings, or Work or Works, shall be so used, the Sum of One hundred Pounds; to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, or Wager of Law, or more than One Impar lance shall be allowed; and the said Sum, when recovered, shall be paid to the Treasurer to the said Commissioners for the Purposes of the said Act.

Manufactory not to be erected within certain Limits.

XXXV. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life or in Fee Tail, General or Special, or for any Term or Terms of Years absolute or determinable on any Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and other Trustees whomsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their Cestuique Trusts respectively; whether Infants or Issue unborn, Lunatics, Idiots, 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 or Persons whomsoever, who are or shall be seised, possessed of, or interested in any Messuages, Lands, Tenements, or Hereditaments, or any Part thereof, to treat, contract, and agree with the said Company for the Sale thereof, or of any Part thereof, so that the same, so contracted for, do not exceed in the whole Nine Statute Acres, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and

Bodies Politic, &c. empowered to sell.

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, 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, Trust, Property, Claim, and Demand whatsoever of their said several and respective 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, or for any Term or Terms of Years absolute or determinable on any Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all and every other Persons and Person are and is and shall be hereby indemnified for what they, he, or she shall do or cause to be done by virtue and in pursuance of this Act.

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

XXXVI. And be it further enacted, That if any Money shall be contracted or agreed to be paid for any Messuages, Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Body Corporate, Collegiate, or Ecclesiastic, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, 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 *Bristol and Clifton Oil Gas Company*," together with the Name or Names of such Person or Persons as any Five 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 Messuages, 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 Messuages, Lands, Tenements, or Hereditaments, or affecting other Messuages, Lands, Tenements, or Hereditaments, standing and being settled therewith, to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the

said Court, in the Purchase of other Messuages, Lands, Tenements, and Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents and Purposes, and in the same Manner as the Messuages, Lands, Tenements and Hereditaments, which shall be purchased, taken, or used for the Purposes of this Act stood and were settled and limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined, and capable of taking Effect; and in the meantime and until such Purchase shall be made, the said Money shall, by Order of the said High Court of Chancery, upon Application made thereto as aforesaid, be invested by the said Accountant General in his Name, in the Purchase of Three Pounds *per Centum* Consolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce of the 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 Messuages, Lands, Tenements and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

XXXVII. Provided always, and be it further enacted, That if any Money so contracted or agreed to be paid for any Messuages, 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 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 Messuages, 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 said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be named by the Person or Persons making such Option, and approved by Five 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 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 when
less than
200l. and
exceeding
20l.

XXXVIII. 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 Messuages, 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

Directing
Application
of Purchase
Money not
exceeding
20l.

any Five or more of them, shall think fit; or in case of Infancy, Idiocy, or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use or Benefit of such Person or Persons so entitled respectively.

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

XXXIX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery in pursuance of this Act, for the Purchase of any Messuages, Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Messuages, Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Messuages, 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 Messuages, Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said High Court of Chancery; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made 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 Messuages, Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

Expences of Purchases may be allowed by the Court.

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

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

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

may at any Time or Times heretofore have been purchased or agreed to be purchased for the Purposes of the said Undertaking, shall, from and after the passing of this Act, in like Manner vest in the said Company for ever, for effecting the Uses and Purposes of this Act.

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

Sales and
Convey-
ances.

‘ I [or we, as the Case may be] of
 ‘ in Consideration of the Sum of
 ‘ to me [or us] paid by the *Bristol and Clifton Oil Gas Company*, estab-
 ‘ lished under or by virtue of an Act passed in the Fourth Year of the
 ‘ Reign of King *George* the Fourth, intituled, *An Act [here insert the*
 ‘ *Title of this Act]* do hereby grant and release [or, assign, as the Case
 ‘ may be], to the said Company, 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 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

Form of
Conveyance.

And every such Sale, Conveyance, and Assurance so made shall be good, valid, and effectual to all Intents and Purposes whatsoever, as to and against the Person or Persons making the same, and his, her, or their Cestuique Trusts, and all other Persons claiming or to claim by, from, under, or in Trust for him, her, or them respectively, or in Remainder, Reversion, or Expectancy as aforesaid; and the same shall be deemed and construed to bar the Dower and Dowery of the Wife and Wives of such Person and Persons, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and Persons claiming under them, as effectually as Fines or Common Recoveries would do if levied or suffered by the proper Parties in due Form of Law; any Law, Statute, Usage, or Custom to the contrary thereof notwithstanding.

XLIII. And be it further enacted, That it shall and may be lawful for the said Company to sell and dispose of, and by Indenture or Indentures under their Common Seal, to grant and convey by way of absolute Sale in Fee Simple or otherwise, for a Consideration in Money, all or any Part or Parts of the Messuages, Lands, Tenements and Hereditaments which may have been purchased by or become vested in them, and which shall not be wanted for the Purposes of this Act; and upon Payment of the Money which shall arise by or from the Sale or Sales of such Messuages, Lands, Tenements, or Hereditaments, or of any Part or Parts thereof, it shall and may be lawful for the Clerk for the Time being to the said Company, to sign and give a Receipt or Receipts for the Money for which the same shall be sold; which Receipt or Receipts shall be a sufficient Discharge or sufficient Discharges to any Person or Persons for the Money therein and thereby expressed or acknowledged to be received;

Resale of
Lands not
wanted.

[Local.]

27 B

and

and such Person or Persons having *bond fide* paid the same, shall not afterwards be answerable or accountable for any Loss, Misapplication, or Non-application of such Purchase Money, or any Part thereof.

Restraining
the Company
from pur-
chasing more
than Nine
Statute Acres
of Land from
incapacitated
Persons, &c.

XLIV. And whereas the said Company of Proprietors are enabled to purchase Nine Statute Acres of Land by virtue of this Act for the Purposes thereof, and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all other Persons whomsoever, are empowered to sell such Quantity or Number of Acres to the said Company: And whereas it is expedient to restrain the said Company from selling any such Lands so purchased from any Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for Charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees for or in behalf of Infants, Lunatics, Idiots, Femès Covert, Cestuique Trust, Tenants for Life or in Tail, and Persons to whom or for whose Benefit Lands are limited in strict Settlement, and other Persons being under legal Disability or Incapacity, and again purchasing other Lands from the same, or any other Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for Charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees or other Trustees for or in behalf of Infants, Lunatics, Idiots, Femès Covert, Cestuique Trust, Tenants for Life or in Tail, and Persons to whom or for whose Benefit Lands are limited in strict Settlement, and other Persons being under legal Disability or Incapacity, in lieu or stead of the Lands so sold; be it therefore enacted, That it shall not be lawful for the said Company of Proprietors to purchase from any Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for Charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees for or in behalf of Infants, Lunatics, Idiots, Femès Covert, Cestuique Trust, Tenants for Life or in Tail, and Persons to whom or for whose Benefit Lands are limited in strict Settlement, and other Persons being under legal Disability or Incapacity, more than such Nine Statute Acres; and in case the said Company shall afterwards sell the Whole or any Part of such Nine Statute Acres so purchased, it shall not be lawful for the said Company to purchase of or for the same, or any other Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for Charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees for or in behalf of Infants, Lunatics, Idiots, Femès Covert, Cestuique Trust, Tenants for Life or in Tail, Persons to whom or for whose Benefit Lands are limited in strict Settlement, and other Persons being under legal Disability or Incapacity, to sell to the said Company, any other Lands in lieu or instead of those Nine Statute Acres, or any Part thereof so sold or disposed of by the said Company.

Power to
break up the
Pavement
for laying
Pipes to the
Public
Lamps.

XLV. And be it further enacted, That if at any Time after the passing of this Act, the Commissioners acting under the said Act passed in the Forty-sixth Year of the Reign of His late Majesty King *George* the Third, or any Five of them, or the Trustees, or other Persons, Bodies Politic or Corporate, in whom, by any Act or Acts of Parliament or otherwise, the
Care,

Care, Superintendance, and Controul of lighting the said City, and the Docks, Quays, Streets, Squares, Courts, Yards, Lanes, Passages, Highways, Market Places, or public Places thereof, or any Part thereof, or of the several Parishes before-mentioned, or any or either of them, are or shall be vested, shall think fit to contract with the said Company to light the Public Lamps in the said Parishes or Places, Docks, Quays, Streets, Squares, Highways, public Market Places, Lanes, Passages or Places, or any of them, or any Part of them, by means of such Inflammable Air or Gas, then and in every such Case it shall be lawful for the said Company, with the Consent and Approbation, and under the Direction of such Commissioners or Trustees, or other Persons or Bodies, and under the Inspection of their respective Surveyors, such Consent being given in Writing under the Hands of the said Commissioners or Trustees, or any Five or more of them respectively, or under the Hand or Hands of their Clerk or Clerks, or other proper Officer or Officers, but not otherwise, subject to the Neglect of Consent and Appeal as herein-after mentioned, to break up the Soil and Pavement of any of the Roads, Highways, Docks, Quays, Streets, Squares, Courts, Yards, Lanes, Passages, and other Places within the said City of *Bristol*, or in the said several Parishes herein-before mentioned, or any or either of them, and to dig and sink Trenches and lay Pipes, and put Cocks, Syphons, Plugs or Branches from such Pipes, in such Places as aforesaid; and to cause to be erected Pillars, Pilasters, or other Apparatus to receive such Gas Lights, and to place, erect and fix the same against any Walls or other Places, in such Manner as shall be necessary for the Purpose of supplying any such Light or Gas to the Public Lamps as aforesaid; and from Time to Time, with such Approbation and also under such Direction and Inspection as aforesaid, subject as aforesaid, to alter the Position of, and to repair, relay and maintain such Pipes, Stopcocks, Syphons, Plugs and Branches, and to do all such other Acts, Matters, and Things as the said Company shall, with such Approbation and under such Direction and Inspection as aforesaid (subject as aforesaid) from Time to Time, find or think necessary and convenient for completing, amending, repairing, improving, and using the same.

XLVI. And be it further enacted, That it shall be lawful for the said Company and their Successors, and they are hereby fully authorized and empowered, by their Servants, Agents, Workmen and others, from Time to Time to make and erect such Retorts, Gasometers, Receivers, and other Buildings, Cisterns, Engines, Machines, or other Apparatus, Cuts, Drains, Sewers, Watercourses, Reservoirs, and other Works and Devices, and to sink and lay Pipes, and to erect and fix them against any Walls, of such Construction and in such Manner as the said Company shall think necessary or proper for carrying the Purposes of this Act into execution; and also to break up the Soil and Pavement of any Streets, Roads, Highways, Footpaths, Docks, Quays, Squares, Courts, Yards, Lanes, Passages and Places, or any private Grounds, or any Part of them, and to dig and sink Trenches and Drains, and lay Mains or Pipes, and put Stopcocks, Syphons, Plugs, or Branches from such Pipes in, under, across, and along such Places as aforesaid, and in such Manner as shall be necessary for the Purpose of carrying this Act into execution, or supplying any such Light as aforesaid, and from Time to Time to alter the Position of, and to repair, relay, and maintain such Pipes, Stopcocks, Syphons, and Plugs or Branches, and also to carry, fit up, and furnish any
Pipe

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

Pipe or Pipes, Cocks or Branches, or other necessary Apparatus, from any Main or Pipe laid in any Street, Road, Highway, Footpath, Dock, Quay, Square, Court, Yard, Lane, Passage or Place, by the said Company by virtue of this Act, in, to, or through any Dwelling House or Houses, Manufactories, or 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 or set up any such Machine or other Apparatus necessary or requisite for securing to any Dwelling House or Houses, Manufactories, or 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 and convenient for completing and amending, repairing, improving, supplying, and sustaining the same, provided a proper Compensation be made to the Parties respectively entitled to the same for any Damage done thereby: Provided also, nevertheless, that nothing herein contained shall authorize or empower the said Company to carry or lay any Main Pipe or Pipes, in, under, or upon any Part of the Turnpike Roads, or Parish Roads or Highways, if the said Main Pipe or Pipes can be well laid and sunk, in, under, or upon the Footpaths, or by the Side or Sides of the said Turnpike and Parish Roads or Highways; and also, that nothing herein contained, shall authorize or empower the said Company to carry or lay any Pipe or Pipes to, through, or against any Dwelling House or Houses, Manufactories, public or private Buildings, Gardens, Yards, or private Grounds belonging to any of the said Houses, Manufactories, public or private Buildings, or to continue the same, without the Consent of the Owner and Occupier of every such Dwelling House or Houses, Manufactories, public or private Buildings, Gardens, Yards, or private Grounds belonging to any of the said Houses, Manufactories, public or private Buildings through which any such Pipe or Pipes may be carried or laid, for the Purposes aforesaid; and nothing herein contained shall extend, or be construed to extend, so as to enable the said Company to lay or carry any Pipe or Pipes into, through, over, or upon any private Lands or Grounds, or continue the same without the Consent in Writing of the Owner and Owners, Occupier and Occupiers thereof for that Purpose first had and obtained: Provided also, that nothing in this Act contained shall extend, or be construed to extend, to permit or authorize or empower the said Company, or any Officer or Person appointed or employed by the said Company, or any other Person or Persons whomsoever, at any Time or Times hereafter to break or take up or remove any Stones, Ground, Soil, or Pavement in or of any of the Docks, Quays, Streets, Squares, Courts, Yards, Lanes, Passages and Places whatsoever or where-soever in the said City of *Bristol* and Liberties thereof and Parishes aforesaid, for the Purpose of laying down any Main Pipe or Pipes to convey Gas, or for making any such Cuts, Drains, Sewers, Watercourses, Reservoirs and other Works and Devices, without the Consent of the said Commissioners for Paving, or Trustees for Roads, or a competent Number of them from Time to Time in Writing, under the Hand of their respective Clerks for the Time being first obtained, subject to the Neglect of Consent and Appeal as herein-after mentioned; but nothing herein

contained shall be deemed or construed to extend to prevent the said Company from breaking or taking up or removing any Stones, Ground, Soil, or Pavement in or of any of such Streets, Docks, Roads, or public Places whatsoever, for the Purpose of laying down and repairing any Service Pipe or Pipes where Mains may be previously laid by the said Company, or from repairing such Main Pipes, or from laying down or repairing any Service Pipe or Pipes leading from such Main Pipes, after such Consent so obtained as aforesaid.

XLVII. Provided always, and be it further enacted, That it shall not be lawful to or for the said Company, or any Person or Persons acting by or under their Authority, after such Consent shall have been given or omitted to be given as aforesaid, to break or take up, or cause to be broken or taken up, any of the Pavements or Ground in any Roads, Highways, Docks, Quays, Streets, Squares, Courts, Yards; Lanes, Passages and Places within the said City of *Bristol*, or any of the Parishes or Places aforesaid, for the Purpose of making or laying down or repairing any Main or Mains of Pipes, or any Service Pipe or Pipes, or of altering the Position of or repairing any Pipes, Stopcocks, Valves, or Syphons, or other Works, or for any other Purpose, unless Notice in Writing of their Intention to break or take up such Pavement or Ground, signed by the Clerk or Engineer to the said Company, specifying the Road, Highway, Dock, Quay, Street, Square, Court, Yard, Lane, Passage or Place, and the particular Part of such Road, Highway, Dock, Quay, Street, Square, Court, Yard, Lane, Passage or Place, in which such Pavement or Ground is intended to be broken or taken up, shall have been given to or left at the Office of the said Commissioners for Paving, or to the Trustees for making and repairing the Highways, Roads, Passages and Places in the Parishes aforesaid, or any or either of them, or their respective Surveyors, or to the Surveyors of the Highways (as the Case may be or require) by leaving the same at their or One of their most usual Places of Residence, and also to the *Bristol Gas Light Company*, by leaving the same at their principal Office Twenty-four Hours at the least before such Pavement or Ground, or any Part thereof, shall be so broken or taken up, except in Cases of sudden Emergency with respect to Mains or Pipes which shall have been previously laid, in which such Notice as aforesaid shall be given to the said Commissioners or Trustees, or their respective Surveyors, and to the said *Bristol Gas Light Company*, at their Office aforesaid, as soon as possible after the Time of breaking or taking up such Pavement or Ground or any Part thereof; and that the said Company shall not break or take up, or disturb, or cause to be broken or taken up or disturbed, the Pavements or Ground in any Road, Highway, Dock, Quay, Street, Square, Court, Yard, Lane, Passage or Place whatsoever or wheresoever, for the Purpose of laying down any Mains or Pipes, except Service Pipes, of a Diameter not exceeding One Inch in the Bore, without the Consent in Writing of the said Commissioners or Trustees, as the Case may be, under the Hand of their Clerk or other proper Officer or Officers first obtained, subject to the Neglect of Consent and Appeal as herein-after mentioned, but nevertheless so that there shall be only One Application for Consent as aforesaid; and that if the said Company, or any Person or Persons acting by or under their Authority, shall break or take up, or cause to be broken or taken up, any of such Pavement or Ground without such Notice being given or left as aforesaid (except as aforesaid,) or

Company to
give Notice
of breaking
up Pavements.

shall break, or take up, or disturb, or cause to be broken, taken up, or disturbed, any of such Pavement or Ground, for the Purpose of laying down any Mains or Service Pipes, (except as aforesaid, without such Application, or after Refusal of Consent as aforesaid), and subject to such Appeal as aforesaid, then and in every such Case the said Company shall forfeit and pay to the Commissioners or Trustees in which such Pavement or Ground so broken or taken up or disturbed shall be situate, any Sum not exceeding Five Pounds for every Square Foot of Pavement or Ground which shall be so broken or taken up without such Notice as aforesaid, (except as aforesaid,) to be recovered from the said Company, with full Costs, in like Manner as other Penalties and Forfeitures are by this Act to be recovered, and be paid over to the Treasurer for the Time being of the said Commissioners or Trustees (as the Case may be), to be applied for the Purposes of their respective Commission or Trust.

To prevent
Damage to
public or
private
Sewers.

XLVIII. And be it further enacted, That it shall be lawful for the said Company, after such Application and subject to such Refusal of Consent as herein-after mentioned, to make Culverts or Drains, of such Breadth, Depth, and Dimensions, and in such Manner as they shall deem expedient, under the Streets, Highways, Roads, Lanes, Passages and Places, within the said City or Parishes, for the Purposes of carrying on the said Undertaking; but the said Company, or their 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 private Drain within the said City or Parishes respectively; and if any Damage or Injury shall unavoidably be done to any such public Sewer or private Drain, the said Company shall forthwith well and sufficiently repair and make good every such Damage or Injury in all respects; and in Default thereof, such Damage shall be recoverable by the said Commissioners or Trustees respectively (as the Case may happen), where such Damage or Injury shall be done to such public Sewers, or by the Owners or Occupiers of the Premises from which such private Drain shall issue, in like Manner as Penalties and Forfeitures are by this Act recoverable.

Washings not
to be carried
into the
Floating
Harbour.

XLIX. Provided always, and be it further enacted, That it shall not be lawful for the said Company to carry or convey, or cause to be carried or conveyed, into the Floating Harbour of *Bristol*, or into the River *Frome*, any Washings or Refuse which shall be produced in manufacturing or producing the said Gas, or in or by the Prosecution of any of the Works aforesaid.

Gas to be
supplied
cheaper than
Oil.

L. Provided always, and be it further enacted, That in case the said Company shall at any Time hereafter contract with any Person or Persons, Body or Bodies Politic or Corporate, for lighting any of the public Lamps in any of the public Streets, Roads, Highways, Docks, Quays, Squares, Courts, Yards, Lanes, Passages and Places within the said City of *Bristol*, and the Parishes and Places aforesaid, the said Company shall and they are hereby directed and required to supply such public Lamps, which they shall so contract to light with Gas, of such Quality as shall at all Times afford a cheaper and better Light than could be obtained from Oil Lamps; and whenever the said Company shall fail so to do, the Power and Authority hereby given to the said Company further to break up the Soil or Pavement of any such public Street, Road, High-
way,

way, Dock, Quay, Square, Court, Yard, Lane, Passage or Place within the said City of *Bristol*, and the Parishes and Places aforesaid, where such public Lamps shall be situate, shall from thenceforth during such Refusal cease and determine; and every Contract or Agreement which shall be entered into for lighting with Gas such public Lamps by the said Company, shall contain a Clause, providing that it shall be obligatory on the said Company that such public Lamps shall at all Times be better and cheaper lighted by the said Company than could be done by Oil Lamps, otherwise the same Contract shall be null and void.

LI. Provided always, and be it further enacted, That in case the *Bristol Gas Light Company*, which was established by an Act passed in the Fifty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for lighting with Gas the City of Bristol, and certain Parishes adjacent thereto*, shall become unable to complete their Contract for lighting the public Lamps of the said City of *Bristol*, entered into in pursuance of the said Act with the said Commissioners for Paving, the said Company hereby established shall, and they are hereby required, from thenceforth until the Expiration of the said Contract, to light the said public Lamps of the said City, upon the same Terms, and subject to the same Conditions as are stipulated and agreed in and by the said Contract, in relation to the *Bristol Gas Light Company*: Provided always, that the said Company hereby established shall not in that Case be compelled to use the largest sized batwing Burner, consuming not less than Five Cubic Feet of Gas *per Hour*, but shall be compelled to furnish a Light in each Lamp equal in Intensity to the Light which the said *Bristol Gas Light Company* are now compelled to furnish, according to their Contract: Provided also, that then and in such Case the said Company shall be at Liberty to extend their Capital by the Sum of Twenty thousand Pounds, in addition to the said Thirty thousand Pounds, making in any such case the Capital of the said Company Fifty thousand Pounds in the whole.

In case the *Bristol Gas Light Company* shall be unable to complete their Contract, this Company to light the City upon the same Terms.

LII. And be it further enacted, That the Branch or Service Pipes which shall or may be put down by the said Company for lighting the Streets and other public Passages and Places in the said City of *Bristol*, and the Parishes and Places aforesaid, shall be kept fully charged with Gas, and the Stopcocks shall be so formed and turned as not to impede or prevent the said Branch or Service Pipes being completely filled with Gas during the Time the same shall be lighted.

Service Pipes to be kept fully charged with Gas.

LIII. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up by the said Company in pursuance of this Act, the said Company shall immediately after receiving Notice by Parol or in Writing, of any such Escape of Gas, from any Inhabitant or Inhabitants of the said City of *Bristol*, or the Parishes or Places aforesaid, or the Commissioners for paving and lighting the said City, under the Hand of their Clerk or other proper Officer, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Company shall not, within Twenty-four Hours next after such Notice by Parol or in Writing being given of any such Escape of Gas, effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Company shall

To prevent the Escape of Gas.

shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every Day after the Expiration of Twenty-four Hours from the Time of giving any such Notice, during which the Gas shall be suffered to escape as aforesaid, which Penalty shall from Time to Time be recoverable in a summary Way, on the Oath of One or more credible Witness or Witnesses, by Information to be laid and exhibited before some One or more Justice or Justices of the Peace, within their respective Jurisdictions, and shall and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company, by Warrant of any such Justice or Justices of the Peace as aforesaid; in manner herein-after mentioned.

To prevent
the conveying
Gas Washings
into Rivers,
&c.

LIV. Provided always, and be it further enacted, That if the said Company shall at any Time empty, drain, or convey, or cause or suffer to be emptied, 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 said Gas Works, or in the Manufacture or Process of making or procuring such Gas, into any River, or Brook, or Running Stream, Reservoir, Aqueduct, Feeder, Pond, Spring Head or Well, 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, Well, Drain, Sewer, or Ditch, then and in every such Case the said 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, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than one Imparlance shall be allowed; and the whole thereof 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 shall be sued for within Twelve Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or 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 have been sued for or recovered or not, in case any of the said Washings or other Waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be emptied, 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, Spring Head or Well, 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 by any Person or Persons to whom the same shall belong, or by any other Person or Persons whomsoever, to the said Company, and the said Company shall not, within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop, hinder, or prevent all and every such Washings, Waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being emptied, drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being

being done as aforesaid, then and in every such Case the said 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 and levied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered and levied, and shall be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage, by any such Act so done or committed.

LV. Provided always, and be it further enacted, That when and as often as the said Company hereby established shall make Application to the said Commissioners for Paving, or to the said Trustees of the Roads, for Leave to break or take up any of the Pavements or Ground in any Roads, Highways, Docks, Quays, Streets, Squares, Courts, Yards, Lanes, Passages and Places within the said City of *Bristol*, or any of the Parishes or Places aforesaid, in order to lay down any Main Pipe or Pipes to convey Gas, it shall and may be lawful to and for the said Company from Time to Time, from and after Seventeen Days after such Application shall have been made to the said Commissioners or Trustees, to break and take up the Pavement or Ground included in such Application, unless in the meantime Notice shall be given to the said Company by the said Commissioners of their Refusal to give such Consent for the said Company to break or take up the said Pavement or Ground respecting which Application shall have been made as aforesaid, or of some or any Part thereof, by giving Notice of such Refusal to the said Company in Writing, containing the Cause or Causes thereof particularly expressed therein; and then and in such Case it shall and may be lawful to and for the said Company, within Ten Days after the receiving of any such Notice of Refusal of Consent as aforesaid, on giving Three Days Notice in Writing to the said Commissioners or Trustees, as the Case may be, to appeal to any Three Justices of the Peace of the said City of *Bristol*, County of *Gloucester*, or County of *Somerset* respectively, according to the Jurisdiction within which the said Pavement or Ground, concerning which the said Applications shall have been made, shall be situate, not interested in the said Undertaking; and the said Justices respectively, upon due Proof of the said Notice of Appeal, shall hear and determine such Appeal, and shall and may confirm or quash and make void such Refusal not to break up the said Pavement or Ground.

Allowing an Appeal, if Commissioners, &c. refuse Consent to break up the Pavements.

LVI. Provided also, and be it further enacted, That any Consent or Consents herein required to be given to the said Company shall be revokable, and may in every Case be revoked, in like Manner as the same are hereby directed to be obtained, if the said Company shall not thereafter do or cause to be done all such Acts, Matters and Things, within such Time, and in such Manner, and according to such Conditions and Stipulations as shall have been previously agreed upon and consented to by and between the said Company and the said Commissioners for Paving, or Trustees for Roads, or other Person or Persons having given such Consent

Consents may be revoked,

[Local.]

27 D

or

or Consents respectively; and in case of such Consent or Consents being so revoked as aforesaid, Notice of such Revocation being given as Notices are in and by this Act directed to be given to the said Company, all Power and Authority of the said Company, and of their Officers, Servants, or Workmen, under and by virtue of the Provisions herein-before contained, shall thenceforth be suspended, until such Time as all such Acts, Matters, and Things shall be done and performed, and all such Conditions and Stipulations as aforesaid shall be fully complied with, which may have been omitted by the said Company.

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

LVII. And be it further enacted, That whenever and so often as the said Company shall have broken up or removed, pursuant to the Regulations of this Act, the Stones, Ground, Soil, or Pavement in or of any Road, Highway, Dock, Quay, Street, Square, Court, Yard, Lane, Passage or Place, or any Part thereof, the said Company shall and they are hereby required immediately to reinstate and make good such Ground, Soil or Pavement, in as good sound State and Condition (and with the like Materials) as the same was or were in at the Time of being so broken up, under the Direction and to the full Satisfaction of the said Commissioners or Trustees, or their respective Surveyors for the Time being, as the Case may be; and the said Company shall cause all surplus Earth, Filth, and Rubbish, occasioned by opening the Ground, to be removed and carried away at their own Costs and Charges, with as little Delay as possible; and so that in no such Case such Ground shall remain open, unrepaired, or the Rubbish unremoved, for a longer Space than Seventy-two Hours from the Time when such Works commence, unless the said Commissioners for Paving, or the said Trustees for making or repairing the Roads or Highways (as the Case may be) shall grant further Time for doing the same; and that during the Time the Works of the said Company in so opening the Pavements shall be carried on, there shall at all Times be left a free Passage for Carriages, of at least Ten Feet wide, unless the Carriageway shall be less than Twenty Feet wide, in which Case the Opening so made shall be filled up, and the Streets repaved, in the Space of Forty-eight Hours after the Commencement of the Works thereon; and that during the Time of forming the Trenches, laying the Pipes, or doing any thing else by which Obstructions may be occasioned in the Streets, Lanes, Passages or other Places, the said Company shall protect such Opening and Obstruction with a sufficient Fence, and provide proper Watchmen, and place a Lamp at each Extremity of the Opening or Obstruction, to be kept burning from Sun-setting to Sun-rising, and shall otherwise properly secure and guard the said Works, so as to prevent any Damage or Inconvenience happening to Passengers, Cattle, or Carriages; and the said Company shall from Time to Time, when required by the said Commissioners or Trustees, at any and every Period during Six Calendar Months from the Time of making or commencing any such Opening, on receiving from Time to Time a written Notice from the said Commissioners or the Trustees, or their respective Clerks or Surveyors (as the Case may be) relay; and again take up and relay such Carriageway or Foot Pavement, until the said Carriageways and Foot Pavements shall be made complete to the Satisfaction of the said Commissioners or Trustees respectively, or their respective Surveyors (as the Case may be): Provided always, that if the said Company, or any of their Agents or Workmen shall neglect to reinstate such Ground, Soil, or Pavement which may be so broken up,

with the like Materials, and in as good sound State and Condition as aforesaid, or to remove the Rubbish occasioned as aforesaid, within the Period of Seventy-two Hours as aforesaid; (unless the said Commissioners or Trustees respectively shall grant further Time for doing the same); or shall omit to leave a free Passage for Carriages as before mentioned, or to protect such Openings with a Fence, and provide Watchmen and Lamps as aforesaid, or do or shall neglect or omit to keep such Ground, and the Pitching, Paving or Steining thereof, which shall be so relaid, in good and complete Repair, for the Space of Six Calendar Months next after the Time the same shall be relaid, then and in each and every such Case of Neglect or Omission, the said Company shall forfeit and pay any Sum not exceeding Five Pounds, over and besides the Expences of putting and keeping such Ground in repair as aforesaid, to be recovered from the said Company in like Manner as other Penalties and Forfeitures are by this Act to be recovered, and to be paid over to the Treasurer for the Time being of the said Commissioners or Trustees or Surveyors (as the Case may be) to be applied for the Purposes of their respective Commission or Trust; and in case the said Company shall make default in reinstating such Ground, Soil, or Pavement as aforesaid, within the Period aforesaid, it shall be lawful for the said Commissioners or Trustees to reinstate and make good such Ground, Soil, or Pavement, and the Charges and Expences thereof shall be reimbursed and repaid by the said Company, or their Treasurer, to the said Commissioners or Trustees, or their respective Treasurers; and in default of Payment thereof, within Seven Days next after Demand thereof in Writing shall have been made by the Clerk of the said Commissioners or Trustees (as the Case may be), 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 City or County where such Neglect shall occur, all such Sum or Sums of Money so paid by them shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of any such Justice or Justices of the Peace for the City, County, or Place where the Offence shall be committed as aforesaid, and which Warrant such Justice or Justices respectively is and are hereby empowered to grant, and such Sum or Sums of Money shall be paid to the said Commissioners or Trustees, or their respective Treasurer, or the respective Surveyors (as the Case may be).

LVIII. And be it further enacted, That if in carrying into Execution any of the Powers or Authorities by this Act given or granted, any Injury or Damage shall be done to any of the Pipes, Branches, Apparatus, Materials, or Things of or belonging to any Body Corporate, or Politic, or Collegiate, Sole or Aggregate, or of any Person or Persons, for the Supply of Water or Gas in or for the said City, or the said Parishes or Places, or any Part or Parts thereof, either by removing or disturbing the Ground or Soil wherein or whereon the same is or are laid or placed, or by the Compression and subsequent settling or lowering of the same, at any Time or Times afterwards, or by any other means whatsoever, the said Company shall, at their own Expence, Costs, and Charges, within Three Hours next after Notice in Writing to them given by such Body Corporate, Politic, or Collegiate, or any Person or Persons having the Care or Management of such Pipes respectively, or by the Clerk for the

For the
Protection of
Pipes.

Time

Time being of the said Commissioners, proceed to cause such Pipes, Branches, Apparatus, Materials, and Things to be well and effectually repaired and amended, and in Default or Neglect thereof, it shall and may be lawful to and for the Person or Persons having the Care or Management of such Pipes, and he and they is and are hereby authorized and empowered to cause such Pipes, Branches, Apparatus, Materials, and Things, so injured or damaged as aforesaid, to be effectually repaired, amended, and made good; and the reasonable Costs, Charges, Damages, and Expences attending the same, together with the reasonable Value of the Gas or Water lost, or other incidental Damage which may arise in consequence of any Injury so done, shall be paid and defrayed by the said Company or their Treasurer; and if they cannot agree touching the Amount or Value thereof, the same shall be ascertained and settled by some Justice or Justices of the Peace for the City, County, or Place where the Offence shall be committed, and be recovered in like Manner as Penalties or Forfeitures are by this Act to be recovered.

Gas Pipes
not to be
laid within
certain Dis-
tances from
Water or
Gas Pipes.

LIX. And be it further enacted, That all and every the Pipes or Mains to be laid or used for the Conveyance of Gas, in, under, through, along, across, or round any Street, Highway, Dock, Quay, Square, Court, Yard, Lane, Passage, or other Place within the said City of *Bristol*, or the Parishes or Places aforesaid, shall be marked with a Reed or Groove on the upper Surface thereof, to distinguish them from the Pipes of the *Bristol Gas Light Company*, and shall be so laid at the greatest practicable Distance; and whenever the Width of the Carriageway in such Street or Place will allow thereof, at the Distance of Three Feet and Six Inches at the least from the nearest Part of any Water or Gas Pipe, and under the Service Pipes of the said *Bristol Gas Light Company*, where such Service Pipes are not more than Eighteen Inches deep, already laid down, or hereafter to be laid down by or by the Order of any Body Corporate, Collegiate, or Politic, or of any Company of Proprietors, or Person or Persons, for the Conveyance of Water or Gas, in, under, through, along, across, or round any of the said Streets, Highways, Docks, Quays, Squares, Courts, Yards, Lanes, Passages, or other Places within the said City of *Bristol*, or the Parishes or Places aforesaid, (unless in Cases where it shall be unavoidably necessary to lay the Gas Pipes across any of the Pipes of any such Body Corporate, Collegiate, or Politic, or Company of Proprietors, or Person or Persons, in which Cases the said Gas Pipes shall be laid over and above the said Water Pipes, at the greatest practicable Distance therefrom, and shall form therewith a right Angle); and that in such Cases the said Gas Pipes, so crossing any such Water or Gas Pipes, shall be at least Six Feet in length, so that no Joint of any of the said Gas Pipes to be laid by the said Company hereby established shall be nearer to any Part of such Water or Gas Pipes than Three Feet at least, wherever the same is practicable; and that in laying down the said Gas Pipes, the said Company hereby established, 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 shall also make and keep all and every such Pipes, and all Pipes connected or communicating therewith, and all the Screws, Joints, Inlets, Apertures, or Openings therein respectively Air-tight, and
in

in all and every respect prevent the said Gas from escaping therefrom, and from any Part thereof, upon pain of forfeiting for every Offence the Sum of Five Pounds, to be recovered and applied as any Penalty is herein-after directed to be recovered and applied.

LX. Provided always, and be it further enacted, That no Person shall lay or cause to be laid any 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 than he, she, or they respectively shall contract or pay for, or supply any Inhabitant or other Person with any Part of such Gas, on pain of forfeiting and paying to the said Company the Sum of Ten Pounds, and also the further Sum of Ten Shillings a Day for every Day such Pipe shall so remain, or such Excess be so committed, or such Supply furnished, to be recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace for the City, County, or Place where the Offence shall be committed, and which Warrant such Justice or Justices is and are hereby required and empowered to grant; and the Surplus, after such Penalty or Forfeiture, and the Charges of such Distress and Sale are deducted, shall be returned, upon Demand, to the Owner of such Goods and Chattels; and in case sufficient Distress cannot be found, or such Forfeiture shall not be forthwith paid, it shall be lawful for such Justice or Justices to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction in such City, County or Place, there to remain without Bail or Mainprize, for such Time as such Justice or Justices shall direct, not exceeding Three Calendar Months, unless such Forfeiture and all reasonable Charges shall be sooner paid and satisfied; and the said Company are hereby authorized and empowered, in any and every such Case, to cut or take off the Pipe so communicating with the Pipe belonging to the said Company.

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

LXI. 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 used or to be used for the Purposes of this Act, or shall wilfully or maliciously waste any of the Inflammable Air or Gas supplied by the said Company, or shall wilfully or maliciously put out or extinguish any of the Public Lamps which may be lighted with Gas by the said Company, every Person so offending in any of the respective Premises, and being thereof convicted on the Oath or Affirmation of One credible Witness, before One or more Justice or Justices for the City or County where any Offence shall be committed, shall for every such Offence forfeit and pay to the said Company any Sum not exceeding Five Pounds, and double the Amount of the Damage done, to be ascertained by such Justice or Justices; such Penalty and Damage, together with reasonable Costs, to be levied by Distress and Sale of the Goods and Chattels of such Offender, returning the Overplus (if any) on Demand, to the Owner of such Goods and Chattels; or such Offender shall and may be committed to the Common Gaol or House of Correction of the said City or County for any Time not exceeding Three Calendar Months, at the Discretion of the Justice or Justices before whom such Offender shall be convicted.

To prevent Persons damaging Pipes.

Power to
alter Pipes.

LXII. And be it further enacted, That if, in pursuance of their respective Duties and Trusts; it shall at any Time or Times be deemed necessary or expedient, by the Commissioners for paving the City of *Bristol*, or the Trustees for making or repairing the Roads, Highways, Lanes, Passages and Places, or Surveyors of the Highways, in the several Parishes aforesaid, to require the said Company to raise or sink any of the Pipes, Stopcocks, Plugs, Syphons, Valves, or Branches, which shall be laid down by the said Company, the said Company shall at their own Expence, within One Calendar Month next after being required so to do, by Notice in Writing to them given by the said Commissioners, Trustees, or Surveyors respectively, signed by their Clerk or Agent authorized (unless the said Commissioners, Trustees, or Surveyors shall grant further Time for so doing) raise or sink such Pipes, Stopcocks, Plugs, Syphons, Valves or Branches, according to such Notice, in such Manner as the said Commissioners or Trustees respectively shall think right and proper for the Purposes of their respective Trusts; and in default thereof, it shall be lawful for the said Commissioners or Trustees, or their respective Surveyor, or any other Person or Persons acting by their Order or under their Authority, to cause such Pipes, Stopcocks, Plugs, Syphons, Valves or Branches, to be removed or taken away, and the reasonable Costs and Charges for doing the same shall immediately thereafter be paid by the said Company; and in case such reasonable Costs and Charges be not paid within One Calendar Month next after Demand shall be made by such Clerk or Surveyor, or other Person acting by or under the Authority of the said Commissioners or Trustees, at the Office of the said Company, Proof of such Demand being made by the Oath or Affirmation of One credible Witness, before One or more Justice or Justices of the Peace of the City, County, or Place where the Offence shall be committed; all such reasonable Costs and Charges shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of any such Justice or Justices 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, Trustees, or Surveyors, or their respective Treasurer, as the Case may be.

Disqualifying
Persons who
may be inter-
ested from
acting as
Commis-
sioners.

LXIII. Provided always, and be it further enacted, That if any Person being a Commissioner for carrying into Execution the said Act hereinbefore mentioned, or Commissioner or Trustee for Turnpike Roads, shall be One of the said Company of Proprietors, or be interested in any Share of the said Undertaking, or shall hold any Office under the said Company, or shall have any personal Interest in the said Undertaking, every such Person shall be wholly disqualified from acting or voting, and shall not act or vote as such Commissioner or Trustee, in any Matter or Thing relating to this Act, or to the carrying of the same into Execution.

For Recovery
of Money
agreed to be
paid for Gas
Light.

LXIV. 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 Houses, Shops, or other Buildings, shall refuse or neglect, for the Space of Ten Days after Demand, to pay the Sum or Sums of Money then due for the same to the

the said Company, according to the Terms and Stipulations with the said Company, it shall be lawful for the said Company, or their Clerk or Engineer, or any other Person or Persons acting by or under their Authority, notwithstanding any existing Contract, to cause the Service Pipe supplying such House, Shop, or other Building, to be cut or taken off; and also to sue for and recover the said Sum or Sums, in respect whereof such Refusal or Neglect shall happen, in any Court of Law or Equity.

LXV. And be it further enacted, That all Penalties and Forfeitures by this Act imposed, or by any Rule, Order, or Bye-law made in pursuance thereof, in relation to which the Manner of convicting the Offenders is not particularly mentioned or directed, shall be adjudged by and recovered before any Justice or Justices of the Peace for the City of *Bristol*, County of *Gloucester*, or County of *Somerset* (as the Case may be), in a summary Way, and who is and are hereby authorized and empowered to convict the Offender or Offenders, upon Information by the Oath or Affirmation of any Person or Persons, or on the Confession of the Party offending (which Oath or Affirmation such Justice or Justices is and are hereby authorized to administer); and that in Default of Payment of such Penalties or Forfeitures, the same shall be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, rendering the Overplus (if any), on Demand, to the Party or Parties whose Goods and Chattels shall be so distrained (the reasonable Charges of such Distress and Sale being first deducted); and One Moiety of the Penalties and Forfeitures (except such Penalties and Forfeitures as are herein-before directed to be wholly paid over to the said Commissioners for Paving, or are herein-before directed to be otherwise applied), when recovered, shall be paid to the Informer or Informers; and the other Moiety thereof shall be paid to the Churchwardens of the Parish wherein such Offence shall be committed, to be by them applied towards the Relief of the Poor of such Parish; and in case sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be forthwith paid, it shall be lawful for such Justice or Justices, and he and they is and are hereby authorized and required to order the Offender or Offenders so convicted to be detained and kept in safe Custody, until Return can conveniently be made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his, her, or their Appearance before such Justice or Justices, on such Day or Days as shall be appointed for the Return of such Warrant of Distress (such Day or Days not being more than Ten Days from the Time of taking any such Security), and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, then and in such Case it shall be lawful for such Justice or Justices of the Peace, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal, or Hands and Seals, to commit such Offender or Offenders to the Common Gaol or House of Correction for the said City of *Bristol*, County of *Gloucester*, or County of *Somerset* (as the Case may be), there to remain for any Time not exceeding Three Calendar

Recovery and
Application
of Penalties.

Calendar Months, unless such Penalty of Forfeiture shall be sooner satisfied and paid.

Conviction.

LXVI. 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; (that is to say),

Form of Conviction.

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

For compelling the Attendance of Witnesses.

LXVII. And be it further enacted, That if any Person or Persons shall be summoned as 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 the Part 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 Purpose appointed, without a reasonable Excuse for his, her, or their Refusal or Neglect of appearing, or appearing shall refuse to be examined upon Oath, or on solemn Affirmation, as herein provided (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 Fifty Pounds, provided a reasonable Sum shall have been paid or tendered to such Person for his or her Costs and Expences and Attendance as a Witness.

Persons giving false Evidence to be punished for Perjury.

LXVIII. And be it further enacted, That if any Witness or Witnesses, who shall be examined by or before any Justice or Justices of the Peace under this Act, upon Oath or 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 like Pains and Penalties as Persons guilty of wilful and corrupt Perjury are by the Laws in being subject and liable to.

Directing what shall be deemed a Service

LXIX. 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,

Writs, or other legal Proceedings, the Service of the same upon the Clerk of the said Company, or at the Office of the said Clerk, or left at his last or usual Place of Abode, or at the Office of the said Company, or upon any Member of the said Committee, or left at his last or usual Place of Abode, or upon any Agent or other Officer employed by the said Company, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

of Notice,
&c. on the
Company.

LXX. And be it further enacted, That no Person or Persons shall be subject or liable to the Payment of any of the Penalties or Forfeitures inflicted by virtue of this Act, for any Offence or Offences against this Act, unless some Proceeding, or Notice of some intended Proceeding, shall be had or given respecting such Offence or Offences, within Three Calendar Months next after such Offence committed.

Proceedings
to be within
Three Calen-
dar Months.

LXXI. Provided always, and be it further enacted, That any Body or Bodies Corporate or Collegiate, or any other Person or Persons whomsoever, 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, or by the Order or Determination of any Justice or Justices of the Peace in pursuance of this Act, may within Three 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, or of any Adjournment thereof, to be holden for the said City of *Bristol*, County of *Gloucester*, or County of *Somerset* respectively (as the Case may be), 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 of the said Company; and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for such City or County, 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 Notices and Recognizances 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 at any 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 such City or County, and if they see cause may mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such 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; but no Proceeding to be had and taken in pursuance of this Act shall be quashed or vacated for want of Form.

Appeal may
be made to
Quarter
Sessions.

LXXII. Provided always, and be it further enacted, That nothing in this Act contained shall have the Effect of depriving the Commissioners for paving the said City, or their Successors, or any Person or Persons of any Right which they or any of them at present possess, or of interfering with any Right which they or any of them may hereafter acquire, of lighting the Streets or Houses in the said City or Parishes with Gas

Rights of
Persons to
light Streets
not to be
affected.

[Local.]

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Lights,

Lights, or in any other Manner: Provided also, that nothing in this Act contained shall extend or be construed to defeat, abridge, alter, obstruct, or in any Manner interfere with the Powers and Authorities of the said Commissioners for Lighting or Paving the said City, or any Body Corporate or Politic, Sole or Aggregate, or established for the Supply of Water in or for any such Parishes or Places, or any Part or Parts thereof, or the Rights of the said *Bristol Gas Light Company*, established by the said Act passed in the Fifty-ninth Year of the Reign of His late Majesty King *George* the Third, for lighting with Gas the City of *Bristol*, and certain Parishes adjacent thereto, or the Rights of any Person or Persons to make, enlarge, repair, or amend any Vault under any Street within such City, Parishes, or Places.

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

LXXIII. And be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to prevent any Person or Persons from proceeding by Indictment or otherwise, against the said Company, or against any of their Officers, Servants, or Workmen, in respect of any Works of the said Company, or the Method which shall be employed by them for furnishing such 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.

Expences of the Act how to be paid.

LXXIV. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing of this Act, shall be paid and discharged by the said Committee of Management out of the Monies already subscribed for the Purposes of this Act.

General Saving of all Rights.

LXXV. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to the Mayor, Burgesses and Commonalty of the City of *Bristol*, and their Successors, and to the Commissioners for paving, pitching, cleansing and lighting the said City, and their Successors, and to the Trustees for making, altering, amending, maintaining and repairing the Roads, Highways, Passages and Places in the several Parishes adjoining the said City of *Bristol*, and their Successors, and to the Dean and Chapter of the Holy and Undivided Trinity of the Cathedral Church of *Bristol*, and their Successors, and to the Master, Warden and Society of Merchant Venturers in the said City, and their Successors, and to the Governor, Deputy Governor, and Guardians of the Poor in the said City, and their Successors, and to the *Bristol Dock Company*, and their Successors, their respective Rights, Privileges, and Franchises, as fully and completely in every respect as they enjoyed the same before the passing of this Act.

Public Act.

LXXVI. 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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