



ANNO UNDECIMO

GEORGII IV. REGIS.

Cap. xvii.

An Act for better lighting with Gas the Town of
Swansea in the County of *Glamorgan*.

[8th April 1830.]

WHEREAS the Town of *Swansea* in the County of *Glamorgan* being large and populous, and the public Places, Roads, Streets, Ways, Lanes, and Passages within the same being either wholly without or having insufficient public Lamps and Lights; and it being considered highly advantageous to all the Inhabitants thereof, and to all Persons travelling along the said Roads, Streets, and Places, that the said Town should be lighted with Gas, Works were erected in the said Town in order to light the same, and the said Town is now partially lighted with Gas: And whereas certain Persons have already subscribed or contributed for and expended considerable Sums of Money in the Erection of Works and Buildings, and in laying down Mains and Pipes, in the said Town of *Swansea*, for the Manufacture and Conveyance of Gas, amounting in the whole to the Sum of Six thousand Pounds; and further Sums may be required to extend and carry on the same; and it would be of great Advantage and Convenience if Powers were given to the several Persons herein-after named effectually to light the said Town, and to enlarge the said Works, if necessary, for that Purpose; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the

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Advice

Proprietors
incorporated.

Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *John Nicson, John Buckland Clerk, J. H. Danby, Robert Houlton*, the Representatives of *George Hazel* deceased, the Executors of *John Morris* deceased, *Marshall Williams, Hopkins Habakuk, Martin Bevan, Joseph Wood, John Williams, Magdalene Oakey*, the Executors of *Mary Jenkins* deceased, *Richard Evans Clerk, Ann Prichard, and Nancy Craig*, and all and every such other Person or Persons, Body or Bodies Politic or Corporate, as shall or may from Time to Time, in such Manner as is herein-after mentioned, become a Proprietor or Proprietors of Shares in the Undertaking hereby established, and their respective Successors, Executors, Administrators, and Assigns, shall and they are hereby united into a Company of Proprietors, and declared to be One Body Politic and Corporate, by the Name of "The *Swansea Gas Light Company*," and by that Name shall have perpetual Succession and a Common Seal, with full Power and Authority to use the same, and by that Name shall and may sue and be sued, plead and be impleaded, at Law and in Equity, and shall and may prefer and prosecute any Bill or Bills of Indictment for any Felony, Misdemeanor, or other Offence punishable by the Laws of this Realm.

Name.

Company
established
for the Pur-
pose of sup-
plying Gas.

II. And be it further enacted, That the said Company shall be established for the Purpose of procuring Inflammable Air or Gas from Coal, Oil, Tar, Pitch, or other Materials, and for lighting and supplying with Gas all Persons, and all public Places, Roads, Streets, Ways, Lanes, Passages, and Buildings, and also all private Houses, Shops, Manufactories, Properties, and Buildings, within the said Town of *Swansea*; and also for selling and disposing of all and every Product and Products, Refuse or Residuum, arising or to be obtained from the Materials used, in or necessary for the Manufacture of Gas, in such Manner as the said Company may think proper.

Power to
contract for
the Purchase
of Lands and
Buildings.

III. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered from Time to Time to contract and agree for the Purchase of, and to hold to them and their Successors and Assigns, such Buildings, Works, Mains, Pipes, and Apparatus, Lands, Tenements, and Hereditaments, as they may think requisite for any of the Purposes of this Act, not exceeding in the whole at any one Time any greater Quantity of Land than Five Statute Acres, and also to sell and dispose of such Buildings, Works, Mains, Pipes, and Apparatus, Lands, Tenements, and Hereditaments, as they shall think proper, and to purchase and hold other Lands, Tenements, and Hereditaments, as they shall think proper, not exceeding the Quantity aforesaid, without incurring or being subject or liable to any of the Penalties or Forfeitures of the Statutes of Mortmain, or any other Law or Statute whatsoever.

Bodies
Politic, &c.
empowered
to sell.

IV. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, or Ecclesiastic, 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,

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 for and on behalf of any Person or Persons entitled in Remainder or Reversion, and also to and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, and for all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any Lands, Tenements, or Hereditaments, or any Part thereof, which the said Company are hereby enabled to purchase as aforesaid, for the Use and Purposes of this Act, to treat, contract, and agree with the said Company for the Sale thereof or of any Part thereof, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever of, in, and to the same, to the said Company, for the Purposes of this Act; and all Contracts, Bargains, Sales, and Conveyances which shall be so made by virtue of this Act shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law whatsoever, and without Inrolment, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever of their said several Cestuique Trusts, and all Persons whomsoever claiming or to claim by, from, or under them, and of all Persons interested in Remainder or Reversion expectant on such particular Estate, and the same shall be deemed and considered to bar the Dower and Dowers of such Person or Persons, and all Estates Tail and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and Persons claiming under them, as effectually as Fines or Common Recoveries would do if levied or suffered by the proper Parties in due Form of Law, any Law, Statute, or Usage, or any other Matter or Thing whatsoever, to the contrary thereof in anywise notwithstanding; and all Bodies Politic, Corporate, Collegiate, or Ecclesiastic, Corporations Aggregate or Sole, and all Tenants for Life or in Fee Tail, General or Special, or for any Term or Terms of Years, absolute or determinable on any Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all and every other Person and Persons, is and are and shall be hereby indemnified for what he, she, or they shall do by virtue and in pursuance of this Act.

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

‘ I, (or We, as the Case may be,) of _____ in consideration
 ‘ of the Sum of _____ paid to me (or us, or into
 ‘ the Bank of *England*, as the Case may be,) by the *Swansea Gas Light*
 ‘ Company, established under or by virtue of an Act passed in the
 ‘ Eleventh

‘ Eleventh Year of the Reign of King *George* the Fourth, intituled
‘ (*here insert the Title of this Act*), do hereby grant and release (*or*
‘ assign, *as the Case may be,*) to the said Company of Proprietors,
‘ and their Successors, all (*describing the Premises to be conveyed*),
‘ and all my (*or our*) Right, Title, and Interest in and to the same
‘ and every Part thereof, to hold to the said Company of Proprietors
‘ and their Successors 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 .’

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

VI. And be it further enacted, That if any Money shall be con-
tracted or agreed to be paid for any Lands, Tenements, or Here-
ditaments to be purchased by virtue of the Powers of this Act for
the Purposes thereof, which shall belong to any Body Politic, Cor-
porate, Collegiate, or Ecclesiastic, or any Trustee or Trustees, or
Person or Persons who have no Power to give a valid Receipt for
the same, or to sell and convey the same Premises, otherwise than
by virtue of this Act, or for any Estate of Freehold or Copyhold
belonging to Femes Covert, 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 Court
of Exchequer, to be placed to his Account there *ex parte* the
Swansea Gas Light Company, pursuant to the Directions of an Act
1 G. 4. c. 35. *George* the Fourth, intituled *An Act for the better securing Monies*
and Effects paid into the Court of Exchequer at Westminster on
account of the Suitors of the said Court, and for the Appointment of
an Accountant General and Two Masters of the said Court, and for
other Purposes, and the General Orders of the said Court, and
without Fee or Reward; 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 pre-
ferred in a summary Way by the Person or Persons who would have
been entitled to the Rents and Profits of the said Lands, Tenements,
and Hereditaments, in the Purchase of the Land Tax, or towards
the Discharge of any Debt or Debts, or such other Incumbrances, or
Part thereof, as the said Court shall authorize to be paid, affecting
the same Lands, Tenements, or Hereditaments, or affecting other
Lands, Tenements, or Hereditaments standing and being settled
therewith to the same or the like Uses, Intents, or Purposes; or
where such Money shall not be so applied, then the same shall be
laid out and invested, under and with the like Direction and Appro-
bation of the said Court, in the Purchase of other Messuages, Lands,
Tenements, and Hereditaments, which shall be conveyed and settled
to, for, and upon such and the like Uses, Trusts, Wills, Intents, and
Purposes, and in the same Manner, as the Messuages, Lands, Tene-
ments, 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 Settle-
ment

ment shall be existing undetermined and capable of taking effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court upon Application thereto, be invested by the said Accountant General in his Name in the 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 or annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased in case such Purchase or Settlement were made.

VII. And be it further enacted, That if any Money so contracted or agreed to be paid for any Lands, Tenements, or Hereditaments to be purchased for the Purposes aforesaid, and belonging to any Body Politic, Corporate, or Collegiate or Ecclesiastical, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic, or any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits, 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 of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, and be placed to the Account 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 of by Three or more of the said Directors, (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 therefrom, may be applied in manner herein-before directed, as far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court.

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

VIII. And be it further enacted, That where such Money so contracted and agreed to be paid as before mentioned shall not exceed the Sum of Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so to be purchased for the Purposes of this Act, in such Manner as the said Directors or any Three 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 and Benefit of such Person or Persons so entitled respectively.

When not exceeding 20*l.*

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IX. And

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

IX. And be it further enacted, That upon Payment of the Money so contracted or agreed to be paid for the Purchase of such Lands, Tenements, or Hereditaments by the said Company, to the Party or Parties or Person or Persons respectively entitled to such Money, 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,) and upon the Conveyance in manner hereinafter directed of such Lands, Tenements, or Hereditaments, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand in Law or Equity of the Party and Parties and Person and Persons respectively to whom or for whose Use the same shall be paid, in, to, or out of such Lands, Tenements, and Hereditaments, shall vest in the said Company and their Successors for ever, for effecting the Uses and Purposes of this Act.

The Court may order Expences of Purchases to be paid in certain Cases.

X. And be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons or the Corporation entitled to any Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court of Exchequer, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by such Company, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

In Cases of doubtful Title, the Person in Possession to be deemed the Owner.

XI. 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 Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made to appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some other Estate or Interest therein.

Power to resell Lands not wanted.

XII. And be it further enacted, That it shall be lawful for the said Company from Time to Time to sell and dispose of, and by Indenture

ture or Indentures under their Common Seal to grant and convey by way of absolute Sale in Fee Simple for a competent Consideration in Money, all or any Part or Parts of the Lands, Tenements, or Hereditaments which may have been purchased and which shall not be wanted for the Purposes of this Act; and upon Payment of the Money which shall arise by or from the Sale or Sales of such Lands, Tenements, or Hereditaments, or of any Part or Parts thereof, it shall be lawful for the Treasurer (if only One, or if more than One, for the Treasurers, who, if engaged in Partnership together, may sign in their Stile or Firm by any One of such Firm,) 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 to any Purchaser or Purchasers for the Money therein and thereby expressed or acknowledged to be received; and such Purchaser or Purchasers, having *bonâ fide* paid the same, and obtained such Receipt or Receipts for the same, shall not afterwards be answerable or accountable for any Loss, Misapplication, or Non-application of such Purchase Money, or any Part thereof.

XIII. And whereas the said Company of Proprietors are enabled to purchase Five 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 Five Statute Acres to the said Company: And whereas it is expedient to restrain the said Company from selling any such Lands so purchased from any such 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 and on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trusts, 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 on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trusts, Tenants for Life or in Tail, and Persons to whom or for whose Benefit Lands are limited in strict Settlement, or 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 on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trusts, 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 Five Statute Acres; and in case the said Company should afterwards sell the Whole or any Part of such Five Acres

Restraining the Company from purchasing more than Five Statute Acres of Land from incapacitated Persons, &c.

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 on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trusts, 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 stead of those Five Statute Acres, or any Part thereof, so sold or disposed of by the said Company.

Stock to be divided into Shares of 50*l.* each.

XIV. And whereas the Sum of Six thousand Pounds has been already subscribed and expended in erecting the necessary Works, and in lighting the said Town; be it therefore enacted, That the said Sum of Six thousand Pounds shall constitute the Capital or Joint Stock of the said Company, and shall be divided into Shares of Fifty Pounds each; and every Proprietor of a Share or Shares in the Capital Stock and Effects of the said Company shall be entitled to a Proportion of the Stock and Effects of the said Company, and the Profits and Advantages attending the same, according to the Number of Shares he or they may hold.

Power to raise 3,000*l.* by way of Loan.

XV. And be it further enacted, That in case the aforesaid Sum of Six thousand Pounds shall be found insufficient for the Purposes of this Act, it shall be lawful for the said Company, by and with the Advice of any General Meeting of the said Company, to borrow and take up at Interest, for the Use of the said Company, any further Sum not exceeding Three thousand Pounds, and thereupon, by Writing under their Common Seal, to mortgage or assign all or any Part of the Property and Effects of the said Company to such Person or Persons as shall lend or advance any such Money, or to his, her, or their Trustee or Trustees, Assignee or Assignees, as a Security for the Principal Money to be advanced, together with lawful Interest for the same; and the Charges and Expences of such Mortgage or Assignment shall be from Time to Time defrayed by the said Company out of the Money so borrowed; and every such Mortgage or Assignment shall be in the Words or to the Effect following; (that is to say,)

Form of Mortgage.

‘ WE, the *Swansea* Gas Light Company, acting in pursuance of an
 ‘ Act passed in the Eleventh Year of the Reign of King *George*
 ‘ the Fourth, intituled (*here set forth the Title of this Act*), in con-
 ‘ sideration of the Sum of _____ advanced and lent
 ‘ to the said Company by _____ of _____,
 ‘ do hereby grant and assign unto the said _____
 ‘ (or his Trustee or Trustees, Assignee or Assignees, as the Case may
 ‘ be,) his (or her or their) Executors, Administrators, or Assigns,
 ‘ such Proportion of the Property and Effects belonging to the said
 ‘ Company as the said Sum of _____ doth or shall
 ‘ bear to the whole Sum which may at any Time be borrowed by
 ‘ virtue of the said Act; to be had and holden from the Day of the
 ‘ Date _____

‘ Date hereof until the said Sum of _____, with
 ‘ Interest after the Rate of _____ *per Centum per Annum* for
 ‘ the same, shall be fully paid and satisfied. In witness whereof
 ‘ we the said Company have hereunto set our Common Seal, the
 ‘ _____ Day of _____ in the Year of
 ‘ our Lord _____.’

And every such Mortgage and Assignment shall be good, valid, and effectual in the Law.

XVI. And be it further enacted, That it shall and may be lawful to and for the several Persons entitled to any such Mortgages or Assignments, and their respective Executors, Administrators, or Assigns, as the Case may be, by Writing under their respective Hands and Seals, to transfer the same to any Person or Persons whosoever; and every such Transfer may be in the Words or to the Effect following; (that is to say,)

Power to transfer Assignments.

‘ I *A. B.*, being entitled to the Sum of _____
 ‘ under or by virtue of a Mortgage or Assignment bearing Date _____
 ‘ the _____ Day of _____ under the Common Seal
 ‘ of the *Swansea* Gas Light Company, in pursuance of an Act passed
 ‘ in the Eleventh Year of the Reign of King *George* the Fourth,
 ‘ intituled (*here set forth the Title of this Act*), do hereby assign and
 ‘ transfer all my Right and Interest in and to the same, and to the
 ‘ Property and Effects assigned to me for securing the same, unto
 ‘ _____ of _____ his
 ‘ (*or her*) Executors, Administrators, or Assigns. Dated the
 ‘ _____ Day of _____ in the Year of
 ‘ our Lord _____.’

Form of Transfer of Assignment.

And a Copy of every such Mortgage or Assignment, and an Extract or Memorial of every Transfer thereof respectively, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Company, which Extract or Memorial shall specify and contain the Date, Names of the Parties, and Sums of Money thereby secured and transferred; to which Book any Person interested shall at all seasonable Times have Access, and shall have free Liberty to inspect the same, without Fee or Reward; and every such Transfer, after the Entry thereof, shall entitle the Person to whom such Transfer shall be made, and his or her Executors, Administrators, or Assigns, to the Benefit of the Security thereby transferred, without any other Registry or Enrolment thereof.

Memorial of Transfer to be kept by the Clerk.

XVII. And be it further enacted, That the Clerk of the said Company, as soon as a Clerk is chosen, shall cause the Names and Additions of the several Persons who have already subscribed for, or who may at any Time hereafter become entitled to a Share or Shares in the said Undertaking, with the Number of such Share or Shares, and also the proper Number by which every Share will be distinguished, to be fairly and distinctly registered or entered in a Book to be kept for that Purpose, and after such Registry or Registries shall cause the same to be signed by the Director or Directors of the

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

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said

said Company; and the said Director or Directors shall cause Certificates under the Common Seal to be prepared and delivered to every Proprietor, upon Demand, specifying the Share or Shares to which he, she, or they is or are entitled in the said Undertaking; and such Certificate shall be admitted in all Causes whatsoever as Evidence of the Title of such Proprietor, his, her, or their Executors, Administrators, or Assigns, to the Share or Shares therein specified; but the Want of such Certificate shall not hinder or prevent the Owner or Owners from selling or disposing of their respective Share or Shares; and the said Certificate may be in the Words or to the Effect following; (that is to say,)

Form of
Certificate.

‘ *Swansea Gas Light Company.* Number
‘ THESE are to certify, That of
‘ is a Proprietor of the Share Number of the
‘ Capital or Joint Stock of the *Swansea Gas Light Company*, subject to
‘ the Rules, Regulations, and Orders of the said Company; and that
‘ the said his (*or her*) Executors, Admi-
‘ nistrators, or Assigns, is and are entitled to such Proportion of
‘ Profits and Advantage arising or to arise to the said Company as
‘ belong to such Share. Given under the Common Seal of the said
‘ Company, the Day of in the Year
‘ of our Lord

Shares to be
deemed Per-
sonal Estate.

XVIII. And be it further enacted, That the Shares in the said Undertaking, and the net Profits and Advantages thereof, shall be deemed Personal Estate, and be transmissible accordingly.

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

XIX. And be it further enacted, That the several Persons comprising the said Company shall severally and respectively stand responsible and answerable for all just Debts and Demands of the Creditors of the said Company to the full Amount of their several and respective Shares in the Capital of the said Joint Stock: Provided always, that whenever Two or more Persons shall have jointly subscribed for or shall be jointly possessed of any One Share in the said Undertaking, such Person shall severally and respectively be answerable for the whole Amount of such Share, but no further or otherwise, as aforesaid.

Shares maybe
transferred.

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

Form of
Transfer of
Shares.

‘ I (*or We*) of in consideration
‘ of paid to me (*or us*) by do
‘ hereby bargain, sell, assign, and transfer to the said
‘ One Share (*or Shares, as the Case may be,*) in the *Swansea Gas*
‘ Light Company, Number (*or Numbers*) in the said
‘ Undertaking, to hold to the said Executors,
‘ Administrators, and Assigns, subject to the same Rules, Orders, and
‘ Restrictions,

‘ Restrictions, and on the same Conditions, as I (*or we*) held the same
 ‘ Share (*or Shares*) immediately before the Execution hereof; and I
 ‘ (*or we*) the said do hereby agree to accept
 ‘ and take the said Share (*or Shares*), subject to the said Rules,
 ‘ Orders, Restrictions, and Conditions. As witness our Hands and
 ‘ Seals, this Day of in the Year
 ‘ of our Lord

And every such Transfer shall be produced to the Clerk of the said Company, and shall be registered by him in the Books of the said Company, for which the Sum of Two Shillings and Sixpence shall be paid by the Person requiring such Transfer, to such Clerk, and no more; and the Registry thereof shall specify the Dates, Names of the Parties, and the Number of Shares transferred; and a Copy of such Register, signed by the said Clerk, shall be sufficient Evidence of such Transfer, and be received and admitted as such; and until such Transfer shall be registered in the Books of the said Company, no Purchaser or Purchasers of any Share, or his, her, or their Executors, Administrators, or Assigns, shall be deemed a Proprietor, or have any Part of the Profit of the said Undertaking, or the Advantages thereof, nor shall receive any Interest or Dividends for or in respect of such Share or Shares so purchased, nor be entitled to vote at any Meeting or Meetings as a Proprietor or Proprietors of the said Undertaking in respect of such Share or Shares.

XXI. And be it further enacted, That within One Calendar Month after the passing of this Act, or as soon after as conveniently may be, a General Assembly or Meeting of the said Company of Proprietors shall be holden in the Town of *Swansea* between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon, of which General Assembly or Meeting Ten Days Notice shall be given by some or One of the Proprietors or Subscribers, once in some Newspaper published in the said Town of *Swansea*, or by Letter through the Post Office there, addressed to each of the other Proprietors or Subscribers at their usual Residences; and such General Assembly or Meeting shall then and there proceed in the Execution of this Act; at which General Assembly or Meeting, or at any Adjournment thereof, One or more Director or Directors of the Affairs of the said Company shall be elected from amongst the said Subscribers, which Director or Directors shall respectively continue in Office until the next General Annual Assembly or Meeting shall be holden, or until another or others in his or their Stead shall be elected; and such General Assembly or Meeting may be adjourned to such other Time and Place as the Majority of the Subscribers then present shall think fit; and at every Meeting under this Act, as well of Proprietors as Directors, One of the said Proprietors or Directors, as the Case may be, to be appointed by the Majority of the Proprietors or Directors present, shall be Chairman, and shall, besides his own Vote, have a casting Vote, in case of Equality of Votes.

XXII. Pro-

Directors
interested
not to vote.

XXII. Provided always, and be it further enacted, That if any Proprietor who shall be elected a Director as aforesaid shall be or become a Dealer, either directly or indirectly, in any Article to be used or provided by the said Company, or shall offer to take or shall take or participate in any Work to be done for the said Company, every such Proprietor shall be disqualified to vote in any Matters or Questions to be discussed or argued by the said Directors, wherein he shall be directly or otherwise interested, further than as a Proprietor.

Proprietors
may remove
Directors for
Misconduct.

XXIII. And be it further enacted, That it shall be lawful for the Proprietors of the said Company, at any General Meeting specially summoned for such Purpose in manner aforesaid, to remove from his Office any Director for Misconduct in Office, or any other reasonable Cause: Provided always, that the Resolution for any such Removal shall be carried in the Affirmative by Three Fourths at least in Number and Value of the Proprietors who shall, either in Person or by Proxy, vote at such Meeting: Provided also, that if at any such Meeting there shall not be Persons present, either as Principals or Proxies, who shall be possessed of or entitled unto at least Twenty Shares in the said Undertaking, no Business shall be done at such Meeting, but the Meeting shall be adjourned for the same particular Purpose to the same Place from Time to Time, until there shall be present, either as Principals or Proxies, Proprietors who shall be possessed of Twenty Shares as aforesaid; and the same Rules, Regulations, Penalties, and Provisions as are herein prescribed with respect to the General Meetings for choosing Directors shall be applicable to the Meetings to be held for removing them.

Qualification
of Directors
and Auditors.

XXIV. Provided always, and be it further enacted, That no Person shall be eligible to be elected One of the Directors of the said Company unless at the Time of his Election he shall be entitled to Two Shares at the least in the said Undertaking.

General As-
semblies to
be holden.

XXV. And be it further enacted, That on the first *Thursday* in the Month of *July* in each Year, or as soon after as may be convenient, a General Meeting or Assembly of the said Company shall be holden, of which Ten Days Notice shall be given in some Newspaper published in the said Town of *Swansea*, or by Letter through the Post Office there, addressed to each of the said Proprietors or Subscribers; and at every such General Annual Meeting or Assembly to be holden after the First General Meeting of the said Company herein-before mentioned, or by Adjournment thereof, One or more of the Members of the said Company shall be elected a Director or Directors; and any Member of the said Company who shall have been a Director in the preceding Year shall be immediately re-eligible, and may be re-elected a Director for the Year ensuing.

Special
Meetings
may be
called.

XXVI. And be it further enacted, That any Three or more Proprietors of the said Company holding in the Aggregate Thirty Shares or upwards in the said Undertaking may at any Time call a Special
General

General Meeting, so as such Requisition fully express the Objects for which such Special General Meeting is required to be called, by giving Ten Days Notice thereof in some One or more Newspaper or Newspapers usually circulated in the Town of *Swansea*; and the said Company are hereby authorized to meet in pursuance of such Notice, and such of them as shall be present shall proceed to the Execution of the Powers by this Act given the said Company with respect to the Matters so specified only; and all such Acts of the Proprietors or major Part met together at every such Special General Meeting shall be valid with respect to the Matters specified in such Notice, as if the same had been done at a General Meeting at the Time hereinbefore appointed for holding the same.

XXVII. And be it further enacted, That the said Company shall, at their First General Meeting, or at some Adjournment thereof, elect and choose a Treasurer or Treasurers for transacting the pecuniary Business of the said Company; and it shall be lawful for the said Company, at any subsequent or General Special Meeting to be holden as herein directed, from Time to Time to remove and displace such Treasurer or Treasurers, or any other Person or Persons who shall be elected and appointed in his or their Stead, and also from Time to Time elect, choose, and appoint any other Person or Persons to act as Treasurer or Treasurers of the said Company, in the Room of such as shall happen to die, or resign, or be removed from their respective Offices.

General Meeting to appoint a Treasurer.

XXVIII. And be it further enacted, That at any General Meeting the said Company shall and they are hereby authorized and empowered from Time to Time to make such Rules, Orders, Bye Laws, and Regulations as to them shall seem fit and proper, for the Government, carrying on, Superintendance, and Management of the said Undertaking, and regulating the Proceedings of the said Director or Directors, and the Duties and Conduct of all Officers, Workmen, and Servants to be employed in and about the Affairs and Business of the said Company, and from Time to Time to alter and repeal such Rules, Orders, Bye Laws, and Regulations, as to the said General Meeting shall seem meet and expedient; and all Rules, Orders, Bye Laws, and Regulations so made as aforesaid, being reduced into Writing, and the Common Seal of the said Company thereto affixed, shall be binding upon all such Officers, Workmen, and Servants, and other Persons, and shall be sufficient Authority in any Court of Law or Equity to justify all Persons who act under the same, provided such Rules, Orders, Bye Laws, and Regulations be not repugnant to the Laws or Statutes of that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, or to any of the express Directions or Provisions of this Act.

Power to make Bye Laws.

XXIX. And be it further enacted, That the Members of the Company shall have One Vote at such General or Special Meetings for every Share he or she shall possess in the said Undertaking.

Proprietors Votes.

[*Local.*]

5 X

XXX. And

Proprietors
may vote by
Proxy.

XXX. And be it further enacted, That every Proprietor of Shares in the said Undertaking, entitled to vote in respect of such Shares at any General or Special Assembly or Meeting of the said Company, shall have full Power and Authority to give his or her Vote either in Person or by Proxy, every such Proxy being One of the said Company; and the Appointment of such special or general Proxies may be made in the Form or to the Effect following; (that is to say.)

I *A. B.* of _____ One of the Proprietors
in the *Swansea* Gas Light Company, do hereby nominate, con-
stitute, and appoint *C. D.* of _____ to be my Proxy,
in my Name and in my Stead to vote or give my Assent to or
Dissent from any Business, Matter, or Thing relating to the said
Undertaking that shall be mentioned or proposed at the General
or Special Assembly of the said Company, to be holden on the
_____ Day of _____ or any Adjournment
thereof, [or at any General, Special, or Adjourned Meeting of the
said Company, from Time to Time, or at any Time to be holden] if
I shall not be present, 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 and Seal, the
_____ Day of _____

Lunatics
and Minors,
how to vote.

XXXI. Provided always, and be it further enacted, That in case any of the said Proprietors entitled to vote as aforesaid shall be a Lunatic or Lunatics, or a Minor or Minors, such Lunatic or Lunatics may vote by any One of his, her, or their Committee, and such Minor or Minors shall or may vote by his, her, or their Guardians, or any One of such Guardians.

Notices of
Meetings,
how to be
given.

XXXII. And be it further enacted, That all Notices herein directed to be given of any General or Special Meetings, or Adjournments respectively, to any of the said Proprietors, upon any Occasion not herein otherwise provided for, shall be given by Advertisement inserted in some Newspaper published in the said Town of *Swansea*, or by Letter sent to each of the said Proprietors through the Post Office there; and such Notices and Letters, when so published or sent, shall be deemed and considered the same as personal Notices.

Powers of
Directors.

XXXIII. And be it further enacted, That the Director or Directors for the Time being shall have the Custody of the Common Seal of the said Company, and appoint the Time and Place for holding General Assemblies or Meetings, and direct the Affairs and Business of the said Undertaking, as well as the issuing, receiving, laying out, and disposing of all Sums of Money to be issued or received, laid out or disposed of, for the Purposes of the said Company, as in contracting for and purchasing Materials, Goods and Chattels, for the Use of the said Company, and entering into Agreements or Contracts for supplying with Gas all Persons whomsoever, and all public Places,
Roads,

Roads, Streets, Ways, Lanes, Passages, and Buildings, and also all private Houses, Shops, Manufactories, and Buildings within the said Town of *Swansea*, where Mains and Pipes are now already or shall hereafter be laid, and in selling and disposing of all Articles produced as aforesaid in manufacturing such Gas, and making, enforcing, and rescinding, compounding and compromising all Contracts and Bargains touching or in anywise concerning the same, or concerning Debts due to the said Company, subject to such Orders, Bye Laws, Rules, and Regulations as shall at any Time be duly made by the said Proprietors, in Restraint, Controul, or Regulation of the Powers and Authorities by this Act granted; and the said Director or Directors shall and may appoint a Clerk, Servants, Workmen, Tradesmen, and other Officers, with adequate Salaries (except a Treasurer or Treasurers) of the said Company, and from Time to Time dismiss, suspend, or remove them, as they shall think fit, and shall be at liberty at any Time to call any Special General Meeting of the said Company for any Purpose they may think proper, and take such Security to the said Company from the Treasurer or Treasurers, Clerk, or other Officer or Officers, or other Person or Persons employed by them, for the faithful Execution of their respective Duties, as they shall think proper and adequate to the Trust.

XXXIV. And be it further enacted, That all such Officers appointed by the said Company, or the Director or Directors, shall, from Time to Time, when thereunto required, deliver to such Director or Directors, or to such Person or Persons as he or they shall for that Purpose appoint, true, exact, and perfect Accounts in Writing, under their respective Hands, of all Monies which they and every of them respectively shall have received by virtue of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper Vouchers for such Payments, and shall pay all such Monies as shall remain in their or any of their Hands, to the said Director or Directors, or to such Person or Persons as he or they shall appoint to receive the same; and if any such Officer or Person shall refuse or neglect to produce or deliver up such Accounts, and the Vouchers relating to the same, or shall refuse or neglect to pay the Money due on such Account, or if any such Officer or Person shall refuse or neglect to deliver up to the said Director or Directors, or to such Person or Persons as he or they shall appoint, within Ten Days after being thereunto required by the said Director or Directors, all the Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, then and in every or any of the said Cases it shall be lawful for any Two Justices of the Peace for the County of *Glamorgan*, upon Complaint made before them by or on behalf of the said Director or Directors, and such Justices are hereby required, by Warrant under their Hands and Seals, to summon such Officer or Officers, Person or Persons, to appear before them, and upon his, her, or their appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account or Accounts, if produced; and if upon Confession of the Officer or Officers, Person or Persons, against whom any such Complaint

Officers to
account.

Com-
plaint

plaint shall be made, or by the Oath or Oaths of any Witness or Witnesses (which Oath such Justices are hereby empowered and required to administer without Fee or Reward), or upon Inspection of the said Accounts, if produced, it shall appear to such Justices that any of the Money which shall have been collected or received shall be in the Hands of such Officer or Officers, or Person or Persons, such Justices may, and they are hereby authorized and required, on Nonpayment thereof, by a Warrant or Warrants under their Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons respectively; and if no Goods and Chattels can be found sufficient to answer and satisfy the said Money and the Charges of distraining and selling the same, or if such Officer or Officers or other Person or Persons shall not appear before the said Justices at the Time and Place appointed for that Purpose, unless for some sufficient Reason, or if appearing shall refuse or neglect to deliver and give to such Justices an Account or Accounts of all Receipts and Payments as aforesaid, or to produce and deliver up to such Justices the several Vouchers and Receipts relating to such Accounts respectively, or the Books, Accounts, Papers, and Writings in his, her, or their Custody or Power relating to the Execution of this Act, then and in either of the Cases aforesaid such Justices may and they are hereby authorized and required, by a Warrant under their Hands and Seals, to commit such Officer or Officers, or Person or Persons, to the Common Gaol or House of Correction of the County of *Glamorgan*, there to remain without Bail or Mainprize, in case he or they shall be committed for Nonpayment of any Money received by him or them, or in his or their Hands, until he shall have accounted for and paid the full Amount thereof, or compounded with the said Director or Directors, and paid such Composition in such Manner as the said Director or Directors shall appoint (which Composition the said Director or Directors are hereby empowered to make), or in case he or they shall be committed for not delivering any Account, Books, Papers, or Writings as aforesaid, until he or they shall have delivered up such Books, Papers, and Writings as aforesaid, or made Satisfaction in respect thereof to the said Director or Directors; provided that no Person who shall be so committed for Want of sufficient Distress shall be detained in Prison by virtue of this Act for a longer Space of Time than Six Calendar Months.

Clerk and
Treasurer
not to be
the same
Person.

XXXV. Provided always, and be it further enacted, That it shall not be lawful for the said Company, or their Director or Directors, to appoint the Person who may be appointed their Clerk, or the Partner of any such Clerk, or any Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk for the Purposes of this Act; and if any Person shall accept both the Offices of Clerk and Treasurer, or if any Person being the Clerk or the Partner of the Clerk, or in the Service or
Employ

Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or in any Manner officiate for the Treasurer, or being the Treasurer or the Partner of the Treasurer, or the Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, shall accept the Office of Clerk, or in any Manner officiate for the Clerk in 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 Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager at Law, nor more than one Imparlance, shall be allowed, and shall for ever be disqualified from holding any Office or Place under the said Company.

XXXVI. And be it further enacted, That the Treasurer or Treasurers to be appointed by the said Company shall not issue any Sum or Sums of Money on their Account, without an Order or Orders in Writing, signed by One or more of the Directors of the said Company; and the Receipt or Receipts of such Treasurer or Treasurers for all Monies payable to the said Company shall be effectual Discharges for the same.

Treasurer not to issue Money without Order from Directors.

XXXVII. And be it further enacted, That all Orders and Proceedings of the said Company, and also of the said Director or Directors, made at any Meeting of the said Company, and by the said Director or Directors respectively, shall be entered in a Book or Books to be kept for that Purpose, and shall be signed by the Chairman for the Time being of such Meeting, and by the said Director or Directors; and such Orders and Proceedings, so entered and signed, shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in Evidence on behalf of the said Company in all Courts and Places whatsoever.

Proceedings to be entered in Books.

XXXVIII. And be it further enacted, That the said Company, at any General Assembly or Meeting specially called for the Purpose, shall have full Power from Time to Time to call for and examine all or any of the Accounts of the said Company; and at every Annual General Assembly or Meeting, or some Adjournment thereof, a Dividend or Dividends shall be made out of the Interest, Profits, or Advantages of the said Undertaking, (unless such Meeting shall declare otherwise,) and such Dividend or Dividends shall be at and after the Rate of such a Sum *per Centum* upon or for every Share in the said Undertaking, as such Meeting or Meetings shall think fit to order and determine, but no Dividend shall be made whereby the Capital of the said Company shall be reduced.

General Meetings empowered to call for Accounts.

Dividends to be made.

XXXIX. And be it further enacted, That it shall be lawful for the said Company from Time to Time to contract with the said
 [Local.] 5 Y Commissioners

Power to break up the Soil and

Commissioners under the said *Swansea* Paving and Lighting Act, for lighting or supplying the same with Gas, for such Term and Terms of Years and at such Prices as shall be expressed in the said Contract or Contracts, and, by their Servants, Agents, Workmen, and others, from Time to Time to make, erect, sink, lay, place, and fix such Retorts, Gasometers, Receivers, Buildings, Cisterns, Engines, Machines, Cuts, Drains, Sewers, Watercourses, Reservoirs, Pipes, and other Works and Devices, of such Construction and in such Manner as the said Company shall think necessary or proper, for the Purpose of carrying the Purposes of this Act into execution; and also to break up the Soil and Pavements of any Streets, Highways, Roads, Ways, Lanes, Passages, and other public Places, or any Part of them or either of them; and to erect Posts, Pillars, Pilasters, Lamp Irons, Lamps, and other Apparatus in the same Streets, Highways, Roads, Ways, Lanes, Passages, and other public Places, or any of them, against any Wall or Walls erected on or adjoining to them or any of them; and to dig and sink Trenches and Drains, and lay Mains and Pipes, and put Stopcocks, Syphons, Plugs, or Branches from such Pipes, in, under, across, and along such Places, Streets, Ways, Lanes, or public Passages, and to continue the same for such Time or Times as shall be co-extensive with any Contract or Contracts to be made between the said Company and the said Commissioners under the said *Swansea* Paving and Lighting Act; and also to contract with any other Person or Persons whomsoever for lighting or supplying with Gas any Shops, Manufactories, Warehouses, public or private Buildings or Places whatsoever within the Limits of this Act, in such Manner and under such Stipulations as the said Company should think proper and consistent with the Powers and Authorities hereby granted; and also to dig and sink Trenches and Drains, and lay Mains and Pipes, and put Stopcocks and Syphons, Plugs or Branches from such Pipes, in, under, across, and along all such Places, Streets, Ways, Lanes, or public Passages, as the said Company shall think necessary or proper for carrying the said last-mentioned Contracts into effect, and also, with such Consent as herein-after mentioned, in, under, across, and along any private Buildings, Ways, Passages, Grounds, and other Places, in such Manner as shall be necessary for the Purpose of carrying this Act into execution, or supplying any such Lights 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, or other necessary Apparatus, from any Main or Pipe laid in any Street, Road, Highway, Lane, Passage, or other public or private Place, by the said Company by virtue of this Act, into or through any Dwelling House or Houses, Manufactories, public or private Buildings or Grounds, for the Purpose of lighting the same, or any other public or private Lamp or Lamps from any of such Mains or Pipes; and to erect and set up any Machine or other Apparatus necessary or requisite for securing to any Dwelling House or Houses, Manufactories, public or private Buildings, a proper and sufficient 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 shall from Time to Time think necessary and convenient for completing, amending, repairing, improving, supplying, and using the same, and for carrying into effect the Purposes and Meaning of this Act: Provided nevertheless that nothing herein contained shall authorize and empower the said Company to carry or lay any Pipe or Pipes, Cocks or Branches from any Main or Pipe, into or against any Dwelling House or Dwelling Houses, Manufactory, public or private Buildings as aforesaid, or continue the same, without the Consent of the Owner and Owners, Occupier and Occupiers for the Time being of every House, Manufactory, or private Buildings as aforesaid; nor shall any thing herein contained authorize or empower the said Company to carry or lay any Pipe or Pipes, or to dig or sink any Trenches or Drains, or to lay Mains, through any Dwelling House or Houses, Manufactory, or private Buildings or Grounds, for the Purpose of conveying Gas to any other House or Houses, Manufactory, Shop, Workhouse, Building, or other Places than that or those through which such Main or Mains, Pipe or Pipes, Trenches or Drains, shall be laid or made, without the previous Consent of the Owners and Occupiers of every such Dwelling House or Houses, Manufactory, or private Building or Grounds, through which the same may be carried or laid, for the Purpose of lighting such other Dwelling House or Houses, Manufactory, Buildings, Place or Places.

XL. And be it further enacted, That it shall be lawful for the said Company and they are hereby fully authorized and empowered from Time to Time to carry, fit up, and furnish any Pipe or Pipes, Cocks or Branches, or other necessary Apparatus, from any Main Pipe or Main Pipes in any Road, Street, Way, Lane, or other public Passage or Place laid by or belonging to the said Company, in or through any Dwelling House or Houses, Manufactories, public or private Buildings; for the Purposes of lighting the same or any public or private Lamp from any such Main Pipe or Main Pipes, with the Consent of the Owners and Occupiers of such Dwelling House or Houses, Manufactories, public or private Buildings.

Company
may lay Pipes
of Communi-
cation from
Main Pipes.

XLI. And be it further enacted, That if it shall at any Time or Times be deemed necessary or expedient by the Commissioners, or Trustees, Surveyors, or other Person or Persons having the Controul, Direction, or Superintendance of the said Roads, Squares, Streets, Ways, Lanes, and other public Passages and Places respectively, to require the said Company to raise or sink or otherwise alter the Situation of any of the Pipes, Stopcocks, Plugs, or Branches which shall be laid down for the Purposes aforesaid, the said Company shall, at their own Expence, within Ten Days next after being required so to do, by Notice in Writing to them given by the said Commissioners, Trustees, Surveyors, or other Person or Persons respectively, raise or sink such Pipes, Stopcocks, Plugs, or Branches, according to such Notice; and in default thereof it shall be lawful for the said Commissioners, Trustees, Surveyors, or other Person or Persons aforesaid, to

Power to
alter Pipes.

to cause such Pipes, Cocks, Plugs, or Branches to be raised or sunk, and the reasonable Costs and Charges of doing the same shall immediately thereafter be paid by the said Company; and if the same be not paid within Ten Days next after the Demand shall be made by the said Commissioners, Trustees, Surveyors, or other Person or Persons aforesaid, by Writing left at the Office of the said Company, (Proof of such Demand being made by the Oath of One credible Witness before One or more Justice or Justices of the Peace,) all such reasonable Costs and Charges shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, 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, Surveyors, or other Person or Persons as aforesaid.

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

XLII. And be it further enacted, That it shall not be lawful for the said Company to break or take up or disturb any of the Pavements or Ground in any Road, Street, Way, Lane, or other public Passage or Place, for the Purpose of laying down or repairing any Main Pipe or Pipes (except Service Pipes as aforesaid), or of altering the Position of any such Main Pipe or Pipes (except as aforesaid), unless Notice in Writing of their Intention to break or take up such Pavement or Ground, signed by the Clerk of the said Company, specifying the Road, Street, Way, Lane, or other public Passage or Place, and the particular Part thereof intended to be broken or taken up, shall have been given to the Surveyor or Superintendant of such Road, Street, Way, Lane, or other public Passage or Place, for the Time being, shall have been left for him at his Dwelling House or last Place of Abode, for the Space of 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, when such Notice shall be given as soon as possible after such Pavements or Ground or any Part thereof shall be broken or taken up; and if the said Company shall break or take up or disturb, or cause to be broken, taken up, or disturbed, any such Pavements or Ground, without such Notice being given or left as aforesaid (except as aforesaid), then and in every such Case the said Company shall forfeit and pay to the Commissioners, or Trustees, Surveyors, or other Persons having the Controul of the Pavements or Road, Ground or Soil, which shall be so broken or taken up or disturbed, the Sum of Twenty Shillings, to be recovered and levied in such Manner as other Penalties and Forfeitures by this Act imposed are directed to be recovered and levied.

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

XLIII. And be it further enacted, That when and so often as the said Company shall have lawfully broken up or removed the Stones, Ground, Soil, or Pavement in or of any Road, Street, Way, Lane, or other public Passage or Place, or any Part thereof, the said Company shall and they are hereby required immediately thereafter to reinstate and make good such Ground, Soil, or Pavement, to the Satisfaction of the Surveyor, Commissioners, or Trustees, or other Person or Persons

sons having the Controul, Direction, or Superintendance of such Pavement, Soil, or Ground respectively; and the said Company shall carry or cause to be carried away all surplus Earth, Filth, and Rubbish occasioned thereby, at their own Costs and Charges; and in case the said Company shall make default in reinstating such Ground, Soil, or Pavement as aforesaid, or removing any Rubbish occasioned thereby, then and in every such Case it shall be lawful for the said Commissioners or Trustees, or other Person having such Controul, Direction, or Superintendance as aforesaid, to reinstate such Ground, Soil, and Pavement, and carry away all Rubbish occasioned thereby, and the Expences thereof shall be repaid by the said Company to the Person or Party so reinstating the same; and in default of Payment thereof within Twenty-eight Days next after Demand thereof in Writing shall have been made for and on the Behalf of such Commissioners, Trustees, or other Persons, (Proof being made thereof by the Oath of One credible Witness before One or more Justice or Justices of the Peace,) all such Sum or Sums of Money so paid, together with any Sum not exceeding Twenty Shillings by way of Penalty, shall and may be levied and recovered for the Use of such Person or Party, 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, who is and are hereby empowered to grant the same.

XLIV. And be it further enacted, That the said Company, or their Successors, Servants, Agents, Workmen, or others, shall not, by any Work to be done by virtue of this Act, damage or injure any public Sewer or Drain within the said Town; and if any Damage or Injury shall unavoidably be done to any such Sewer or Drain, the said Company or their Successors shall forthwith well and sufficiently repair and make good every such Damage or Injury; and in default thereof the Amount of such Damage shall be recoverable by the Surveyor or Surveyors of the Commissioners of Pavements or of the Highways for the Time being wherein such Damage or Injury shall have been sustained, by Distress and Sale of the Goods and Chattels of the said Company, or by Action of Debt or on the Case in His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Damages to any public Sewer or Drain to be made good.

XLV. And be it further enacted, That no Person shall lay any Pipe to communicate with any Pipe belonging to the said Company, without the Consent of the said Company in Writing first had and obtained, nor use Burners of larger Dimensions in any other Manner than he, she, or they shall contract to pay for, or supply any Inhabitant or other Person with any Part of such Gas, on pain of forfeiting and paying to the said Company the Sum of Twenty Shillings *per* Day for every such Day such Pipe shall so remain, or such Excess be 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

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

[*Local.*]

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Peace

Peace for the County, Place, or District where the said Offence shall be committed, and which Warrant such Justice or Justices is and are hereby required and empowered to grant; and the Surplus, after such 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 for the County of *Glamorgan*, there to remain and be kept at hard Labour, without Bail or Mainprize, for such Time as such Justice or Justices shall direct, not exceeding Six Calendar Months, unless such Forfeiture and all reasonable Charges be sooner paid and satisfied.

Power to
light Houses
&c. from
Mains.

XLVI. And be it further enacted, That it shall be lawful for the said Company and they are hereby fully authorized and empowered from Time to Time to carry, fit up, and furnish any Pipe or Pipes, Cocks or Branches, or other necessary Apparatus, from any Main Pipe or Pipes laid by or belonging to the said Company, in or through any Dwelling House or Houses, Manufactories, public or private Buildings, for the Purpose of lighting the same or any public or private Lamp from any such Main Pipe or Main Pipes, with the Consent of the Owner and Occupier of such Dwelling House or Houses, Manufactories, public or private Buildings.

Penalty for
damaging
Pipes, &c.

XLVII. And be it further enacted, That if any Person or Persons shall wilfully, maliciously, or negligently do or commit or cause to be done or committed any Injury or Damage to any of the Main or Service Pipes of the said Company, either by removing or disturbing the Ground or Soil whereon or wherein the same is or are laid or placed, or by the Compression or subsequent settling or lowering of the same at any Time or Times afterwards, or by any other Means whatsoever; or if any Person or Persons whomsoever shall wilfully or maliciously remove, destroy, damage, or injure any or any Part of any Pipe, Post, Plug, Lamp, or other Apparatus, Matter, or Thing belonging to the said Company, or shall wilfully or maliciously waste or improperly use any of the Inflammable Air or Gas supplied by the said Company, or shall alter, exchange, or remove the Burners from the Pipes of Supply, or shall use such Burners or consume such Gas beyond the Time stipulated and agreed to; every Person so offending in any of the respective Premises, and being thereof lawfully convicted on the Oath of One credible Witness before One or more Justice or Justices for the said County of *Glamorgan*, shall for every separate Act or Offence forfeit and pay to the said Company any Sum not exceeding Five Pounds, and Three Times the Amount of the Damages to be done, as the same shall be ascertained by such Justice or Justices; such Penalty and Damages, together with reasonable Costs, to be levied by Distress and Sale of the Goods and Chattels of such Offender, returning, upon Demand, the Overplus (if any) to the Owner of such Goods and Chattels; or such Offender shall or may be committed to the Common Gaol or House of Correction of the County, Place, or District where the Offence is committed, for any Time not exceeding

exceeding Six Calendar Months, at the Discretion of the Justice or Justices before whom such Offender shall be convicted, or until such Forfeiture, Damages, and Costs shall be paid.

XLVIII. And be it further enacted, That if any Person or Persons shall carelessly or accidentally break, destroy, throw down, damage, or injure any Lamp or Lamps hung out, set up, or belonging to the said Company, or by any Person at his or their private Expence, or any Part of any Pipe, Pillar, or Pedestal, Lamp Post, Lamp Iron, Plug, or other Apparatus, Matter, or Thing set up by or belonging to the said Company, or belonging to any Person or Persons, and set up by him, her, or them at his, her, or their private Expence, or carelessly or accidentally waste any of the Inflammable Air or Gas supplied by the said Company, or keep the Light or Lights burning for a longer Time than he, she, or they shall contract to pay for, and shall not, upon Demand by the said Company or their said Committee of Management, or their Clerk or Superintendant, or other Person or Persons authorized by them, make Satisfaction for the Damage done, or the Excess of Gas so wasted or used, or keeping the Lights burning longer than they shall have contracted for as aforesaid, then and in every such Case it shall and may be lawful to and for any One or more Justice or Justices of the Peace for the said County of *Glamorgan*, and he or they is and are hereby empowered and required, upon Complaint to him or them made, to summon before him or them the Party or Parties against whom such Complaint shall be preferred, and upon hearing the Allegations and Proofs on both Sides, or Nonappearance of the Party or Parties so complained against, to proceed *ex parte*, and to award such Sum or Sums of Money by way of Satisfaction to the said Company or such other Person or Persons (as far as the Case may require), for such Damage or Excess or Waste, as such Justice or Justices shall think reasonable; and in case of Neglect or Refusal to pay any Sum or Sums so awarded, within Five Days after Demand, it shall and may be lawful to and for such Justice or Justices, and he and they is and are hereby required to cause the same to be levied in such and the like Manner as any Fine, Penalty, or Forfeiture is by this Act directed to be raised and levied; or such Offender or Offenders shall or may be committed to the Common Gaol or House of Correction of the County aforesaid, at the Discretion of the Justice or Justices before whom such Offender or Offenders shall be convicted, or until such Sum or Sums so awarded as aforesaid shall be paid.

Satisfaction to be made for accidental Damage to Lamps, &c.

XLIX. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, across, or round any Street, Square, Market Place, Lane, Alley, Passage, Court, or other Places aforesaid, 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 Four Feet at least from the nearest Part of any Water Pipe already laid down or hereafter to be laid down by or by the Order of any Company of Proprietors for the Time being of any Waterworks hereafter to be established for the Conveyance of Water

Directions as to laying Pipes.

in,

in, under, through, along, across, or round any of the said Streets, Squares, Market Places, Lanes, Alleys, Passages, Courts, or other Places in the said Town, unless in Cases where it shall be unavoidably necessary to lay the Gas Main Pipes across any of the Pipes of the said Company of Proprietors, in which Cases the said Gas Main Pipes so crossing the said Water Pipes shall be at least Six Feet in Length, so that no Joint of any of the Gas Main Pipes shall be nearer to any Part of the said Water Pipes than Three Feet at least; and in laying down the said Pipes the said Company 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 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 every respect prevent the Gas from escaping therefrom, upon pain of forfeiting for any such Offence, if the said Company shall neglect or refuse to make such Gas Pipes air-tight within Twenty-four Hours after Notice thereof given to them in Writing, the Sum of Fifty Pounds.

For prevent-
ing Escape
of Gas.

L. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes already laid down or which shall be laid in any Market, Street, Square, Lane, public Passage or Place within the said Town of *Swansea*, the said Company shall, immediately after Notice given to them by Parol or in Writing of any such Escape of Gas, from any Inhabitant or Inhabitants of the said Town, 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 given, effectually stop and prevent any future Escape, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Company shall for every such Offence forfeit and pay any Sum not exceeding Ten Shillings for each 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 or Penalties 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 before some One or more Justice or Justices of the Peace, and shall and may be recoverable and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company.

Gas Com-
pany to pre-
vent Con-
tamination
of Water.

LI. And be it further enacted, That whenever the Water of any Owner or Company of Proprietors of Waterworks shall be contaminated or affected by the Gas of the said Company, such Company shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered, and shall be applied to and for the Use and Benefit of the said Owner or Company of Proprietors of the Waterworks affected thereby; and in case any such Water shall

shall be contaminated or affected by Gas in any way whatsoever, then and in every such Case and Cases the said Company shall, within Twenty-four Hours next after Notice thereof in Writing, signed by the Clerk or Surveyor to the said Owner or Company, or by any Person or Persons consuming the Water, to be left at the usual Office or Place of transacting Business of the said Company, cause the most proper and effectual Measures to be taken effectually to stop and prevent Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting the Water of the said Owner or Company of Proprietors; and in case the said Company shall not, within Twenty-four Hours next after each and every such Notice so left as aforesaid, effectually stop and prevent Gas from so escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, then and in every such Case the said Company shall, on each and every Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Treasurer for the Time being, or to any One of the Directors for the Time being, of the said Owner or Water Company, for the Use and Benefit of the same Proprietors, over and above the before-mentioned Penalty of Twenty Pounds to be recovered as aforesaid, the Sum of Ten Pounds for each and every Day during which the said Water shall be and remain contaminated, tainted, or affected by the Gas of the said Company; and in default of Payment thereof as aforesaid, such Penalty or Penalties shall and may be recovered by Information, to be exhibited on the Oath of One credible Witness by and in the Name of any One or more of the Directors of any such Water Company prosecuting such Information against the said Company, before any Justice of the Peace, with Costs, to be assessed by such Justice, and to be levied 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 of such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties and Costs, when so levied, shall be paid to the Treasurer or to the Directors for the Time being of the said Company which shall be contaminated or affected by Gas.

LII. And whereas it may be or become a Question, upon such Complaint as aforesaid, whether the said Water be contaminated or affected by the Gas of the said Company; be it therefore enacted, That in every such Case it shall be lawful for any such Company of Proprietors for supplying with Water to dig to and about and search and examine the Mains, Pipes, Conduits, and Apparatus of the said *Swansea* Gas Light Company, for the Purpose of ascertaining whether such Contamination proceed or be occasioned by the Gas of the said Company; and if it shall appear that the said Water has been contaminated by any Escape of Gas of the said Company, the Costs and Expences of the said Digging, Search, and Examination and Repair of the Pavement of the Street or Streets which shall be taken up or disturbed shall be borne and paid by the said Company; which Costs and Expences shall be ascertained and determined, if necessary, by such Justice as aforesaid, and

For ascertaining if Water is contaminated.

[*Local.*]

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be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any of the Mains, Pipes, or Conduits of the said Gas Light Company, then and in such Case such Company of Proprietors for the supplying with Water shall bear and pay all the Expences of such Examination, Repair, and Search, and also shall make good to the said Gas Light Company any Loss, Injury, or Damage which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus of the said Gas Light Company, in and by such Search and Examination, and also to the Pavement of the said Streets so broken or disturbed in such Search or Examination; the Amount of such Injury, Loss, or Damage to be ascertained and determined (if necessary) by such Justice or Justices of the Peace as aforesaid, and recoverable in like Manner as any Penalty may be recoverable by virtue of this Act.

Penalty on Washings draining into Rivers, Wells, &c.

LIII. 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 any Gas Works, or in the Manufacture or Process of making or procuring Gas, into any River, Brook, or running Stream, Reservoir, Canal, Aqueduct, Feeder, Pond, Springhead, 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, Canal, Aqueduct, Waterway, Feeder, Pond, or Springhead, Well, Drain, Sewer, or Ditch, whereby the said Water or any Part thereof shall or may be soiled, fouled, or corrupted, then and in every such Case the said Company so offending 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 Impar lance, 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 be sued for within Six 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 and 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, Canal, Aqueduct, Waterway, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance,

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 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, 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 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.

LIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person or Persons from proceeding by Indictment or otherwise against any of the Officers, Servants, or Workmen of the said Company in respect of any Works or the Means which shall be employed by them in making the said Gas, or using the same, or furnishing such Light as aforesaid, as a public or private Nuisance, or from bringing any Action or Actions against the said Company, or any of their Officers, Servants, or Workmen, for any Injury sustained by reason of any such Works, or the Use of the said Gas, or the Method of lighting therewith, whether such Injury shall proceed from the Preparation or the Use of the same Gas, or Method of lighting, or the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

Company
liable to be
indicted for
Injury done
by Works.

LV. 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, Squares, or Market Places, or other public 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, in proportion to the Quality and Intensity thereof, 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

Gas to be
supplied
cheaper
than Oil.

of any such public Street, Road, Square, or Market Place, or any other public Place 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 it shall be obligatory on the said Company that such Lamps shall at all Times be better and cheaper lighted by the said Company than could be done by Oil Lamps, in proportion to the Quality and Intensity of the Light.

Service
Pipes to be
kept fully
charged
with Gas.

LVI. And be it further enacted, That the Branch or Service Pipes which shall be put up by the said Company for lighting the said Streets and other public Passages and Places, under any Contract or Agreement, shall be kept fully charged with Gas, and the Stopcocks shall be so fully 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.

For Recovery
of Rents.

LVII. And be it further enacted, That in case any Body or Bodies (except the said Commissioners under the said *Swansea* Paving and Lighting Act) or any other Person or Persons who shall contract with the said Company, or agree to take or shall use or enjoy the said Gas, either in their private Dwellings, Shops, Inns, Taverns, or other Buildings, or Manufactories, Grounds, or Premises, or otherwise, shall refuse or neglect, for the Space of Ten Days after Demand, to pay the Sum or Sums of Money then due under their, his, or her Contract for the same, to the said Company, according to the Terms and Stipulations of the said respective Parties with the said Company, it shall be lawful for the said Company, or their Clerk or any Person or Persons acting by or under their Authority, by Warrant under the Hand and Seal of any One of the Justices of the said County, (which Warrant such Justice is hereby required to grant, upon Confession, or upon Proof of such Sum or Sums of Money being due to the said Company, and if Demand having been made by the Oath of One credible Witness,) to levy the said Sum or Sums of Money in respect whereof such Refusal or Neglect shall happen, by Distress and Sale of the Goods and Chattels of the Person or Persons so neglecting or refusing to pay the same, rendering the Surplus (if any) to such Person or Persons refusing or neglecting, after the necessary Charges of making such Distress and Sale shall be first deducted; and it shall also be lawful for the said Company to cut off and take away the Supply of Gas from the House or Houses, Inn, Tavern, Shop, Manufactory, Warehouse, or other Buildings, Premises, or Places of every such Person so making default in Payment of such Sum or Sums of Money then and by his, her, or their Contract to the said Company, for the Space of Ten Days after such Demand as aforesaid, and thenceforth to discontinue the Supply of Gas contracted for with the said Company by such Person or Persons.

Penalty for
obstructing
Company.

LVIII. And be it further enacted, That if any Person shall wantonly or maliciously hinder or interrupt the said Company, or their Deputies,

Deputies, Agents, Workmen, or Servants, or any of them, in doing or performing any of the Works, or in exercise of any of the Powers and Authorities by this Act granted, or shall in anywise cause or procure such Interruption or Hindrance to take place, and shall be thereof convicted before any Justice or Justices in and for the said County of *Glamorgan*, either on Evidence or Confession, every Person so offending shall for every such Offence forfeit and pay to the said Company such Sum or Sums of Money as shall be adjudged by such Justice or Justices, not exceeding Five Pounds, and also the full Amount of the Damage which shall be sustained by such Hindrance or Interruption; and such Sum or Sums of Money so adjudged shall be recovered in like Manner as any Penalty or Forfeiture can or may by virtue of this Act be recovered; or the said Company may, at their own Option, sue for the Damage sustained by them for such Hindrance or Interruption.

LIX. And be it further enacted, That when and so often as any Sum or Sums of Money shall be directed or ordered to be paid by any Justice or Justices of the Peace, in pursuance of this Act, as or by way of Compensation or Satisfaction for any Materials or Costs, or for any Damages, Spoil, or Injury of any Nature or Kind whatsoever, done or committed by such Company or any Person or Persons acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Company to the Party or Parties entitled to receive the same, within Ten Days after Demand in Writing shall have been made from the Clerk to the said Company or their Treasurer, in pursuance of the Direction or Order made by such Justice or Justices, shall be stated, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in such Company, under a Warrant to be issued for that Purpose by such Justice or Justices, which Warrant any such Justice or Justices is and are hereby authorized and required to grant, under his Hand and Seal or their Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money, as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money and the Costs and Expences of hearing and determining the Matter in dispute, and also the Costs and Expences of such Distress and Sale, then and in such Place such Overplus shall be returned, on Demand, to the Clerk of the said Company, or to their Treasurer for the Time being.

Compensation for Damages, &c. how to be recovered.

LX. And be it further enacted, That where by this Act any Damages or Charges are directed or authorized to be paid or recovered, in addition to any Penalty or Penalties for any Offence or Offences, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled, ascertained, and determined by the Justice or Justices of the Peace by or before whom any Offender shall be convicted of any such Offence or Offences, who is hereby

Damages and Charges, in Cases of Dispute, to be settled by Justices.

[*Local.*]

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authorized

authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels, in manner directed by this Act for the levying of any Penalties or Forfeitures.

Recovery
and Applica-
tion of
Penalties.

LXI. And be it further enacted, That all Penalties and Forfeitures for all and every the Offences in this Act mentioned, or by any Rule, Order, or Bye Law inflicted or imposed, in relation to which the Manner of convicting the Offenders or applying the Penalties is not particularly mentioned or directed, shall be adjudged by and be recovered before any Justice of the Peace for the said County by the Oath of any Person or Persons or on the Confession of the Party offending (which Oath the said Justice is hereby authorized to administer); and in default of Payment of such Penalties or Forfeitures, the same shall be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of such Justice; and one Half of the Penalties or Forfeitures, when recovered, after rendering the Overplus (if any), on Demand, to the Party or Parties whose Goods and Chattels shall be so distrained, the reasonable Charges of such Distress and Sale being first deducted, shall be paid to the Informer, and the other Half thereof to the Treasurer for the Time being of the *Swansea* Infirmary, or the Overseers of the Poor of the Town and Franchise of *Swansea*, for the Use and Benefit of such sick, infirm, or poor; and in case such sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice, for his or their Appearance before him on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Ten Days from the Time of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon Return of such Warrant or Warrants it shall appear that no such Distress can be had thereupon, or in case it shall appear to the Satisfaction of such Justice, either by the Confession of the Offender or Offenders or otherwise, that he, she, or they have or hath not sufficient Goods and Chattels whereon such Penalties, Forfeitures, Fines, and Charges can be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for any such Justice of the Peace, and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Offender or Offenders to the Common Gaol or House of Correction for the County wherein such Offence shall arise, for any Time not exceeding Six Calendar Months, there to be kept to hard Labour, or not, at the Discretion of such Justice.

Form of
Conviction.

LXII. And for the more easy Conviction of the Offenders against this Act, be it further enacted, That a Conviction in the Form or to
the

the Peace at any General Quarter Sessions of the Peace to be holden for the said County of *Glamorgan* within Four Calendar Months after the Cause of Appeal shall have arisen, the Person or Persons appealing having at first given at least Twenty-one Days Notice in Writing of such Appeal, and the particular Nature and Matter thereof, to the Person or Persons appealed against, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon); and the said Justices, upon due Proof of such Notice and Recognizance having been given and entered, shall in a summary Way determine such Complaint at such General or Quarter Sessions of the Peace to be held for the said County, and if they shall see Cause may mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Order, Rule, Bye Law, or Determination, and shall and may also award such further Satisfaction to be made to the Party injured, or such Costs to either of the Parties, as they shall think reasonable and proper; and all such Determinations of the said Justices at such General or Quarter Sessions shall be binding, final, and conclusive upon all Parties, to all Intents and Purposes whatsoever.

Direction
what shall
be a Service
of Notice on
the Company.

LXVI. 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 Summons, or Notice or Notices, upon the said Complainant, or any Writ or Writs or other Proceedings at Law or in Equity, the Service thereof upon the Clerk of the said Company, or at any of the Offices of the said Company, or left at the last or usual Place of Abode of the Clerk to the said Company, and in case the Residence of the said Clerk be not known, then Service upon any Agent or other Officer employed by the said Company, or upon any of the said Directors, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

Proceedings
not to be
quashed for
Want of Form.

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

Distress not
unlawful for
Want of Form.

LXVIII. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied under the Authority of this Act, or any Order or Bye Law made in pursuance thereof, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in any Proceeding relating thereto, nor a Trespasser or Trespassers *ab initio* on account of any subsequent Irregularity in the prosecuting of such Distress, but the

the Person or Persons aggrieved by such Irregularity may recover Satisfaction for special Damages by Action on the Case.

LXIX. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing this Act shall be paid and discharged out of the Monies already subscribed, and the Rents and Profits arising from the Works, Erections, and Buildings already erected and built out of the Monies so already subscribed and paid, in preference to all other Payments whatsoever, and prior to any Dividend of the Profits of the said Undertaking being in future declared or paid.

For paying the Expences of this Act.

LXX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend in any way to charge, lessen, abridge, impeach, annul, prejudice, or destroy any Rights, Privileges, Jurisdictions, Immunities, Rents, Tolls, or Customs, belonging, due, or in anywise appertaining to the Lord of the Borough of *Swansea*, or to the Corporation thereof, or any of the Officers of the same, or appertaining to the Leet or any other Court held for the said Borough, or of the Steward, Jurors, or Officers of the said Court or Courts, nor to empower the said Company to lay down, place, or continue any Pipe or Pipes, or any Apparatus whatsoever, in the Market Place in the said Town of *Swansea* established by virtue of a certain Act passed in the Ninth Year of the Reign of King *George* the Fourth, without the Consent of the said Corporation of *Swansea* first had and obtained.

Saving Rights of Lord of Borough and Corporation.

LXXI. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to alter, repeal, or annul all or any Part of an Act passed in the Forty-ninth Year of the Reign of His late Majesty, intituled *An Act for better paving, repairing, cleansing, lighting, and watching the several Streets and other public Passages and Places within the Town and Franchise of Swansea in the County of Glamorgan, and for removing and preventing Nuisances, Annoyances, and Obstructions therein*, nor to give or confer on the said *Swansea* Gas Light Company any Power or Authority whatsoever to lay down or continue, in or upon any Part of the present or future Streets of the Town of *Swansea*, any Pipes or other Materials for any longer Period or Time than during the Continuance of the now existing or any future Agreement or Agreements made or to be made by the said Gas Company with the said Commissioners, by virtue of the said recited Act.

Saving Rights of Commissioners of Paving, under 49 G. 3. c. 79.

LXXII. Saving always to all and every other Person and Persons whatsoever all such Rights, Title, Estate, and Interest whatsoever as they, and every or any of them, had and enjoyed of, in, to, or out of the Premises herein mentioned, or any of them or any Part thereof, before the passing of this Act, or could or might have had or enjoyed in case the same had not been made; any thing herein to the contrary notwithstanding.

General Saving.

[Local.]

[6 C]

LXXIII. And

Public Act.

LXXIII. 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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