



ANNO DECIMO SEPTIMO & DECIMO OCTAVO

VICTORIÆ REGINÆ.

Cap. clxvii.

An Act for supplying with Gas the Townships of *Farnworth* and *Kearsley* in the County Palatine of *Lancaster*. [10th July 1854.]

WHEREAS it is expedient that better Provision should be made for lighting with Gas the Townships of *Farnworth* and *Kearsley* in the County of *Lancaster*, but the same cannot be done without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and of the Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

I. "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," (except the Sections thereof with respect to the Purchase of Lands otherwise than by Agreement,) and "The Gasworks Clauses Act, 1847," are hereby incorporated with this Act. 8 & 9 Vict. cc. 16. & 18. and 10 & 11 Vict. c. 15. incorporated.

II. The Expression "Quarter Sessions" in the said incorporated Act shall mean the Quarter Sessions for the County of *Lancaster*, holden by Adjournment at *Salford* in the said County. "Quarter Sessions."

[Local.]

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III. This

The Farnworth and Kearsley Gas Act, 1854.

Short Title.

III. This Act may be cited for all Purposes as “The *Farnworth and Kearsley Gas Act, 1854.*”

Limits of Acts.

IV. The Limits of this Act shall include the several Townships of *Farnworth and Kearsley* in the County of *Lancaster*.

Incorporation of Company.

V. The several Persons and Corporations who have subscribed or who shall hereafter subscribe to the Undertaking, and their respective Executors, Administrators, Successors, and Assigns, shall be united into a Company for the Purpose of making and supplying Gas within the Limits of this Act, and for making Gasworks for that Purpose, with proper Works and Conveniences connected therewith, according to the Provisions of this Act and of the Acts therewith incorporated; and for the Purposes aforesaid such Company shall be incorporated by the Name of “The *Farnworth and Kearsley Gas Company,*” and by that Name shall be a Body Corporate with perpetual Succession, and shall sue and be sued, and shall have a Common Seal, and Power to purchase and hold Lands for the Purposes of the Undertaking, subject to the Provisions of this Act, and not exceeding in the whole Ten Acres.

Power to Company to construct Works.

VI. It shall be lawful for the Company, subject to the Provisions contained in this Act and the Acts incorporated herewith, from Time to Time to construct and maintain such Gasworks, Retorts, Gasometers, Reservoirs, Drains, Sewers, Mains, Pipes, Machinery, and other Works and Apparatus, and such Houses, Buildings, and Approaches thereto respectively, upon the Lands which they may purchase under the Provisions of this Act, and to do all such other Acts as they may consider necessary or proper for supplying the Inhabitants, and all public and private Buildings, and all public and private Lamps, within the Limits of this Act, with Gas, and also to manufacture or purchase, and to contract for Gas and for the Supply thereof, and to sell Gas, and to demand and take Rents and Charges for the Supply thereof, and to sell, dispose of, or manufacture the Coke and other residuary Products arising from the Materials used in the Manufacture of Gas, and also to make and sell, let for Hire, or otherwise deal in Gas Fittings, Tubes, Meters, Pipes, and all other Articles and Things in any way connected with Gasworks or with the Supply of Gas to the Consumers thereof, in such Manner as the Company may think proper.

Company may lay Pipes, &c. for lighting Buildings.

VII. Subject to the Provisions in this and the incorporated Acts contained, it shall be lawful for the Company to lay any Pipe, Branch, or other Apparatus from any Main or Branch Pipes, into, through, or against any Building for the Purpose of lighting the same, and to provide and set up any Apparatus necessary for securing to any Building a proper and complete Supply of Gas, and for measuring and ascertaining the Extent of such Supply.

VIII. That

The Farnworth and Kearsley Gas Act, 1854.

VIII. That every Consumer of Gas supplied by the Company shall, on the Request of the Company, consume the Gas supplied to him by Meter, to be provided at his Expense, but any Meter provided by a Consumer shall be approved by the Company before it is used or put up.

Consumers of Gas may be required to consume Gas by Meter.

IX. The Capital of the Company shall be Twenty thousand Pounds, and shall be divided into Two thousand Ten Pound Shares.

Capital.

X. The Amount of any Call shall not exceed Two Pounds *per* Share, and the utmost aggregate Amount of the Calls to be made in any One Year upon any One Share shall not exceed Five Pounds, and the Interval between any Two successive Calls shall not be less than Three Months.

Calls.

XI. After the Capital of Twenty thousand Pounds shall have been subscribed, and One Half thereof shall have been paid up, it shall be lawful for the Company from Time to Time to borrow on Mortgage or Bond any Sum or Sums of Money not exceeding in the whole the Sum of Four thousand Pounds.

Power to borrow Money on Mortgage, &c.

XII. All Monies raised by the Company under this Act, either by Shares or Mortgage or Bond, shall be applied to the Purposes of this Act, and to no other Purpose whatsoever.

Application of Monies raised under this Act.

XIII. The Number of Directors shall be Twelve, of whom Three shall be a Quorum, and the Qualification of a Director shall be the Possession in his own Right of Ten Shares in the Undertaking.

Number and Qualification of Directors.

XIV. It shall be lawful for the Company from Time to Time to reduce the Number of Directors, provided that the reduced Number be not less than Six.

Power to reduce the Number of Directors.

XV. *Thomas Barnes, Harrison Blair, Thomas Cross, Robert Dawson, William Hacking, Samuel Hardman, Thomas Hindley, Joseph Leach, Joseph Lord, John Partington, William Stott, and James Warburton* shall be the First Directors of the Company.

First Directors.

XVI. The First Ordinary Meeting of the Company shall be held within One Month next after the passing of this Act, and the subsequent Ordinary Meetings of the Company shall be held in the Months of *April* and *October* in every Year.

General Meetings.

XVII. The Quorum for any General Meeting of the Company shall be Ten Shareholders holding in the aggregate not less than One thousand Pounds in the Capital of the Company.

Quorum of General Meetings.

XVIII. The Number of Shareholders on whose Requisition an Extraordinary Meeting may be required to be convened shall be Ten Shareholders,

Shareholders may convene Extraordi-

The Farnworth and Kearsley Gas Act, 1854.

nary Meeting.

Shareholders, holding in the aggregate not less than One thousand five hundred Pounds in the Capital of the Company.

Limiting Charge for Gas supplied by Meter.

XIX. The maximum Price at which Gas shall be sold by the Company to all Persons who shall burn the same by Meter shall not exceed, *per* Thousand Cubic Feet, Six Shillings during the Ten Years next after the passing of this Act, and Five Shillings and Sixpence thereafter.

Pipes to be distinguished from those of other Companies.

XX. All Pipes which shall be laid down by the Company within the Limits of this Act shall be of such Construction, or shall be so marked, as that the same may be easily distinguishable from the Pipes of any other Company or Person supplying Gas or Water within the same Limits; but this Provision shall not apply to any Pipes already laid down which the Company may purchase.

Recovery of Rent and Price for Gas and Fittings.

XXI. The Company may recover the Price or Rent of any Pipe, Burner, Meter, Lamp, or Fitting sold, delivered, or let to hire by them, in the same Manner as they may recover Rent due for the Supply of Gas under the Provisions of the Gasworks Clauses Act, 1847; and in addition to the Power given by the said Act in this Behalf the Company may recover the Rent of any Gas supplied by them, or the Price or Rent of any such Pipe, Burner, Meter, Lamp, or Fitting as aforesaid, together with the Expense of cutting off the Service Pipe or Gas, by Action in any Court of competent Jurisdiction, although the Demand in respect thereof may be less than Twenty Pounds.

Several Names, &c. in One Warrant.

XXII. Any One Warrant issued for any of the Purposes of this Act may contain in the Body thereof, or in a Schedule thereto, several Names and several Sums.

Costs of Distress.

XXIII. Any Justice who issues a Warrant of Distress for any of the Purposes of this Act may order that the Costs of the Proceedings for the Recovery of the Money to be levied shall be paid by the Person liable to pay such Money, and such Costs shall be ascertained by the Justice, and shall be included in the Warrant of Distress for the Recovery of such Money.

Expenses of Act.

XXIV. The Costs and Expenses incurred in obtaining this Act, and all Expenses incidental or relating thereto, shall be paid by the Company.

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