

ANNO DECIMO SEPTIMO & DECIMO OCTAVO

VICTORIÆ REGINÆ.

Cap.cxci.

An Act to enable the Newport and Pillgwenlly Waterworks Company to increase and extend their Supply of Water, and to construct new Works; and for other Purposes.

[24th July 1854.]

HEREAS by the "Newport and Pillgwenlly Waterworks 9 & 10 Vict. Act, 1846," a Company was incorporated under the Name c. ccxxi. of "The Newport and Pillgwenlly Waterworks Company" (herein-after called "the Company"), for supplying with Water the Town and Harbour of Newport in the County of Monmouth, and certain Parts of Pillgwenlly and of the Parishes of Saint Woollos and Christchurch in the said County: And whereas the Company have proceeded, in the Exercise of the Powers conferred by that Act, to construct the Works thereby authorized, and are now supplying with Water a large Portion of the District within the Limits of that Act: And whereas the Company were by the said Act authorized to raise a Capital of Twenty thousand Pounds, divided into Two thousand Shares of Ten Pounds each, and to borrow on Mortgage or Bond any Sum not exceeding Seven thousand Pounds: And whereas the Com-[Local.]36 Npany

pany have raised the Sum of Twenty thousand Pounds in Two thousand Shares of Ten Pounds each, and have borrowed on Bonds the Sum of Seven thousand Pounds, and have expended those Sums upon their Works: And whereas, in addition to the aforesaid Sums, the Company have also appropriated and applied to and expended upon their permanent Works the Sum of One thousand nine hundred and two Pounds advanced by Shareholders in the Company, and the Sum of One thousand Pounds out of or from the Revenue or Income of the Company applicable to Dividends: And whereas the Town of Newport has greatly increased since the passing of the said recited Act, and is still increasing: And whereas it is expedient that the Company should be enabled to extend their Supply of Water for domestic, sanitary, and other Purposes to the whole of the Parishes of Saint Woollos, Christchurch, and Malpas in the County of Monmouth, and that for these Purposes, and other the Purposes of their Undertaking, they should be empowered to obtain an additional Supply of Water, and to take Water from additional Sources, and construct additional Works and Conveniences: And whereas it is expedient that the Capital of the Company should be increased, and that the Company should be empowered to capitalize or pay off the Sums of One thousand nine hundred and two Pounds so advanced by Shareholders as aforesaid, and of One thousand Pounds so applied or appropriated out of or from the Revenue or Income of the Company as aforesaid respectively, and that further Powers should be granted to the Company for carrying out the Objects contemplated by the said recited Act and this Act: And whereas by the recited Act (after reciting that the Establishment of the Works thereby authorized would be of great Benefit and Advantage to the Newport Dock Company and to the Newport Harbour Commissioners) the Newport Dock Company to the Extent of Two thousand Pounds, and the Newport Harbour Commissioners to the like Extent, were respectively empowered to subscribe towards and take Shares in the Undertaking of the Company, and to borrow Money for that Purpose: And whereas the Newport Dock Company have not exercised the Powers so conferred upon them, and it is not expedient that those Powers should be continued: And whereas the Newport Harbour Commissioners have exercised to their full Extent the Powers so conferred upon them, and it is expedient that further Powers in that Behalf should be conferred upon them: And whereas, in order to avoid Inconveniences arising from several Private Acts relating to the same Purposes being in force at the same Time, it is expedient that the said recited Act be repealed, and that some of the Powers and Provisions thereof be amended and re-enacted or continued by this Act, and that further Powers should be conferred upon the Company; but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted;

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 Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

I. That the said recited Act shall be and is hereby repealed, but Recited Act repealed. subject to the Provisions contained in this Act.

- II. That in citing this Act for any Purpose whatsoever it shall be Short Title. sufficient to use the Expression "The Newport and Pillgwenlly Waterworks Act, 1854."
- III. That "The Companies Clauses Consolidation Act, 1845," 8 & 9 Vict. "The Lands Clauses Consolidation Act, 1845," and "The Water- and works Clauses Act, 1847," shall be and the same are hereby incor- 10 & 11 Vict. porated with this Act (except so far as any of the Clauses of those porated. Acts may be expressly varied by this Act).

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IV. That in construing the said Companies Clauses Consolidation Act, Lands Clauses Consolidation Act, and Waterworks Clauses Act, Words in as incorporated with this Act, the Expression "the Special Act" shall incorporated mean this Act, and "the Works" or "the Undertaking" shall mean this Act. the existing Waterworks of the Company, and Works connected therewith, as well as the Extension of their Mains, Pipes, and Works connected therewith which the Company are by this Act and the Acts incorporated herewith authorized to execute; the Expressions "the Promoters of the Undertaking" or "the Undertakers" shall mean the Newport and Pillgwenlly Waterworks Company; unless there be in the Subject or Context something repugnant to or inconsistent with such Construction.

Same Meaning to certain

- V. That the Limits of this Act for the Supply of Water shall Limits of comprise and include the whole of the Town and Borough of Newport, Act. and the whole of the Parishes of Saint Woollos, Christchurch, and Malpas, all in the County of Monmouth.
- VI. That, notwithstanding the Repeal of the said recited Act, the Company to several Persons and Corporations who immediately before the passing continue incorporated. of this Act were Proprietors of Shares in the Company, and all other Persons and Corporations who have subscribed or who shall hereafter subscribe to the Undertaking of the Company, and their Executors, Administrators, Successors, and Assigns respectively, shall be and continue a Company for the Purpose of supplying with Water the Inhabitants, Buildings, Shipping, and Lands within the Limits of this Act, and for other the Purposes herein and in the said incorporated Acts contained, by the Name of "The Newport and Pillgwenlly Waterworks Company," and by that Name shall be and continue One Body

Body Corporate, with perpetual Succession and a Common Seal, and (subject to the Restrictions in this Act and the said incorporated Acts contained) may maintain the Waterworks constructed under the Powers of the recited Act, and may construct and maintain the Waterworks by this Act authorized, and may supply Water, and take, purchase, hold, and sell and dispose of Lands and other Property for the Purposes of the Undertaking, and otherwise for carrying the Purposes of this Act and the incorporated Acts into execution.

Liabilities of Company continued.

VII. That, notwithstanding the Repeal of the recited Act, the Company shall continue liable and responsible for all Acts, Defaults, and Omissions heretofore done, suffered, or omitted by them, and all other Corporations and Persons shall have and may exercise the same Rights and Remedies in respect of such Acts, Defaults, and Omissions, as if the recited Act had not been repealed; and all Duties and Liabilities, Claims and Demands, which immediately before the Repeal of the recited Act attached to or might have been enforced against the Company, shall continue to attach to and may be enforced against the Company, as fully and effectually as if the recited Act had not been repealed.

Company to remain entitled to Property, although Act repealed.

VIII. That, notwithstanding the Repeal of the recited Act, the Company shall remain and be seised and possessed of and entitled to all Streams and Springs of Water, Reservoirs, Aqueducts, Conduits, Pipes, Guages, Engines, Tunnels, Arches, Bridges, Roads, and other Works, and all Lands, Tenements, Hereditaments, Buildings, Easements, Appurtenances, prospective and other Rights, Powers, Privileges, Goods, Chattels, Choses in Action, Effects, Bonds, Deeds, Books, Writings, Papers, Maps, Plans, and Personal Estate and Property, Claims and Demands whatsoever, of or to which the said Company or any Person in trust for them is or are or was or were, under or by virtue of the recited Act or otherwise howsoever, immediately before the passing of this Act, seised, possessed, or in any way entitled, at Law or in Equity, and that as fully and effectually to all Intents and Purposes whatsoever as if this Act were not passed, subject nevertheless to the Charges, Interests, and Liabilities (if any) to which at the Time of the passing of this Act the same Premises are respectively subject.

Company to continue to supply their Works from present Sources.

IX. That, notwithstanding the Repeal of the recited Act, the Company may, with the Powers and subject to the Provisions of this Act and the incorporated Acts, continue to supply their Waterworks from all and every of the Streams, Springs, and Sources from which they were by the recited Act authorized to supply the same, as well as from the Streams, Springs, and Sources authorized by this Act, and may maintain their now existing Waterworks, Reservoirs, and

Works,

Works, and the Conveniences thereof, and extend from Time to Time, whenever it shall be necessary, their Pipes and Mains, and use the same Waterworks, Reservoirs, Works, Pipes, and Mains, for the Supply of Water, within the Limits prescribed by this Act.

X. That, notwithstanding the Repeal of the recited Act, the Company to several Clauses and Provisions whatsoever in favour of or relating to continue entitled to the Company, or the Directors, Officers, or Servants of the Com- Powers pany, respectively contained in any Act or Acts (other than the said under other recited Act), and which immediately before the passing of this Act Acts. are in force, shall continue and be in full Force accordingly; and the Company, and their Directors, Officers, and Servants, may and shall accordingly, and for the Purposes of this Act, be entitled to, and have, exercise, and enjoy, and be subject to, under or by virtue of those Clauses and Provisions respectively, all such Rights, Interests, Powers, Authorities, and Privileges, Liabilities, Penalties, and Restrictions whatsoever, as if this Act had not been passed they would have had or might have exercised or enjoyed or been subject to.

XI. That, notwithstanding the Repeal of the recited Act, all Pur-Conveychases, Sales, Conveyances, Grants, Assurances, Leases, Mortgages, ances, &c. to Bonds, Contracts, Agreements, Securities, Liabilities, Arbitrations, force. Awards, and other Acts and Things before the passing of this Act done, made, entered into, executed, or instituted, under or by virtue of the recited Act, or with reference to the Purposes of the same, shall be and remain as good, valid, and effectual, in favour of or against and with reference to the Company, and may be proceeded on, enforced, and satisfied, in the same Manner, to all Intents and Purposes, as if the recited Act had not been repealed.

XII. That, notwithstanding the Repeal of the recited Act, any Actions, &c. Action, Suit, Prosecution, or other Proceeding whatsoever com- not to abate. menced either by or against the Company before the passing of this Act shall not abate or be discontinued or be prejudicially affected by this Act, but, on the contrary, shall continue and take effect, both in favour of and against the Company, in the same Manner in all respects as the same would have continued and taken effect in relation to the Company if the recited Act had not been repealed; and also all Penalties incurred by any Offence against the Provisions of the recited Act previously to the passing of this Act may be sued for, and all Offences which may have been committed before the passing of this Act against the Provisions of the recited Act may be prosecuted, in such or the like Manner, to all Intents and Purposes, as the same might have been sued for and prosecuted respectively if the recited Act had not been repealed.

Water Rates due to be recovered.

XIII. That, notwithstanding the Repeal of the recited Act, all Water Rates, Rents, and Charges which immediately before the passing of this Act were due and payable or accruing due and payable to the Company under or by virtue of the said recited Act shall be and remain due and payable to the Company, and shall and may be collected and recovered and enforced by the same Ways and Means, and under the same Restrictions and Regulations, and with the same Penalties in respect thereof, as any Rates, Rents, or Charges may be collected, recovered, or enforced under this Act.

Debts due to and by Company to be paid to and by them.

XIV. That, notwithstanding the Repeal of the recited Act, all Persons and Corporations who immediately before the passing of this Act owed any Sum of Money to the Company, or to any Person on their Behalf, shall pay the same, together with all Interest (if any) due and to accrue due for the same, to the Company, and the same shall be recoverable by the Company; and all Debts and Monies which immediately before the passing of this Act were due or owing by or recoverable from the Company, or for the Payment of which the Company are or but for this Act would be liable, shall be paid, with all Interest (if any) due or to accrue due thereon, by or be recoverable from the Company, and all Securities for the same shall be and continue in force accordingly.

Books to be Evidence.

Books, Plans, and other Documents by that Act directed or authorized to be kept, and which if that Act were not repealed would be receivable in Evidence, shall be admitted as Evidence in all Courts of Law or Equity and elsewhere accordingly.

Certificates and Trans-fers to remain in force.

XVI. That, notwithstanding the Repeal of the recited Act, all Certificates, Sales, Transfers, and Dispositions before the passing of this Act made or executed under the recited Act, of or with respect to any Shares in the Company, shall remain in full Force and continue and be available in all respects.

Byelaws to continue in force.

XVII. That, notwithstanding the Repeal of the recited Act, all Byelaws, Rules, Regulations, and Orders made under the said recited Act shall continue in force until the same be repealed, altered, or varied under this Act; and such Byelaws, Rules, Regulations, and Orders, and all Penalties and Forfeitures thereby respectively imposed, may and shall be enforced, recovered, and applied in the same Manner in all respects as if the same had been made and imposed respectively under this Act.

Officers to continue until re-moved.

XVIII. That, notwithstanding the Repeal of the said recited Act, all Clerks, Officers, and Persons appointed by virtue of or acting under

under the Authority of the recited Act shall hold and enjoy their respective Offices and Employments, together with the Salaries and Emoluments thereunto annexed, until they shall be removed therefrom by the Company or Directors; and all such Clerks, Officers, and Persons shall have the like Powers and Authorities for the Purposes of this Act, and for carrying the same into execution, and all such Clerks, Officers, and Persons, and their respective Sureties, shall be subject and liable to the like Conditions, Obligations, Pains, and Penalties, and to the like Powers of Removal, and to the like Rules, Restrictions, and Regulations, in all respects whatsoever, as if they had been appointed and such Sureties had become bound respectively under this Act.

XIX. That the Share Capital of the Company, inclusive of their Capital. now existing Share Capital of Twenty thousand Pounds, shall be Forty thousand Pounds.

XX. That Twenty thousand Pounds, Part of the said Capital of Shares to Forty thousand Pounds, shall be divided into Two thousand Shares of existing Ten Pounds each, and those Shares shall be appropriated to and shall Shares. belong to the several Persons and Corporations who immediately before the passing of this Act were the Shareholders of the Company in proportion to and as substituted for and representing their then Shares in the now existing Share Capital of Twenty thousand Pounds, and every Share so appropriated shall be deemed paid up to the same Extent as the Share for which it is substituted.

XXI. That, subject to the Provisions of this Act, the Company Power to may from Time to Time, with the Approbation of Three Fifths at least by Creation of the Votes of the Shareholders present in Person or by Proxy at any of new Special Meeting of the Company convened for that Purpose, raise by Shares. the Creation and Issue of new Shares the whole or such Part of the rest of the Capital of Forty thousand Pounds as for the Time being shall not be raised, and may create the new Shares either of One Class and with the like Privileges, or of several Classes and with different Privileges, and of the same or different Amounts respectively, with any fixed, fluctuating, contingent, guaranteed, preferential, perpetual, terminable, or other Dividend or Interest, not exceeding Six Pounds in the Hundred per Annum on the Amount from Time to Time paid up thereon, as the Company from Time to Time think fit, and may from Time to Time (subject to the Provisions of this Act) fix as they think fit the Amounts and Times of Payment of the Calls on the new Shares: Provided always, that all the Shares of the same Class shall be of like Amount, and all the Shares of the same Class shall confer like Privileges and bear the like Dividend or Interest.

Nothing to affect Rights of Preference Shares.

XXII. Provided always, That any Preference or Priority in the Payment of Interest or Dividend which may from Time to Time be granted in respect of any new Shares in pursuance of this Act shall not prejudice or affect any Preference or Priority in the Payment of Interest or Dividend on any other Shares which may have been previously granted by the Company by or in pursuance of this Act, or which may be otherwise lawfully subsisting.

The Sums already advanced by Shareholders to be a Debt due by Company.

XXIII. That the several Sums already advanced by the respective Shareholders who have made such Advance, and which Sums amount in the aggregate to the before-mentioned Sum of One thousand nine hundred and two Pounds, shall be a Simple Contract Debt due from the Company to each such Shareholder to the Extent of the Sum so advanced by him.

Amount of such Debt may be applied in discharge protanto of Calls on new Shares.

XXIV. That such of the present Shareholders in the Company as under the Provisions of this Act shall agree to accept any new Shares to be created in the Undertaking shall be entitled to set off and charge the Sums so advanced by them respectively as aforesaid towards and against the Payment pro tanto of Calls on any new Shares so agreed to be accepted by and which shall be actually allotted to them respectively under the Powers of this Act.

Power to Directors to apply, out of Monies to be raised, 1,000%. to and as Revenue, and not as Capital.

XXV. That it shall be lawful for the Directors from Time to Time and at any Time, out of the Monies to be raised by the Creation of new Shares, or otherwise, under the Powers of this Act, to apply and dispose of so much thereof as shall be required for that Purpose (or such Part or Parts thereof as they from Time to Time in their Discretion shall think fit) towards repaying or reimbursing to Revenue and Income the Sum of One thousand Pounds so applied and appropriated therefrom to Capital as aforesaid, and to deal with such Sum of One thousand Pounds, or such Part or Parts thereof as aforesaid, as and when the same shall be so applied and disposed of as aforesaid, as and by way of Income, and not as Capital, of the Company.

New Shares to be offered to Subscribers or Shareholders.

Mode of making Offer.

XXVI. That the Share Capital to be raised by new Shares shall be divided into Shares of such Amount as will conveniently allow the same to be apportioned among the then Shareholders in proportion to the Number of Shares held by them respectively at the Time of the Creation of such new Shares; and such new Shares shall be offered to the then Shareholders at Par, in that Proportion; and such Offers shall be made by Letter under the Hand of the Secretary or Chief Clerk of the Company, given to or sent by Post and addressed to each Shareholder according to his Address in the Books of the Company, or left for him at his usual or last known Place

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Stock under the Powers hereby granted, but the borrowing Powers of the Company shall be reduced to the Extent of the Debenture Stock so created; and provided also, that the said Debenture Stock shall not confer any Right of voting or Qualification for Directors.

Satisfaction of Debt by such Stock.

XLII. That the Directors may allot any Parts of the said Debenture Stock to any Holder of any Mortgage or Bond of the Company who may be willing to accept the same in full Satisfaction of all or any Part (not being less than the aggregate nominal Amount of the Stock so allotted) of the Principal Sum secured by such Mortgage or Bond, and on his Acceptance of the Stock so allotted so much of the Amount secured by such Mortgage or Bond as shall be equal to the aggregate nominal Amount of such Stock shall be deemed fully paid and satisfied.

Application Stock and its Proceeds.

XLIII. That the said Debenture Stock, and all Monies to be raised of Debenture thereby, shall, so far as the same shall extend, be appropriated and applied exclusively for the Purpose of satisfying the Mortgage and Bond Debt of the Company.

Application of Money.

XLIV. That, subject to the Provisions herein-before contained, all Money to be raised under the Provisions of this Act, whether by means of Shares or by Exercise of the Powers of borrowing, or otherwise, shall be applied to the Purposes of the Undertaking by this Act authorized, and to no other Purpose.

Arrears may be enforced by Appointment of a Receiver.

XLV. That the Mortgagees of the Company may enforce the Payment of the Arrears of Principal and Interest due on any such Mortgages by the Appointment of a Receiver; and the Amount owing to the Mortgagees by whom Application for such Receiver shall be made shall not be less than Three thousand Pounds in the whole.

Ordinary Meetings.

XLVI. That the Ordinary Meetings of the Company shall be held half-yearly in the Month of February and in the Month of August in every Year, or at such other stated Periods as shall from Time to Time be appointed for that Purpose by an Order of a General Meeting, at such Places in Newport as the Company shall from Time to Time appoint.

Shareholders may call Extraordinary Meetings.

XLVII. That the Number of Shareholders on whose Requisition an Extraordinary Meeting shall be convened shall be Five or more Shareholders holding in the aggregate not less than One Tenth of the Capital of the Company.

XLVIII. That

pany) may nominate and appoint any Person (whether such Person sioners may be a Shareholder in the Company or not) to vote on their Behalf at any Meeting of the Company, and may from Time to Time revoke any such Appointment, and appoint any other Person in that Behalf; spect of their Shares. and the Person so for the Time being appointed shall have the same Right of voting at any such Meeting as though the Shares held by or on behalf of the Commissioners by whom he may have been appointed were held by him and in his Name in addition to any Right of voting to which he may be entitled in respect of any Shares actually held by him in his own Right: Provided always, that every such Appointment or Revocation made by the said Commissioners shall be in Writing under the Hand of their Chairman for the Time being.

appoint a Person to vote in re-

XXXIX. That after the whole of the additional Capital of Power to Twenty thousand Pounds by this Act authorized to be raised shall borrow have been subscribed for, and One Half of the same shall have been Money on Mortgage or paid up, it shall be lawful for the Company from Time to Time to Bond. borrow on Mortgage or Bond, for the Purposes of the Undertaking, any Sums of Money not exceeding in the whole, together with the Sums previously borrowed by them, and then remaining due, the Sum of Thirteen thousand Pounds.

XL. That all Mortgages or Bonds granted by the Company before Former the passing of this Act, and which shall be in force at the Time of Mortgages to have Prithe passing of this Act, shall, during the Continuance thereof, have ority. Priority over all Mortgages and Bonds granted by the Company by virtue of this Act.

XLI. That it shall be lawful for the Company (with the Consent Power to of Three Fifths of the Proprietors present at any Meeting of the create "Der Company specially convened for the Purpose) from Time to Time to Stock" in create a permanent Stock, in lieu of all or any Part or Parts of the lieu of Mort-Mortgage or Bond Debt of the Company, to be called and registered gage or Bond Debt. as "The Debenture Stock of the Newport and Pillgwently Waterworks Company," and to be deemed fully paid up, and to raise thereby from Time to Time sufficient Monies to pay off and discharge such Mortgage and Bond Debt, or any Part or Parts thereof, and to attach to the Stock so to be created a fixed Dividend, not exceeding the Rate of Five Pounds per Centum per Annum, payable half-yearly in Priority of the Dividends upon all other Shares in the Undertaking, and the Dividends so to be attached to such Stock shall thereafter be appropriated and paid thereon accordingly; provided, that the Amount of Stock so to be created shall not exceed the aggregate Amount of the Sums borrowed and authorized to be borrowed by the Company; provided also, that it shall not be lawful for the Company to reborrow any Money in the Stead of which they shall have created Debenture Stock

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confer on the respective Holders thereof Qualifications and Rights of voting in proportion to the aggregate nominal Value of such new Shares, and not in proportion to the Number of or the Amount paid on such new Shares; and for the Purposes of Qualifications and Rights of voting every entire Sum of Ten Pounds of such nominal Value shall be considered as equivalent to One Share in the Capital of the Company; and no Holder of new Shares shall have any Qualification or Right of voting in respect of any Number of new Shares constituting in their aggregate nominal Value any Fraction of Ten Pounds.

Limiting
Rate of Dividends.

XXXIV. That (with reference to the Clauses of "The Waterworks Clauses Act, 1847," with respect to the Amount of Profit to be received by the Undertakers when the Waterworks are carried on for their Benefit,) the prescribed Rate of Profits to be divided among the Undertakers in any Year shall be Eight Pounds in the Hundred by the Year on the Capital in the Undertaking for the Time being paid up.

Newport
Harbour
Commissioners authorized to
subscribe to
Undertaking.

XXXV. That it shall be lawful for the Newport Harbour Commissioners to subscribe towards the Undertaking of the Company any Sum or Sums of Money not exceeding in the whole the Sum of Four thousand Pounds, including in such Sum the Amount which the said Commissioners have subscribed under the said recited Act; and the said Commissioners shall and may hold and possess as many Shares in the Company hereby incorporated, in proportion to their respective subscribed Capital, as any Person or Persons shall or may have therein in proportion to his and their subscribed Capital.

Securities already given by Harbour Commiscioners to remain in force.

XXXVI. That, notwithstanding the Repeal of the said recited Act, all Mortgages, Bonds, or other Securities granted by the said Harbour Commissioners previous to the passing of this Act, for the Purpose of raising and as Security for any Monies borrowed by them under the Powers of the said recited Act, shall remain, continue, and be in full Force and Effect, to all Intents and Purposes whatsoever, as if the said recited Act had not been repealed.

Newport
Harbour
Commissioners may
apply their
surplus
Funds.

XXXVII. That it shall be lawful for the Newport Harbour Commissioners to apply, in Payment of Calls, or in anticipation of Calls, upon any Shares taken by them under the Powers of this Act, any Monies heretofore raised by them for the Purposes of any Acts relating to them which may not be required for the Purposes of such Acts.

Newport Harbour CommisXXXVIII. That the said Harbour Commissioners (so long as they shall be and continue Shareholders in the Undertaking of the Company)

of Abode in England or Wales; and every such Offer made by Letter sent by Post shall be considered as made on the Day on which such Letter in the ordinary Course of Delivery ought to reach the Place to which it is addressed.

XXVII. That the new Shares so offered shall vest in and belong to the Shareholders who shall accept the same, and who shall pay or Shareotherwise in manner herein provided satisfy to the Company the holders. Calls thereon at the Times and by the Instalments which shall be fixed by the Company.

New Shares to vest in

XXVIII. Provided always, That if any Shareholder fail for One As to Dis-Month after such Offer of new Shares to accept the same, the Com- position of pany may dispose of such Shares in accordance with the other Provi- new Shares. sions of this Act.

XXIX. That (except as by this Act provided with reference to General Shares to be offered to existing Shareholders) the Company may from Power to dispose of Time to Time dispose of the new Shares in such Manner, to such new Shares. Persons, and on such Terms as the Company may think fit.

XXX. That if, after having created any new Shares, the Company Power to determine not to issue the whole of such new Shares, they may cancel uniscancel the unissued new Shares, and may from Time to Time thereafter create in lieu thereof other new Shares of an aggregate Amount not exceeding that of the new Shares so cancelled.

XXXI. That every Person or Corporation who becomes entitled Dividend on to any new Shares shall in respect of the same be a Shareholder new Shares. in the Company, and shall (unless the Rate of Dividend or Interest thereon be at the Time of the Creation thereof otherwise fixed by the Company) be entitled to a Dividend with the other Shareholders proportioned to the whole Amount for the Time being paid up on such Share.

XXXII. That no One Call to be made upon or in respect of any Calls on new new Share created under the Powers of this Act shall exceed One Shares. Fourth of the Amount or nominal Value of such Share, and the Interval between successive Calls shall be not less than Two Months, and not more than Three Fourths of the nominal Amount of a Share shall be called up in any One Year.

XXXIII. That all new Shares created under the Powers of this Qualification Act of the Amount of Ten Pounds each shall confer the same Qualifications and Rights of voting as the Shares of Ten Pounds holders. each now existing; and all new Shares of any other Amount shall [Local.] 36 P confer

Share-

* XLVIII. That the Scale according to which the Holders of the Scale of Shares now existing may vote in respect of such Shares at all General Votes. Meetings of the Company shall be as follows:

Every Holder of Two Shares and less than Five shall have One Vote:

Every Holder of Five Shares and less than Ten shall have Two Votes:

Every Holder of Ten Shares and less than Twenty shall have Three Votes; and every Shareholder shall have an additional Vote for every Ten Shares beyond the first Twenty Shares.

XLIX. That the Number of the Directors (until reduced under Number of the Power herein-after contained) shall be Nine, and the Qualifica- Directors. tion of a Director shall be the Possession in his own Right of Twenty Shares in the Undertaking.

L. That the Company may from Time to Time reduce the Number Power to of Directors, provided that the Number when so reduced be not less than Six.

reduce Number of Directors.

LI. That the Quorum of a Meeting of Directors shall be Three.

Quorum of Directors.

LII. That the several Persons who were Directors of the Company immediately before the passing of this Act shall continue to be rectors to continue. the Directors after the passing of this Act, and they shall go out of Office in Rotation, and other Directors shall be appointed in their Place, in the same Order as would have happened under the Provisions of the said "Companies Clauses Consolidation Act," in case the said recited Act had not been repealed.

Present Di-

LIII. That the Number of Directors of which Committees appointed Number of a by the Directors shall consist shall be not less than Three or more Committee of Directors. than Five, of whom any Two in the Absence of the others shall be competent to act.

LIV. That if any Money be payable to any Shareholder, being a Receipts for Minor, Idiot, or Lunatic, the Receipt of his respective Guardian Monies payor Committee shall be a sufficient Discharge to the Company for the Minors, &c. same.

LV. That the Newspaper in which Advertisements relating to the Newspapers Affairs of the Company are to be inserted shall be some One or more for Adver-Newspaper or Newspapers published in the Town or Borough of tisements. Newport in the County of Monmouth.

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LVI. That

Power to execute Works according to deposited Plan.

LVI. That inasmuch as Plans and Sections showing the Line. Situation, and the Levels of the intended new Aqueducts and other Works, and describing the Brooks and Streams the Waters of which are intended to be diverted and used, and also a Book of Reference thereto containing the Names of the Owners and Lessees, or reputed Owners and Lessees, and Occupiers of the Lands in or through which the Works are intended to be made or to pass, have been deposited with the Clerk of the Peace for the County of Monmouth: Therefore, subject to the Provisions of this Act, the Company may make and maintain the said Aqueducts and other Works in the Lines or Situation and on the Levels and in and through and upon the Lands delineated on the said Plans and Sections and described in such Book of Reference respectively, and may enter upon, take, purchase, and use such of the Lands, Streams, and Waters mentioned in the said Plans and Book of Reference as the Company may deem necessary for the Purposes of the said Works.

Power to divert
Streams and impound
Water in manner shown on Plans.

LVII. That, subject to the Provisions herein contained, the Company may impound, divert, take, and use, for the Supply of their Reservoirs and Works, at all Times whensoever they shall think fit, the whole or any Part of the Waters of the Streams or Brooks called the Henllis Brook and the Pant y Eos Brook respectively, in the Parish of *Henlis*, and the Hamlet of *Rogerstone* in the Parish of Bassalleg, respectively in the County of Monmouth, above the Weirs or Dams to be erected and maintained across such Brooks respectively, as herein-after provided, and of the Streams or Brooks which unite themselves with the said *Henllis* and *Pant y Eos* Brooks respectively, above such Weirs or Dams respectively, in the Manner and at the Places shown on the said deposited Plans and Sections, or within the Limits of Deviation by this Act authorized, in addition to any other Springs, Brooks, Streams, or Sources from which the Company derived or were entitled to derive a Supply of Water under the Provisions of the recited Act hereby repealed.

Limits of Deviation.

LVIII. That the Company may deviate laterally from the Line or Situation of the Weirs or Dams, Conduits, Pipes, Aqueducts, and Works respectively delineated on the said deposited Plans to any Extent not exceeding the Limits of Deviation defined on the said Plans, and may deviate vertically from the Levels of the said Works, as shown on the said deposited Sections, to any Extent not exceeding Three Feet.

Works to be executed.

LIX. That the Works by this Act authorized comprise the following Works; that is to say,

A Weir or Dam across the Henllis Brook in a Field on the West Side of the said Brook in the said Parish of Henllis, and belonging to Sir Charles Morgan Robinson Morgan Baronet, and now or

late

late in the Occupation of Thomas Lloyd, situate within a short Distance of the Church Farm House in the said Parish, and in a Field on the East Side of the said Brook in the same Parish, also belonging to the said Sir Charles Morgan Robinson Morgan Baronet, and now or late in the Occupation of John Edmunds:

Also an Aqueduct, Conduit, or Line of Pipes, with Tunnels or Driftways connected therewith or upon the Line thereof, commencing from and out of or above the said Dam or Weir in the before-mentioned Field on the West Side of the said Brook, and terminating at and in the Company's now existing Reservoir at Ynis y bro on the Northern Side thereof:

Also a Weir or Dam across the Pant y Eos Brook in a Field on the North-east Side of the said Brook in the said Parish of Henllis, belonging to the said Sir Charles Morgan Robinson Morgan Baronet, and now or late in the Occupation of Thomas Lloyd, and within a short Distance of *Henllis* Church, and in a Field on the South-west Side of the said Brook in the Hamlet of Rogerstone in the Parish of Basselleg in the County of Monmouth, belonging to William Phillips, and now or late in the Occupation of John Ingles:

Also an Aqueduct, Conduit, or Line of Pipes commencing at, from, and out of or above the said last-mentioned Weir or Dam in the said Pant y Eos Brook in the before-mentioned Field on the North-east Side of the said Pant y Eos Brook, and terminating by a Junction with or in the first-mentioned Aqueduct, Conduit, or Line of Pipes in a Pasture Field in the said Parish of Henllis belonging to the said Sir Charles Morgan Robinson Morgan Baronet, and now or late in the Occupation of Thomas Lloyd, situate a short Distance to the Northward of the Point of Junction of the said *Henllis* and *Pant y Eos* Brooks respectively above the Maesteg Bridge.

LX. That in case a sufficient Supply of good Water for the Use of For providthe Cattle on Lands supplied with Water by or from the Springs or ing Water-Streams by the recited Act or this Act authorized to be taken by for Cattle. the Company shall, by reason of the Construction or Use of the Works of the Company, not be left or remain on such Lands, the Company shall and they are hereby required, on Application by the Owners of such Lands, to provide and make thereon a reasonable Number of Watering Places, and keep in them a constant Supply of good Water, for the Use of Cattle, in suitable Situations on such Lands; and the Owner for the Time being of such Lands, his Lessees and Tenants, may take and use for his and their Cattle such Water, as also any other Water arising or being on such Land which shall not be taken or used by the Company under the Powers of the recited Act or this Act.

ing Places

For carrying out Agreement with Owners of Bettws Mill,

LXI. And whereas by an Indenture bearing Date the First Day of June One thousand eight hundred and fifty-four, and made between the Reverend Hugh Evans Clerk and Edward Banister Esquire, Trustees of the last Will and Testament of John Gwynne, late of Gwern Vale House in the Parish of Crickhowel in the County of Brecon, Esquire, deceased, of the one Part, and the Newport and Pillgwenlly Waterworks Company of the other Part, the said Hugh Evans and Edward Banister have agreed with the said Company, and the said Company have agreed with the said Hugh Evans and Edward Banister, to the Effect following; (that is to say,) that they the said Hugh Evans and Edward Banister would grant and convey to the said Company, their Successors and Assigns, for an absolute Estate in Fee Simple, free from Incumbrances, the Watermill, Land, and Premises called Bettws Mill, specified in the Schedule to this Act, with all the Wheels, Fixtures, Water Rights, and other Easements and Appurtenances therein referred to; and that in consideration of such Grant and Conveyance as aforesaid the said Company would grant the said Hugh Evans and Edward Banister, their Heirs and Assigns, as such Trustees, a clear yearly Rent of Eighty Pounds, to be charged and issuing out of all the Rates and Effects of the Company, and to be payable half-yearly, subject to such Deductions as therein mentioned, and also Powers of Distress for recovering the said yearly Rent, if the same should be in arrear for Thirty Days, and a Power of collecting and receiving the Rates payable to the said Company in case any half-yearly Payment of the said clear yearly Rent should be in arrear for Six Calendar Months, and also all Powers and Remedies given to the Company for recovering and compelling Payment of such Rates: Be it therefore enacted, That it shall be lawful for the said Hugh Evans and Edward Banister, their Heirs and Assigns, in consideration of the said yearly Rent of Eighty Pounds, with such Powers and Remedies as mentioned in the aforesaid Agreement, and at the Expense of the said Company, forthwith, or at any Time after the passing of this Act, to grant and convey to the said Company and their Successors and Assigns, for an absolute Estate in Fee Simple, free from Incumbrances, conformably to the said Agreement, the said Watermill, Lands, and Premises mentioned in the same Agreement, and that in consideration of such Grant and Conveyance the said Company and their Successors may and shall, at the Expense of the said Company, grant to the said Hugh Evans and Edward Banister, their Heirs and Assigns, conformably to the said Agreement, the said clear yearly Rent of Eighty Pounds, with all such Powers of Distress, and collecting and receiving, recovering, and compelling Payment of the Rates, as are mentioned in the said Agreement.

On Sale of Mill, &c. Company may reserve LXII. That upon any Sale by the Company of the said Mill, Lands, and Premises the Company may reserve to themselves all or any Part

of the Water and Water Rights and other Easements thereunto or restrict belonging, and may sell the said Mill, Lands, and Premises, subject to Rights and such Reservation, and also subject to such special Conditions, Restric- other Rights. tions, and Provisions with reference to Use of Water, and for preventing the Exercise of noxious Trades or Businesses upon the Premises, and the Discharge and depositing of Manure, Sewage, and other impure Matter or Liquids, as they may think fit.

LXIII. That the Powers by this Act granted to the Company for Period for the compulsory Purchase of Lands for the Purposes of this Act shall compulsory Purchases not be exercised after the Expiration of Three Years from the passing limited. of this Act.

LXIV. That on the Expiration of Five Years from the passing of Period for this Act the Powers by this Act granted to the Company for executing Completion of Works. the intended Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of those Works as shall be then completed: Provided always, that this Act, or anything therein contained, shall not restrain the Company from extending their Works, Mains, and Pipes from Time to Time, whenever it shall be necessary so to do, for the Purpose of supplying Water within the Limits of this Act.

LXV. That, in addition to the Lands, Springs, and Streams autho- Lands for rized to be compulsorily taken and purchased by the Company, it extrashall be lawful for the Company to contract with any Party willing to Purposes. sell the same for the Purchase of any Streams or Springs of Water, Houses, Buildings, Mills, or other Works, or of any Lands not exceeding in Quantity Twenty Acres, which shall be deemed proper or expedient for the Purpose of making and providing, constructing and laying down any additional Tanks, Culverts, Pipes, Buildings, and Conveniences, or for making convenient Approaches to their Works, or for any other Purposes connected with the said Waterworks which the Company may think beneficial to the Undertaking: Provided always, that nothing herein contained shall authorize the said Company to divert or use any such Stream or Spring of Water unless and until they shall purchase the Interest therein of and from all Persons whose beneficial Use thereof shall be prejudicially affected thereby.

LXVI. That the Persons empowered by the said "Lands Clauses Power to Consolidation Act" to convey Lands shall have full Power to grant make Grants to the Company, for the Purposes of this Act, any Lands or Streams, in perpetuity. or the Right of User thereof, or any Easement, Liberty, Privilege, Power, or Authority in or over the same, in perpetuity, in consideration of an annual Rent.

Grants by Persons under Disability to be at best Rent.

LXVII. That in any such Grant to be made by any Party under any Disability or Incapacity to sell and convey Lands, as defined by the "Lands Clauses Consolidation Act, 1845," there shall be reserved the best or most usual yearly Rent or Remuneration for or in respect of the Premises thereby granted, and no Fine, Premium, or Foregift shall be paid upon or in respect of such Grant, such Rent or Remuneration being not less than shall be determined by Two able practical Surveyors or their Umpire, in accordance with the Provisions of the "Lands Clauses Consolidation Act, 1845," with respect to the Purchase of Lands by Agreement: Provided always, that the Company may at any subsequent Period purchase the Release or Discharge of the Rent or Remuneration, Covenants and Stipulations reserved by and contained in any such Grants.

Power to
Justices to
order Repair
of Reservoirs, and in
certain Cases
to direct the
Water therein to be
lowered.

LXVIII. That in order to provide against Accidents to Life or Property by the bursting of any Reservoir made or to be made under the Provisions of the recited Act or of this Act, whenever it shall be represented to Two Justices for the County of Monmouth, by the Owners or Occupiers of any Dwelling House, Mill, Factory, or other Works situate below such Reservoir as aforesaid, and so as to be in danger of being destroyed or injured by the Water of such Reservoir in case it should escape therefrom, that such Reservoir is in a dangerous State, such Justices shall forthwith make Inquiry into the Truth of such Representation, and if they shall be satisfied that such Reservoir is in a dangerous State, they shall, by Writing under their Hands, order and require the Company, within a Time to be specified in such Writing, to put such Reservoir into a proper State of Repair, or construct such Works as may be necessary to remove the Danger; and in case the Company shall not within the Time so limited, and to the Satisfaction of the Justices who shall have made such Order, or of any Two Justices for such County, have repaired the said Reservoir or constructed the said Works, or in case, upon receiving such Representation as aforesaid, the Justices shall consider the Danger to be so imminent as not to admit of Delay, they may, if they shall think fit, by Writing under their Hands, order and direct the Officer in charge of such Reservoir, or any other Person or Persons whom they may think proper, to enter upon the Premises of the Company, and to open the Sluices of such Reservoir, or otherwise to let off so much of the Water from such Reservoir and to such a Level as may be necessary to remove the Danger, and to keep the Water in such Reservoir at the reduced Level until the said Reservoir shall have been repaired, or such Works as aforesaid shall have been constructed to the Satisfaction of the Justices who shall have made such Order, or any other Two Justices for the said County, and who shall signify their Satisfaction by Writing superseding such Order, or until such Order shall be superseded upon Appeal as herein-after mentioned;

mentioned; and such Order may be in the Form or to the Purport and Effect following; (that is to say,)

' To A.B.

' YAVE, the undersigned, Two of Her Majesty's Justices of the Peace acting in and for the County of do hereby order and 'direct you, and such Person or Persons as you may require to aid ' and assist you herein, forthwith to do all such Acts as may be 'necessary to lower the Water in a certain Reservoir known as the Reservoir, by the Space of Feet or ' thereabouts, and to keep the same at that Level until you shall be 'further instructed by us or by Two other Justices of the Peace ' acting in and for the said County, and you shall do as little Injury ' as possible to the Property of the Newport and Pillgwenlly Water-'works Company; and in acting in obedience to the Premises this ' shall be your sufficient Warrant. One

'Given under our Hands, this

Day of

'thousand eight hundred and

(Signed)

And no Person acting under and in pursuance of such Order shall be deemed a Trespasser; and any Person who shall obstruct or prevent such Person in the Discharge of such Order, or shall wilfully do any Act in contravention of such Order, shall for every such Offence be liable to a Penalty not exceeding Fifty Pounds: Provided always, that, except when the Urgency of the Case will not admit of the Delay, the Justices, before making an Order to repair any such Reservoir or to construct any Works as aforesaid, or to lower the Water in any such Reservoir, shall cause Notice to be given to the Clerk of the Company, and shall hear and consider any Evidence that may be tendered on behalf of the Company against the making of such Order: Provided also, that if the Company shall consider themselves aggrieved by any such Order they may appeal against the same to the General or Quarter Sessions of the Peace for the County of Monmouth, upon giving to the Justices who shall have made such Order Three Weeks Notice in Writing of the Grounds of such Appeal; and the Court of Quarter Sessions shall hear and determine such Appeal, and may either confirm or supersede the Order of the said Justices, as they may think proper; but until such Order shall be superseded it shall continue in full Force; and all the Costs, Charges, and Expenses of applying for, obtaining, and enforcing such Order shall be borne by the Company, unless the Justices making the Order shall direct such Costs, Charges, and Expenses, or a proportionate Part of them, to be borne by the Parties applying for such Order, which they are hereby authorized to do; and the Costs of any such Appeal as aforesaid shall be in the Discretion of the said Court of Quarter Sessions.

LXIX. Pro-

Company not to be responsible for Consequences of such Order. LXIX. Provided always, That the Company shall not be liable to pay any Persons any Damages, Penalties, Costs, Charges, or Expenses for or in respect of or be answerable or accountable to any Persons for any Diminution or Cessation of the Supply of Water, or any other Breach or Nonperformance of their or any of their Duties, Liabilities, or Obligations under this Act, which may be occasioned in or by or result from the Execution of any such Order as aforesaid, anything in this Act to the contrary notwithstanding.

Rates at which the Company are to supply Water.

LXX. That the Company shall, at the Request of the Owner or Occupier, furnish to every Occupier of a private Dwelling House or Part of a private Dwelling House in any public Street or Road within the Limits of this Act, in which or within One hundred Yards of which any Main Pipe of the Company shall be laid, a sufficient Supply of Water for the domestic Purposes of every such Occupier, at Rates not exceeding the Rates following (exclusive of the Rates for Water-closets and Baths herein-after authorized), to be assessed on the annual Value of the Premises so supplied with Water; (that is to say,)

Where such private Dwelling House or Part of a Dwelling House shall be at an Elevation of not more than Eighty Feet above the Coping of the present existing Quay Walls of the Newport Dock Company's Dock at Pillgwenlly, the yearly Rate of Five Pounds per Centum:

And where such Dwelling House or Part of a Dwelling House shall be at an Elevation of more than Eighty Feet above the said Coping at the yearly Rate of Six Pounds per Centum.

Company not compelled to supply Water to certain Houses without the Limits of the new Borough.

2 & 3 W. 4.

c. 64.

LXXI. That nothing in this Act, or in "The Waterworks Clauses Act, 1847," contained, shall be deemed or construed to compel or oblige the Company to lay down Mains or Pipes to or to bring or supply Water to any House situate without the Town and Harbour of Newport, and such Parts of Pillgwenlly and of the Parishes of Saint Woollos and Christchurch, all in the said County of Monmouth, as are included within the Limits of the Borough of the said Town as defined by an Act of Parliament passed in the Second Year of the Reign of His late Majesty King William the Fourth, intituled An Act to settle and describe the Divisions of Counties and the Limits of Cities and Boroughs in England and Wales, so far as respects the Election of Members to serve in Parliament, where such House shall be at an Elevation of more than Eighty Feet above the Coping of the present existing Quay Walls of the Newport Dock Company's Dock at Pillgwenlly aforesaid.

What shall not be domestic Purposes,

LXXII. Provided always, That a Supply of Water for domestic Uses shall not include a Supply of Water for Railway Purposes, or for Laundries or Wash-houses where Washing is done for Hire or Reward,

or for Horses or Cattle, or for washing Carriages, where such Horses or Carriages are kept for Hire or by Common Carriers, or for public Pumps, or for the Purposes of any Trade, Manufactory, or Business whatsoever, or for watering Gardens, or for Fountains, or for any ornamental Purpose.

LXXIII. Provided always, That, in addition to the Rate for the As to Water-Supply for domestic Purposes, the Company may demand and receive closets and Baths. for One Bath capable of holding not more than Sixty Gallons of Water, and for One Watercloset, any yearly Sum not exceeding Ten Shillings each; and for each such Bath, and for each Water Closet beyond the first, any yearly Sum not exceeding Six Shillings; and for every Bath capable of holding more than Sixty Gallons of Water the Company may demand any Sum which they think fit.

LXXIV. That any Person using for other than domestic Purposes Penalty for any Water supplied by the Company, and not having previously using Water for other agreed with the Company for a Supply for such other Purposes, and than domesevery Person having agreed with the Company for a Supply of Water tic Purposes for any other than domestic Purposes, and using for any Purposes Agreement. other than the Purposes so agreed on the Water so supplied by the Company, shall respectively for every such Offence forfeit and pay to the Company any Sum not exceeding Five Pounds.

without

LXXV. That the Company may supply and distribute Water for Power to the Use of the Shipping and of the Vessels lying within the Harbour of Company to supply Ship-Newport, and of the Crews of all such Vessels, and may demand and ping. receive for such Supply such Sums as shall be fixed and agreed upon between the Company and the respective Parties who shall apply for and obtain such Supply; and the same shall be recovered in the Manner herein provided for the Recovery of Rates or Rents in arrear, or as near thereto as the Nature of the Case will admit; and any Warrant of Distress issued by any Justices for the Recovery of such Rates or Rents may include and extend to the Ship or Vessel in respect of the Supply to which the same may have become due, and the Tackle, Apparel, and Furniture belonging thereto.

LXXVI. That such Water Rates shall be paid by the Owner or Valuation to Occupier requesting the Supply of Water, and shall be payable be according to the Asaccording to the annual Value at which the Premises supplied shall sessment of be assessed to the Poor's Rate, if the same shall be so assessed, and the Poor if not, according to the annual Value (to be ascertained in manner provided by the "Waterworks Clauses Act, 1847,") of the Premises supplied.

Rates.

First Payment of Rates.

LXXVII. That the Amount of the First Payment of any Water Rate to be made by any Person who shall begin to take Water between any successive Two of the usual Quarter Days shall be such Proportion of a quarterly Payment as the Length of Time that shall intervene between such Day of Payment and the next quarterly Term Day shall bear to a Quarter of a Year.

Water for other than domestic Purposes to be supplied by Agreement.

Power to Company to lease the Rates.

LXXVIII. That it shall be lawful for the Company to supply any Person with Water for other than domestic Purposes at such Rate and upon such Terms and Conditions as shall be agreed upon between the Company and the Person requiring such Supply of Water.

LXXIX. That it shall be lawful for the Company to lease the whole or any of the Water Rates payable by virtue of this Act for any Term not exceeding Three Years, and upon such Terms, Covenants, and Conditions as the Company shall think proper; and every Lessee shall have the same Powers, Rights, and Remedies for recovering and enforcing the Payment of the Water Rates granted by the Lease as are by this and the said incorporated Acts vested in the Company for that Purpose: Provided always, that no such Lease shall defeat or abridge the Power by the said "Waterworks Clauses Act" given to the Court of Quarter Sessions of directing the Reduction of the Rates; and the Company shall reduce the Rates in the same Manner as they would have done in case no Lease had been granted.

Water need not be laid on under Pressure. LXXX. That the Water to be supplied need not be constantly laid on under Pressure.

Persons
using Water
to provide
Stopcocks.

LXXXI. That every Person supplied with Water under the Provisions of this Act shall, when required by the Company, provide and affix such proper Tap, Stopcock, or other Apparatus to the Pipe conducting the Water from the Works of the Company as the Company shall direct, and shall keep such Tap, Stopcock, or other Apparatus in good Repair, so as effectually to prevent the Water from running to waste; and in case any such Person shall neglect to provide, when required by the Company, such Tap, Stopcock, or other Apparatus, or to keep the same in good Repair, it shall be lawful for the Company, or for any Person acting under their Authority, to cut off the Pipe or turn off the Water from the Premises of such Person, until such Tap, Stopcock, or other Apparatus shall be provided or repaired, as the Case may require.

Penalty for wilfully suffering Waste of Water.

LXXXII. That if any Person supplied with Water by the Company shall wilfully do or permit any Act, or permit or suffer any Pipe or Apparatus to be out of repair, so that the Water supplied to him

by

by the Company shall be wasted, or the Supply thereof improperly increased, he shall forfeit for every such Offence a Sum not exceeding Forty Shillings, together with the Value of the Water so wasted or improperly increased.

LXXXIII. That whenever any Person neglects to pay any Rate Recovery of or Sum due to the Company, and the Rate or Sum do not exceed sums not exceeding Fifty Pounds, the Company may recover the same in any Court of 50l. competent Jurisdiction; and the Remedies of the Company under this Enactment shall be in addition to their other Remedies for the Recovery of such Rate or Sum.

LXXXIV. That all Water Rates or Rents due to the Company, and Water Rates, all Damages, Costs, and Expenses by this Act or any Act incor- &c. may be recovered by porated herewith directed to be paid, and the Amount whereof shall Distress. not be disputed, may be recovered by Distress, and any Justice, on Application, shall issue his Warrant accordingly.

LXXXV. That any Number of Names and Sums may be included Several in any Warrant of Distress or Notice obtained or given by the Names in One War-Company for any of the Purposes of this Act, and may be stated rant. either in the Body of the Warrant or Notice, or in a Schedule thereto.

LXXXVI. That any Justice who issues any such Warrant of Costs of Distress may order that the Costs of the Proceedings for the Recovery Distress. of such Rate or Sum shall be paid by the Person liable to pay such Rate or Sum; and such Costs shall be ascertained by the Justice, and shall be included in the Warrant of Distress for the Recovery of such Rate or Sum.

LXXXVII. That no Justice shall be disqualified for acting in the Liability to Execution of this Act by reason of his being liable to the Payment Water Rate of any Rate or other Charge under this Act.

not to disqualify Justices.

LXXXVIII. That the Costs and Expenses of this Act and Expenses of Act. incident thereto shall be paid by the Company.

The SCHEDULE to which the foregoing Act refers.

Parish.	Description.	Owner or reputed Owner.	Occupiers.
Parishes of Bettws and Malpas, both in the County of Monmouth.	Bettws Mill, comprising Weir or Dam across the Henllis or Malpas Brook, with the Cut, Feeder, Millstreams, Garden, and a Piece of Pasture Land thereto adjoining, and containing in the whole, by Estimation, Two Acres.	The Reverend Hugh Evans, and Edward Bannister, Esquire.	Daniel Barton, Daniel Barton the younger; John Clarke.

LONDON:

Printed by George Edward Eyre and William Spottiswoode, Printers to the Queen's most Excellent Majesty. 1854.