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VICTORIÆ REGINÆ.

Cap. ccxl.

An Act to authorize the Mayor, Aldermen, and Burgesses of the Borough of *Aberavon*, as the Local Board for the District, to purchase the existing Gasworks of the *Aberavon Gas and Coke Consumers Company (Limited)*, and to supply Gas within the said District.

[23d July 1866.]

WHEREAS the Mayor, Aldermen, and Burgesses of the Borough of *Aberavon* in the County of *Glamorgan*, acting by the Council, are the Local Board for the District of *Aberavon*: And whereas for some Years past the Borough has been lighted with Gas by a Company styled the *Aberavon Gas and Coke Consumers Company (Limited)*, established under the Joint Stock Companies Acts in the Year One thousand eight hundred and fifty-seven: And whereas it is expedient that the Corporation, by the Council as the Local Board, should be empowered to supply Gas within the District, and that they should have Power to acquire the Gasworks, Pipes, and Property of the said Company, and that they and the Company should be also empowered to agree touching the Transfer to the Corporation of the said Works: And whereas the Purposes aforesaid cannot be effected without the Authority of

[*Local.*]

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Parliament:

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

Short Title. 1. This Act may be cited for any Purpose as "The *Aberavon* Local Board Act, 1866."

8 & 9 Vict.
c. 18.,
10 & 11 Vict.
c. 15. and
23 & 24 Vict.
c. 106., in-
corporated.

2. "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," and "The Gasworks Clauses Act, 1847," (except the Clauses and Provisions with respect to the Amount of Profit to be received by the Undertakers when the Gasworks are carried on for their Benefit,) shall be incorporated with this Act, and shall form Part thereof, except so far as the same Acts respectively, or any Part or Parts thereof respectively, are expressly varied, altered, or otherwise provided for by this Act: Provided always, that the Incorporation with this Act of "The Lands Clauses Consolidation Act, 1845," shall not authorize the Corporation to purchase or take any Lands otherwise than by Agreement.

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Interpreta-
tion of
Terms.

3. In this Act the several Words and Expressions to which Meanings are assigned by the Acts wholly or partially incorporated herewith shall have the same respective Meanings, unless there be something in the Subject or Context repugnant to such Construction; the Expression "the Public Health Acts" includes "The Public Health Act, 1848," and the several Acts passed prior to the Year One thousand eight hundred and fifty-eight amending the same, and "The Local Government Act, 1858," and the several Acts subsequently passed amending the same; the Expression "the Special Act" means this Act; the Expression "the Company" means "the *Aberavon* Gas and Coke Consumers Company (Limited);" the Expressions "the Undertaking" and "the Gasworks" mean the Gasworks, Mains, Pipes, Property, and Premises purchased and acquired under the Powers of this Act; the Expression "the Undertakers" or "the Corporation" means the Corporation acting by the Council as the Local Board; and the Expression "Superior Courts" or "Court of competent Jurisdiction," or any other like Expression in this Act, shall be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute.

Act to be
executed by
Corporation.

4. This Act shall be executed by the Corporation acting by the Council as the Local Board for the District of *Aberavon* in the County of *Glamorgan*, with the Powers and Indemnities and according to the Provisions of the Public Health Acts, and those Acts shall

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in relation to the Corporation and the several Objects and Purposes of this Act be read and construed as if the Purposes and Provisions of this Act were Purposes and Provisions of the Public Health Acts so far as the same shall be applicable thereto, and except so far as any of the Provisions of the Public Health Acts are expressly varied, altered, or otherwise provided for by this Act.

5. For the more conveniently carrying this Act and the several Powers thereof into execution it shall be lawful for the Corporation to appoint out of the Council from Time to Time a Committee, to be called "the Gas Committee," consisting of such Number of Persons not exceeding Five as the Corporation shall think fit, to manage, transact, and carry into effect all or any of the Matters and Purposes of this Act, and the Corporation may fix the Quorum of such Committee, which Committee shall have full Discretion and so many of the Powers and Authorities by this Act given to or reposed in the Corporation as the Corporation shall think proper from Time to Time to delegate to such Committee.

Power to Corporation to appoint Gas Committee.

6. Every Committee so appointed may meet from Time to Time and may adjourn from Place to Place as they may think proper for carrying into effect the Purposes of their Appointment, but no Business shall be transacted at any Meeting of the Committee unless the Quorum of Members (if any) fixed by the Corporation, and, if no Quorum be fixed, unless Three Members, be present; and at all Meetings of the Committee the Mayor, if One of the Committee and present, shall be Chairman, and if not a Member, or absent, One of the Members present shall be appointed Chairman; and all Questions shall be determined by a Majority of the Votes of the Members present, and in case of an equal Division of Votes the Chairman shall have a Casting Vote in addition to his Vote as a Member of the Committee.

Meetings, &c. of Committee.

7. All the Minute and other Books of the Gas Committee, and all Documents, Writings, and Papers in the Custody of or belonging to such Committee, shall at all Times be open to the Inspection of any of the Members of the Corporation.

Minute Books of Gas Committee to be open to Inspection.

8. If the Corporation shall, on or before the First Day of *September* One thousand eight hundred and sixty-six, give Notice in Writing under their Corporate Seal to the Clerk or Secretary, or to any One of the Directors of the Company, of their Intention to purchase the Undertaking of the Company, the Company shall be bound to sell and shall sell and convey the same to the Corporation as at and from the said First Day of *September* One thousand eight hundred and sixty-six, and it shall be lawful for the Corporation to purchase the same

Company to sell their Undertaking to the Corporation if required by the latter.

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same, on Payment of such Price and upon such Terms and Conditions as may be agreed on, or as, failing Agreement, may be determined by Arbitration in manner provided by "The Railways Clauses Consolidation Act, 1845," for the Settlement of Disputes by Arbitration; and it shall also be lawful for the Company at any Time, with the Consent of Three Fifths of the Votes of the Shareholders voting in person or by proxy at any General Meeting of such Company convened with Notice of that Object, to sell to the Corporation, and it shall be lawful for the Corporation to purchase, the Undertaking of the Company at such Price and upon such Terms and Conditions as shall be mutually agreed upon between them, but nevertheless without Prejudice to all Mortgage and other Debts of the Company which shall be directly charged upon the said Undertaking or any Part thereof.

Directors
Receipt to
be good
Discharge.

9. The Receipt in Writing of Three of the Directors of the Company for the Purchase Money to be paid to them by the Corporation shall be an effectual Discharge to the Corporation for the Sum which in any such Receipt shall be expressed or acknowledged to be received; and the said Corporation shall not be obliged or concerned to see to the Distribution of such Purchase Money, or of any Money which may be paid by them to such Directors, or be otherwise answerable or accountable for any Loss, Misapplication, or Nonapplication thereof, or of any Part thereof.

Payment
and Applica-
tion of
Purchase
Money.

10. The Sum agreed upon as the Price or Consideration for the Purchase of the said Undertaking, or fixed by Arbitration in the event of the same being referred to Arbitration under the Provision to that Effect herein-before contained, shall be paid into such Bank as the Directors for the Time being of the Company shall appoint to the Account of such Company, and shall be applied by such Directors in manner following; (that is to say,)

First, in discharging, according to their several Priorities, all Sums of Money due and owing by the Company, and secured by Mortgage or other direct Charge upon the Undertaking or any Part thereof;

Secondly, in discharging all outstanding Debts and Liabilities of the Company which shall not have been so secured; and

Thirdly, in making a fair rateable Division of the Residue thereof amongst the Holders of the Shares of the Company in proportion to their respective Shares and Interests in the Undertaking sold.

Time and
Place of
Payment
to Share-
holders.

11. The Directors of the Company shall give Notice of the Time and Place for Payment to the Holders of Shares of their respective Portions of such Purchase Money in like Manner as they give Notice of General Meetings of the Company, and shall pay the same accordingly

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ingly to such of them as shall apply for and give Receipts for the same.

12. In carrying into execution the Provisions of this Act with respect to the Payment of such Purchase Money to the Shareholders the Directors of the Company shall not be bound to regard any Manner of Trust, Limitation, Disposition, or Appointment of or affecting any Share in the Undertaking sold, or the Purchase Money for the same, but may deal with the Person who shall be registered in the Books of the Company as the Holder of such Shares, or the Executors or Administrators of any deceased Person, as the absolute Proprietor thereof, and the Receipt of such Person (or if Two or more Persons shall be jointly registered as the Holders of any such Shares, then the Receipt of such Persons,) shall be a sufficient Discharge to the Directors for the Purchase Money therein expressed to be received for the same; and if any Person so registered as aforesaid, or his Executors or Administrators, shall be a Feme Covert, and not in Law or Equity a Feme Sole, or shall be an Infant or Lunatic, the Receipt of the Husband, Guardian, or Committee (as the Case may be) shall be a sufficient Discharge, and the Directors shall not be bound to see to the Application of such Purchase Monies, or be answerable for any Loss, Misapplication, or Nonapplication thereof, or any Part thereof; but nevertheless such Monies shall, when paid by the Directors, be subject and liable to the same Trusts, Limitations, Dispositions, and Appointments, testamentary or otherwise, as the Share or Shares in respect of which they were paid was or were subject or liable to, or would have been subject or liable to if the Undertaking had not been sold.

Directors may deal with registered Shareholders as absolutely entitled.

Purchase Money to be subject to the same Trusts as the Shares.

13. Immediately on the Payment by the Corporation of such Purchase Money to Three of the Directors of the Company, and upon the Execution by the Company of a Conveyance under their Common Seal, and duly stamped, of the Undertaking to the Corporation, the said Undertaking shall become absolutely vested in the Corporation for all such or the like Estate or Interest as the Company were seised or possessed of or entitled to therein at the Date of such Conveyance, and such vesting is in this Act referred to as the Transfer.

On Payment of Purchase Money and Execution of Conveyance the Property of the Company to vest in the Corporation.

14. Immediately upon the Undertaking being purchased by and becoming vested in the Corporation under the Provisions herein contained all Contracts, Engagements, Agreements, Conveyances, Leases, Covenants, Indemnities, and Liabilities made or entered into with, to, or in favour of, or by or for or on behalf of, the Company previously to the Completion of such Purchase, shall be and remain as good, valid, and effectual in favour of and against and in reference to the Corporation, and may be proceeded on and enforced in the same

Conveyances, &c. made in favour of or by the Company to operate in favour of or against the Corporation.

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Manner by or against the Corporation to all Intents and Purposes as if the Corporation had been Parties to and executed or entered into the same, or had been named or referred to therein instead of the Company.

Things done or suffered before Purchase to remain valid.

15. Immediately upon the Undertaking being purchased by and becoming vested in the Corporation under the Provisions herein contained, everything before that Time done or suffered shall be as valid as if such Purchase had not been made, and such Purchase and Transfer shall accordingly be subject and without Prejudice to anything done or suffered, and to all Rights, Liabilities, Claims, and Demands, both present and future, which, if the said Purchase had not been made, would be incident to or consequent on any and every thing so done or suffered, and with respect to all such Rights, Liabilities, Claims, and Demands the Corporation shall to all Intents and Purposes represent the Company: Provided always, that the Generality of this Enactment shall not be restricted by any of the other Clauses and Provisions of this Act.

Eventual Dissolution of Aberavon Gas and Coke Consumers Company.

16. Upon the Completion of the Sale and Transfer by the Company of the whole of their Undertaking in manner aforesaid, and when and so soon as the Purchase Money paid in respect of such Sale shall have been appropriated and divided in manner herein-before directed, after Payment of the Debts and Liabilities of the Company, and the winding up of its Affairs, such Company shall cease to exist.

Limits of Act.

17. The Limits of this Act for the Supply of Gas by the Corporation shall be the District under the Control of the Corporation as the Local Board.

Powers of Corporation upon the Gasworks vesting in them.

18. Upon the Transfer the Company shall cease to supply Gas within the Limits of this Act, and the Gasworks shall thenceforth be carried on by the Corporation, who shall have Power, subject to the Provisions of this Act, to manufacture Gas, and light the public Streets and Buildings, and to supply Gas within their District, and they may convert, manufacture, sell, and dispose of Coke, Coal, Tar, Pitch, Asphaltum, Ammoniacal Liquor, Oil, and all other Refuse or residuary Products arising, remaining, produced by, or obtained from the Manufacture of Gas by them or the Materials used therein, and may manufacture and sell such Articles as can be produced from or by means of the several Matters and Things aforesaid, and may contract for, take, and use any Leave, Licence, or Authority to work, use, exercise, or put in practice any Invention or Inventions under any Letters Patent at any Time heretofore made or hereafter to be made granting any Right or Privilege of working, using, exercising, or vending any Invention in relation to the Manufacture and Distribution of

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of Gas, or the Utilization of the residual Products arising from the Manufacture of Gas, or otherwise in relation thereto, and may also manufacture and sell, let, or 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 Corporation may think proper, and generally carry on the Business usually carried on by Gas Companies, or which is or may become incident thereto.

19. The Corporation may for the Purposes of this Act purchase and hold (by Agreement, but not otherwise) any Lands and Hereditaments beyond those now held by the Company, not exceeding in the whole Three Acres, which the Corporation may from Time to Time require for the Purposes of this Act; but it shall not be lawful for the Corporation to maintain or erect Works for the Manufacture of Gas, excepting on the Lands on which the Gasworks of the Company have been erected, or upon Lands immediately adjoining thereto, and, excepting upon the said respective Lands, the Company shall not construct any Works for the Storage of Gas within Three hundred Yards of any Dwelling House.

Power to purchase Lands.

20. Subject to the Provisions of this Act, the Corporation may from Time to Time maintain, alter, improve, enlarge, extend, or discontinue the Gasworks, and they may make, erect, lay down, provide, and maintain additional Works, Retorts, Gasholders, Receivers, Drains, Sewers, Mains, Pipes, Meters, Lamps, Lamp Posts, Burners, Stopcocks, Machinery, and other Works and Apparatus and Conveniences, and may do all such Acts as they think proper for making and storing Gas, and for supplying Gas within the Limits of this Act, and they may make, store, and supply Gas accordingly.

Power as to Gasworks, &c.

21. The Corporation, with the Consent of the Owner and Occupier of any Building, may lay any Pipe, Branch, or other necessary Apparatus from any Main or Branch Pipe into, through, or against such Building for the Purpose of lighting it, and may, with the like Consent, provide and set up any Apparatus necessary for securing to such Building a proper and complete Supply of Gas, and for measuring and ascertaining the Extent of such Supply, and may from Time to Time, with the like Consent, repair, replace, alter, or discontinue and remove any such Pipe, Branch, or Apparatus.

Power to lay Pipes against Buildings.

22. The Price to be charged by the Corporation for Gas supplied to Persons who shall burn the same by Meter shall not exceed Five Shillings and Sixpence *per* One thousand Cubic Feet.

Limiting Price of Gas.

23. Every Consumer of Gas supplied by the Corporation shall, on being required by the Corporation so to do, consume such Gas by Meter,

Consumer may be required to consume by Meter.

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Meter, and all such Meters shall be subject to the Provisions of the Act for regulating Measures used in the Sale of Gas; and until a Meter be examined and stamped under the Provisions of that Act it shall be subject to the Approval from Time to Time of the Corporation, and may from Time to Time be examined and tested by them.

Notice to Corporation of putting up Meters.

24. Before any Person shall connect or disconnect any Meter through which any of the Gas of the Corporation is intended to be or has been registered, he shall give not less than Twenty-four Hours Notice in Writing to the Corporation of his Intention so to do, and any Person offending against this Enactment shall be liable to a Penalty not exceeding Forty Shillings.

Repair of Meters.

25. Every Consumer of Gas of the Corporation shall at all Times, at his own Expense, keep all Meters belonging to him whereby any Gas of the Corporation is registered in proper Order for correctly registering such Gas, in default whereof the Corporation may cease to supply Gas through such Meters; and the Corporation shall at all reasonable Times have Access to and be at liberty to take off, remove, test, inspect, and replace any Meter belonging to a Consumer, such taking off, Removal, testing, inspecting, and replacing to be done at the Expense of the Corporation if the Meter be found in proper Order, but otherwise at the Expense of the Consumer.

Power to Corporation to let Meters.

26. The Corporation may let for Hire any Meter for ascertaining the Quantity of Gas consumed or supplied, and any Fittings thereto, for such Remuneration in Money, and on such Terms with respect to the Repair of such Meter and Fittings, and for securing the Safety and Return to the Corporation of such Meter, as may be agreed upon between the Hirer and the Corporation, and such Remuneration shall be recoverable in the same Manner as the Rents or Sums due to the Corporation for Gas, and such Meters and Fittings shall not be subject to Distress for Rent of the Premises where the same may be used, nor to be taken in Execution under any Process of a Court of Law or Equity or any Proceedings in Bankruptcy against the Persons in whose Possession the same may be.

Register of Gas Meter to be *prima facie* Evidence.

27. The Register of the Meter shall be *prima facie* Evidence of the Quantity of Gas consumed by any Customer of the Corporation, and in respect of which any Rent is charged and sought to be recovered by the Corporation.

Power to remove Meters and Fittings.

28. It shall be lawful for the Corporation, after Twenty-four Hours Notice in Writing under the Hand of the Town Clerk or some other Officer of the Corporation to the Occupier, or, if unoccupied, then to the Owner and Lessee of any Land, House, or Building in which any
Pipes,

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Pipes, Mains, Meters, or Fittings belonging to the Corporation are laid or fixed, and through or in which the Supply of Gas shall from any Cause other than the Neglect or Default of the Corporation be discontinued, to enter such Land, House, or Building between the Hours of Nine in the Morning and Four in the Afternoon for the Purpose of removing and to remove such Pipes, Meters, or Fittings, repairing all Damages caused by such Entry or Removal; and every such Notice shall be served by being delivered to the Person for whom it is intended, or left at his usual or last known Place of Abode, or if such Person or his Address be not known to the Corporation, then by being affixed on some conspicuous Part of such Land, House, or Building.

29. Every Person who shall wilfully, fraudulently, or by culpable Negligence injure or suffer to be injured any Meter or Fittings belonging to the Corporation, or shall fraudulently alter or prevent the Index to any Meter from duly registering the Quantity of Gas supplied, shall (without Prejudice to any other Right or Remedy for the Protection of the Corporation or the Punishment of the Offender) for every such Offence forfeit and pay to the Corporation a Sum not exceeding Five Pounds, and the Corporation may in addition thereto recover the Amount of any Damages by them sustained, and the Corporation may also discontinue the Supply of Gas to the Person so offending until the Injury is remedied, and the Amount of the Damages are paid, and notwithstanding any Contract previously existing; and the Existence of artificial Means for causing such Alteration or Prevention, when such Meter shall be under the Custody or Control of the Consumer, shall be *primâ facie* Evidence that the same has been fraudulently, knowingly, and wilfully caused by the Consumer using such Meter.

Fraudulently
injuring
Meters, &c.

30. If and whenever any Person supplied with Gas by the Corporation wilfully does or causes or suffers to be done anything in contravention of any of the Provisions of this Act, or wilfully fails to do anything which under this Act ought to be done for the Prevention of the Waste, Misuse, or undue Consumption of the Gas of the Corporation, the Corporation may cut off or stop any Pipe by or through which Gas is supplied to him, and cease to supply him with Gas so long as the Cause of Injury remains or is not remedied, and also may recover in any Court of competent Jurisdiction from every Person so offending the Amount of all Loss, Damage, or Injury which the Corporation may sustain by reason of any such Thing or Failure; and the Remedies of the Corporation under this Enactment shall be in addition to their other Remedies in that Behalf.

For preventing
Frauds
and Waste of
Gas.

31. All the Gas supplied by the Corporation shall be of such illuminating Power as to produce from an Argand Burner having

As to Quality
of Gas.

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Fifteen Holes and a Seven-inch Chimney, and consuming Five Cubic Feet of Gas *per* Hour, a Light equal in Intensity to the Light produced by Fourteen Sperm Candles of Six in the Pound, burning One hundred and twenty Grains *per* Hour.

Corporation to maintain the Meter to test illuminating Power of Gas.

32. The Corporation shall, within Six Months after the Transfer, erect an experimental Meter furnished with an Argand Fifteen-hole Burner and a Seven-inch Chimney capable of consuming Five Cubic Feet of Gas *per* Hour, with other necessary Apparatus for testing and so situate as to test the illuminating Power of all the Gas of the Corporation, and the Corporation shall at all Times keep and maintain the experimental Meter and Apparatus in good Repair and working Order.

After Purchase Power to Consumers to test the Purity of the Gas.

33. After the Erection of the said experimental Meter it shall at any Time be lawful for any Two Justices, not being Members of the Council, on receiving a Requisition signed by not less than Ten Consumers of the Gas of the Corporation complaining that the Gas supplied to them is not in their Judgment or Belief of the full illuminating Power prescribed by this Act, if they shall think fit, by Order in Writing under their Hands, to appoint some competent Person to proceed to the Works of the Corporation, and the Person so appointed may at any reasonable Hour in the Daytime, after giving Twenty-four Hours previous Notice in Writing, on producing the said Order, enter on the Premises of the Corporation, and in the Presence of the Superintendent or other Officer of the Corporation make Experiment of the illuminating Power of the Gas of the Corporation by means of the experimental Meter and other Apparatus before mentioned, and the Corporation and their Officers shall afford all reasonable Facilities and Assistance for making such Experiment; and if it shall thereupon be proved to the Satisfaction of the said Two Justices, after hearing the Parties, that the illuminating Power of the Gas supplied by the Corporation did not, when so tested as aforesaid, equal the illuminating Power by this Act prescribed, or that the Corporation or their Officers refused to afford such reasonable Facilities as aforesaid, or wilfully hindered or prevented the making of such Experiment, in any such Case the Corporation shall forfeit such Sum, not exceeding Twenty Pounds, as the said Justices shall determine.

Cost of Experiment to be paid according to the Event.

34. The Costs of and attending such Experiment, including the Remuneration to be paid to the Person making the same, and the Costs of the Proceedings before the Justices, shall be ascertained by such Justices, and in the event of any Penalty being imposed upon the Corporation shall be paid, together with such Penalty, by the Corporation; but in the event of the Gas being found, when tested, to be of not less illuminating Power than is by this Act prescribed, such

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such Costs shall be awarded to be paid to the Corporation by the Persons making such Requisition as aforesaid, and shall be paid or levied accordingly.

35. The Corporation may from Time to Time under the Authority of this Act, in addition to any Monies they have borrowed or are authorized to borrow, under the Public Health Acts, borrow at Interest, on Mortgage of the Rates and Income of the Corporation under this Act, and of the Charges and Rates authorized to be made or collected under the Public Health Acts, or of any such Securities, either together or separately, all such Sums as they may from Time to Time think requisite for all or any of the Purposes of this Act, not exceeding Five thousand Pounds; and the Provisions of the Public Health Acts with regard to the Form, Register, and Transfer of Mortgages, and Register of Transfers, shall extend to the Mortgages to be made under this Act; and the Corporation may include in any of such Mortgages, if they think fit, the Gasworks and Premises connected therewith.

Amount to be borrowed.

36. The Corporation may from Time to Time reborrow any Amount from Time to Time repaid by them respectively, unless it be repaid by means of a Sinking Fund under this Act, in which Case, and to the Extent of the Amount paid off by means of the Sinking Fund, their Power of borrowing and reborrowing shall cease.

Power to reborrow.

37. The Mortgagees of the Corporation under this Act may enforce the Payment of the Arrears of Principal and Interest due to them by the Appointment of a Receiver in the Manner directed by the Public Health Acts, and the Amount in arrear to authorize a Requisition for a Receiver shall be Five hundred Pounds.

Arrears may be enforced by Appointment of a Receiver.

38. All the Monies from Time to Time borrowed by the Corporation under this Act, and all Monies from Time to Time received by the Corporation under this Act, shall from Time to Time forthwith after the Receipt thereof be paid to the Treasurer of the Corporation, or to such other Officer of the Corporation as the Corporation shall from Time to Time appoint, and be carried by him to the Credit of the proper Account.

Income of Corporation.

39. After any Money shall have been borrowed under the Powers of this Act the Amount of the General District Rates, and of the Estimates to be prepared of the Amount required in the Judgment of the Corporation for the Purposes of the General District Rates, shall respectively include such Sums (if any), in addition to the Income to be derived under this Act, as in the Judgment of the Corporation are necessary to be provided for the Payment of any Monies from Time

General District Rate and Estimates to include Sums payable on Mortgage under this Act.

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to Time due or accruing due as Interest upon or in respect of such Mortgages and the Sinking Fund to be set apart in accordance with the Provisions of this Act, and all other the Expenses and Liabilities of the Corporation under and with respect to this Act and the Purposes and Execution thereof.

Application
of Revenue.

40. The Corporation shall apply all Monies from Time to Time received by them under the Powers of this Act as follows:

First, in Payment of the Costs, Charges, and Expenses of and preparatory and incident to the obtaining and passing of this Act, and of the Expenses of and incidental to the raising, levying, and recovering the Rates or Rents, and of the borrowing of Monies under this Act;

Secondly, in Payment of the Interest on all the Monies from Time to Time borrowed by the Corporation under the Powers of this Act;

Thirdly, in setting apart from Time to Time, from and after the First Day of *January* One thousand eight hundred and sixty-eight, by way of Sinking Fund, such Sums as, with the Interest to accrue thereon, will in the Period of Thirty Years from that Day be sufficient to pay off the Monies from Time to Time borrowed by the Corporation for the Purposes of this Act;

Fourthly, in Payment of the Expenses of managing and maintaining the Gasworks, and carrying the several Powers and Provisions of this Act into execution; and,

Fifthly, in improving and extending the Gasworks and Mains, and in Payment of any Charges or Expenses for the Time being payable out of the General District Rate, or otherwise for the public Benefit of the Inhabitants of the District, and the Improvement thereof, as the Corporation from Time to Time think proper.

Not to affect
Powers of
Local
Board under
Public
Health Acts.

41. Nothing in this Act contained shall prejudice or affect the Powers of the Corporation, under the Provisions of "The Public Health Acts" and any supplemental Act of making General District and other Rates for the Purposes of such Acts, or any of them.

Recovery of
Sums owing
to Corpora-
tion.

42. Whenever any Person neglects to pay any Rate or Sum due under this Act to the Corporation, the Corporation may recover the same, with full Costs of Suit, in an Action of Debt in any Court of competent Jurisdiction; and the Remedies of the Corporation under this Enactment shall be in addition to their other Remedies for the Recovery of such Rate or Sum.

Recovery of
Monies by
Corporation.

43. All Rates and Sums due to the Corporation on any Account whatsoever under this Act, and all Costs, Damages, Penalties, and Expenses

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Expenses by this Act directed to be paid to them, may be ascertained or levied and recovered in the same Manner in all respects as any other Rates or Monies, Costs, Damages, Penalties, and Expenses payable to the Corporation under "The Public Health Acts" may be ascertained, levied, or recovered respectively, and Proceedings for the Recovery thereof may be taken in the Name of any Officer of the Corporation; and the Remedies of the Corporation under this Enactment shall be in addition to the other Remedies for the Recovery of any such Rates, Sums, Costs, Damages, Forfeitures, Penalties, and Expenses respectively.

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

Contents of
Warrant.

45. 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.

Warrant
shall include
Costs.

46. Every Penalty imposed by or under this Act (except where the Corporation shall be the Party by whom the Penalty has to be paid) shall be paid to the Treasurer of the Corporation, and shall be carried by him to the Credit of the Gasworks Account; and where the Corporation shall be the Party by whom the Penalty has to be paid, the same shall be paid One Half to the Informer, and the Remainder to the Overseers of the Poor of the Township in which the Offence shall have been committed, and be applied in aid of the Poor Rate of such Township.

Application
of Penalties.

47. No Person shall be disqualified for being, continuing, or acting as a Member of the Corporation by reason of his being concerned in any Contract entered into by the Corporation for a Supply of Gas under this Act, or for the Sale of any Land for the Purposes of this Act, or of his lending to the Corporation any Sum of Money on Mortgage for the Purposes authorized by this Act.

Contract for
Supply of
Gas not to
disqualify
Member of
Corporation.

48. Any Summons, Demand, or Notice, or other such Document under this Act, may be in Writing or Print, or partly in Writing and partly in Print, and if the same require Authentication by the Corporation the Signature thereof by the Town Clerk shall be a sufficient Authentication, and the Provisions of "The Public Health Act, 1848," with regard to the Service of Notice upon the Corporation, and the Service of Notice upon Owners and Occupiers, shall extend to any Summons, Notice, or Proceeding under this Act.

Authentica-
tion of
Notices.

The Aberavon Local Board Act 1866.

Liability to
Gas Rent
not to dis-
qualify
Justices.

49. No Justice or Judge of any County Court or Quarter Session shall be disqualified from acting in the Execution of this Act by reason of his being liable to the Payment of any Gas Rent or other Charge under this Act.

Penalties not
cumulative.

50. Penalties imposed on the Corporation for one and the same Offence by several Acts of Parliament shall not be cumulative, and for such Purpose this Act and the Acts incorporated herewith shall be deemed several Acts.

Expenses of
Act.

51. All the Costs, Charges, and Expenses of and preparatory and incident to the obtaining and passing of this Act, and the Purchase and Transfer of the Gasworks of the Company, or otherwise in relation thereto, shall be paid by the Corporation out of any Monies which they have received or may receive under this Act or the Public Health Acts.

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