



ANNO QUINTO

# VICTORIÆ REGINÆ.

Sess. 2.

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## Cap. li.

An Act to explain an Act passed in the Fourth and Fifth Years of the Reign of Her present Majesty, intituled *An Act to alter, amend, and enlarge some of the Powers and Provisions of the Acts for paving and otherwise improving certain Streets in the Parish of Saint Pancras in the County of Middlesex.* [18th June 1842.]

**W**HEREAS an Act was passed in the Forty-first Year of the Reign of His late Majesty King George the Third, intituled *An Act for forming, paving, cleansing, lighting, watching, watering, and otherwise improving and keeping in repair the Streets, Squares, and other public Passages and Places which are and shall be made upon certain Pieces or Plots of Ground in the Parish of Saint Pancras in the County of Middlesex, belonging to the Right Honourable Ann Dowager Baroness Southampton:* And whereas another Act was passed in the Forty-third Year of the Reign of His said Majesty, for the Purpose of enlarging the Powers  
[Local.] 15 N of 41G.3. c.131.

55 G. 3. c. 25.

4 & 5 Vict.  
c. 65.

of and explaining and amending the lastly-recited Act, and for including therein certain other small Plots of Ground in the said Parish therein described: And whereas another Act was passed in the Fifty-fifth Year of the Reign of His said Majesty, intituled *An Act for amending Two Acts of His present Majesty, for improving certain Plots of Ground belonging to the Right Honourable Ann Dowager Baroness Southampton, and other Persons, in the said Parish of Saint Pancras in the County of Middlesex*: And whereas by the said first-recited Act of the Forty-first Year of His said Majesty it was (amongst other things) enacted, that Twenty-one Persons should be elected, as therein mentioned, upon the Twenty-fourth Day of *June* One thousand eight hundred and six, and so afterwards annually on the Twenty-fourth Day of *June* in every succeeding Year, unless the same should happen to be on a *Sunday*, and then on the next or subsequent Day, as Commissioners for carrying such Act into execution: And whereas by the secondly-recited Act it was enacted, that Forty-one Male Persons should be elected in the Place of the Twenty-one Persons directed to be elected as Commissioners in the said first-recited Act: And whereas by another Act passed in the Fourth and Fifth Years of the Reign of Her present Majesty, intituled *An Act to alter, amend, and enlarge some of the Powers and Provisions of the Acts for paving and otherwise improving certain Streets in the Parish of Saint Pancras in the County of Middlesex*, after reciting therein (amongst other things) the before-mentioned Acts, it was by the now-reciting Act enacted, that so much and such and such Part and Parts of the said recited Acts of the Forty-first and Forty-third Years of the Reign of His said Majesty King *George* the Third as authorized, directed, or related to the Election on the Twenty-fourth Day of *June* in every Year, unless the same should happen to be on a *Sunday*, and then on the next or subsequent Day, of Twenty-one or Forty-one Commissioners for carrying the said Acts into execution, or as concerned the Mode or Manner of making and conducting such Election, should be and the same was and were thereby repealed and declared to be null and void, to all Intents and Purposes whatsoever; and it was by the now-reciting Act enacted, that in lieu and stead thereof, upon the Third *Monday* in *June* next after the passing of the now-reciting Act, at the Hour of Twelve of the Clock at Noon, or so soon after as conveniently might be, and so afterwards annually on the Third *Monday* in *June* in every succeeding Year, the Inhabitant Householders residing within the Limits of the said recited Act, or any of them, who should have duly paid up all Rates due from them respectively as therein mentioned (such Meeting to be convened by Notices to be given as therein mentioned), should meet at such Place as should be expressed in such Notices, and then and there elect Forty-one Male Persons each of whom should be then qualified as in the therein-before last-recited Act is mentioned, to be Commissioners for carrying the before-recited Acts and the now-reciting Act into execution: And whereas the lastly-recited Act of the Fourth and Fifth Years of the Reign of Her present Majesty received the Royal Assent and was passed on the Afternoon of the said Twenty-first Day of *June* One thousand eight hundred and forty-one, and such Twenty-first Day of *June* was the Third *Monday* in

in *June* in that Year: And whereas the Meeting for electing the Persons to be Commissioners for carrying the herein-before recited Acts into execution took place in the Evening of the said Twenty-first Day of *June* One thousand eight hundred and forty-one, and after the passing of the said Act, and Two Lists of Candidates having been proposed and seconded, and a Poll having been demanded, the voting of the Electors qualified to vote for Commissioners for putting the before-recited Acts into execution commenced and terminated on the following Day, and at the Hour of Four of the Clock in the Afternoon of *Wednesday* the Twenty-third Day of the said Month of *June* One thousand eight hundred and forty-one the Clerk to the Commissioners, in the Absence of the Chairman, did, at the same Place where such Meeting was holden, declare the final State of the Poll according to the Return then made, with the Names of Forty-one Persons for whom the greatest Number of Votes had been given, and which Persons were thereupon declared by such Clerk to the Commissioners, in the Absence of the Chairman, to have been duly elected Commissioners for carrying the before-recited Acts into execution: And whereas such Forty-one Persons have ever since acted as such Commissioners for carrying the before-recited Acts into execution: And whereas Doubts have been entertained whether, according to the true Construction of the said recited Act so passed in the Fourth and Fifth Years of the Reign of Her present Majesty, there was any Power or Authority in the Electors under the before-recited Acts to elect Commissioners for carrying such Acts into execution at any Meeting earlier than the Third *Monday* in *June* in the Year One thousand eight hundred and forty-two: And whereas it is desirable that such Doubts should be removed: 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, That the Nomination and Appointment of the before-mentioned Forty-one Persons as Commissioners for carrying the before-recited Acts into execution as aforesaid shall not be subject to or open to be questioned or impeached in any Proceeding to be hereafter instituted in any Court of Law or Equity, or otherwise howsoever, by reason or in consequence of the Meeting of the Inhabitant Householders residing within the Limits of the before-recited Acts for the electing of such Commissioners having taken place on the said Twenty-first Day of *June* One thousand eight hundred and forty-one.

Appointment of the Commissioners not to be questioned.

II. Provided always, and be it enacted, That nothing in this Act contained shall in anywise extend or be construed to extend to any Notice given by or on behalf of the said Persons acting as such Commissioners as aforesaid to *John Curwood, Edward Hawkins, Edward Fitzgerald, James Jephson, William Wybrow, Dixon Holmes, George Deakin, Midgley Richard Cooke, Andrew Spottiswoode, and Thomas Meux*, Esquires, or any of them, or to subject the said last-mentioned Persons, or any of them, or certain Persons carrying on Business under the Name of the *London Gas Light Company*, or any Shareholder thereof, to any Responsibility, Duty, Contract, or Obligation, or to any Costs, Damages, or Penalties, at Law or Equity,

Nothing herein to affect the London Gas Light Company.

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at the Suit of the said Persons so acting as such Commissioners as aforesaid, or their Successors, otherwise or further than if this Act had not been passed.

Interpreta-  
tion of Act.

III. And be it enacted, That by the Term or Expressions "upon the Third *Monday* in *June* next after the passing of this Act," in the enacting Clause of the said Act passed in the Fourth and Fifth Years of the Reign of Her present Majesty, "the Third *Monday* in the Month of *June* in the Year One thousand eight hundred and forty-one," was meant and intended, and so the said Act shall be construed.

For remov-  
ing Doubts  
as to the  
Qualification  
of Rate-  
payers to  
vote for  
Commis-  
sioners.

IV. Whereas Doubts have arisen as to the Provisions of the said recited Act for the Qualification of Persons entitled to vote at the Election of such Commissioners; be it therefore enacted, That the Inhabitant Householders residing within the Limits of the said recited Acts, or any of them, who shall have duly paid up, on or before the Tenth Day of *June* next immediately preceding the Day of Election, all Rates which shall have been made on or before the First Day of *July* next preceding such Election, shall be qualified to vote at the Election of such Commissioners.

Expences of  
Act.

V. And be it enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act shall be paid by the Commissioners for the Time being acting in the Execution of the before-recited Acts, out of any Monies which have arisen by virtue of the said Acts or any of them, or out of the first Monies which shall arise by virtue thereof, in preference to all other Payments whatsoever.

Public Act.

VI. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.