



ANNO QUARTO

GULIELMI IV. REGIS.

Cap. xxiv.

An Act to incorporate a Company for better supplying with Gas the Town of *Cambridge* in the County of *Cambridge*. [22d May 1834.]

WHEREAS the several Streets, Lanes, Passages, Roads, and public Places, and also several of the Houses, Buildings, and Properties, in the Town of *Cambridge* and Precincts thereof, are now lighted with Inflammable Air or Gas obtained from Coal: And whereas *John Grafton* of the said Town of *Cambridge* hath laid out and expended considerable Sums of Money in erecting Buildings and Works, and laying down Pipes and other Apparatus, in the said Town, and hath entered into a Contract for lighting and supplying with Gas the Streets, Lanes, Ways, Passages, Roads, and other public Places in the said Town, with the Commissioners appointed by virtue of an Act passed in the Twenty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better paving, cleansing, and lighting the Town of Cambridge, for removing and preventing Obstructions and Annoyances, and for widening the Streets, Lanes, and other Passages within the said Town,* and also of another Act passed in the Thirty-fourth Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act to amend and enlarge the Powers of an Act passed in the Twenty-*

28 G. 3. c. 64.

34 G. 3. c. 104.

‘better paving, cleansing, and lighting the Town of Cambridge, for removing and preventing Obstructions and Annoyances, and for widening the Streets, Lanes, and other Passages within the said Town:’ And whereas the said *John Grafton*, together with the other Persons herein-after named, are

[Local.]

5 X

willing

Proprietors
incorporated
into a Com-
pany.

Their Style.

willing and desirous, at their own Costs and Charges, more effectually to complete and extend the said Works, and to become Proprietors in the Profits and Advantages of the Undertaking in proportion to the Number of Shares they shall respectively hold therein, and thereby better to supply the said Town and Precincts thereof with Gas; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *Joshua King, George Peacocke Clerk, Charles Blick Clerk, William Whewell Clerk, Ralph Tatham Clerk, Henry Hunter Hughes Clerk, James Alexander Barnes Clerk, Thomas Crick Clerk, Julian Skrine, John Grafton, George Wood, Thomas Clarke, George Browne, James Skelton, William Hunt, Charles Finch, Joseph Grout, Elliot Macro Smith, Edward Day, James Day, Thomas Gill, Joseph Watson, George Ebenezer Foster, George Salmon, William Bailey, Thomas Batt, Charles Orridge, William Mitchell, William Bishop, William Atkinson Warwick, George Warren, William Warren, William Elliston, William Baker, Christopher Pemberton*, and all and every such other Persons and Person, and Bodies and Body Politic, Corporate, or Collegiate, as from Time to Time shall become Subscribers or a Subscriber, and be duly admitted Proprietors or a Proprietor, in such Manner as herein-after is mentioned, and their respective Successors, Executors, Administrators, and Assigns, shall be and they are hereby united into One Body Politic and Corporate by the Name of "The *Cambridge Gas Light Company*," and by that Name shall have perpetual Succession and a Common Seal, and by that Name shall and may sue and be sued, plead and be impleaded, at Law or in Equity, and shall and may prefer and prosecute any Bill or Bills of Indictment against any Person or Persons who shall commit any Felony, Misdemeanor, or other Offence indictable by the Laws of this Realm; and the said Company shall be established for the Purpose of producing Inflammable Air, Carburetted Hydrogen, Coal Gas, Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and Essential Oil, and other Materials, and for lighting and supplying with Gas all Persons, and all Colleges, Halls, public Places, Roads, Streets, Ways, Lanes, Passages, and also any Church or Churches, Chapel or Chapels, or any Theatres or Places of public Amusement, and also private Houses, Shops, Counting-houses, Warehouses, Manufactories, Properties, and Buildings, within the Town and University of *Cambridge* or the Precincts and Neighbourhood thereof respectively, or any of them or any Part thereof, and the said Company shall have full Power from Time to Time to sell and dispose of such Coal Gas, Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and Essential Oil, and other Materials aforesaid, in such Manner as the said Company may think proper.

Power to
contract for
the Purchase
of Gas Works
and other
Lands and
Buildings,
&c.

II. And be it further enacted, That for the Purposes of this Act it shall be lawful for the said Company, or their Committee of Management to be chosen as herein-after mentioned, and they are hereby empowered, to treat, contract, and agree with the Owner or Owners, Proprietor or Proprietors, for the absolute Purchase of the Messuages, Tenements, or Buildings, Gasometers, Receivers, Retorts, Engines, Pipes, Lamps, and other Apparatus and Works now erected and built, set up, or laid down, and of all his or their Estate, Right, Title, Property, and Interest therein, and for

for the Purchase of all Contracts and Agreements relating to the lighting of any Streets, Ways, Lanes, public Passages and Places, and of any Colleges, Halls, Dwelling Houses, Properties, and Buildings, situate in the said Town and University, and being within the Limits of this Act, and also from Time to Time to treat, contract, and agree, and to confirm any Contract or Agreement already made or hereafter to be made for the absolute Purchase of any Lands, Tenements, or Hereditaments within the said Town and Neighbourhood thereof, or any Part thereof (not exceeding Three Statute Acres in the whole), with any Body Politic, Corporate, or Collegiate, or with any Person or Persons whomsoever, who shall be willing to sell the same, or his, her, or their Right and Interest in the same, for the Uses and Purposes of this Act, and upon Payment of the Purchase Money for any such Lands, Tenements, or Hereditaments to the Parties or Persons respectively entitled thereto, or upon Payment thereof into the Bank of *England* in manner by this Act directed (as the Case may be), such Lands, Tenements, or Hereditaments may be taken and used for the Purposes of this Act, and from thenceforth all Parties and Persons whosoever shall be divested of all Right and Title, Claim or Reversion, to such Lands, Tenements, or Hereditaments, and the same Lands, Tenements, or Hereditaments shall vest in the said *Cambridge Gas Light Company*; and it shall be lawful for the said Company to hold any such Lands, Tenements, or Hereditaments, and any Term, Right, and Interest therein so purchased, without incurring or being subject or liable to any of the Penalties or Forfeitures of the Statutes of Mortmain, or of any other Law or Statute whatsoever, and from Time to Time, and at any Time or Times thereafter, to sell or dispose of the said Lands, Tenements, or Hereditaments, or any of them, as they shall think proper, and from Time to Time to purchase and hold other Lands, Tenements, or Hereditaments, and again to sell the same in like Manner, so that such Lands, Tenements, or Hereditaments do not at any one Time exceed Three Statute Acres in the whole in Measure.

III. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, Collegiate, or Ecclesiastic, Corporations Aggregate or Sole, Tenants for Life or in Fee Tail, General or Special, or for any Term or Terms of Years absolute or determinable on any Life or Lives, and for Persons having any other partial or qualified Estate or Interest, Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, and for all and every other Persons and Person whomsoever who are, is, or shall be seised or possessed of or interested in any Lands, Tenements, or Hereditaments, or any Part thereof, to contract for, sell, and convey the same, or any Part thereof, unto the said Company; and all such Contracts, Sales, Conveyances, and Assurances shall be made at the Expence of the said Company, and shall be made according to the following Form, or as near thereto as the Circumstances of the Case will admit; (that is to say,)

Bodies Politic,
&c. empowered to sell.

Form of Con-
veyance.

‘ I [or We, as the Case may be,] of
 ‘ in consideration of the Sum of paid to me [or us, or into
 ‘ the Bank of England, as the Case may be,] by the Cambridge Gas Light
 ‘ Company, established by virtue of an Act passed in the Fourth Year of
 ‘ the Reign of King William the Fourth, intituled [here insert the Title of
 ‘ this Act,] do hereby grant and release [or assign, as the Case may be,] to
 ‘ the said Company and their Successors all [here describe the Parcels to
 ‘ be conveyed], and all my [or our] Right, Title, and Interest in and to the
 ‘ same and every Part thereof, to hold to the said Company and their
 ‘ Successors and Assigns for ever [or, as the Case may be, during all the
 ‘ Remainder of my [or our] Term, Estate, or Interest in the said Premises.]
 ‘ In witness whereof I [or we] have hereunto set my Hand and Seal [or
 ‘ our Hands and Seals] this Day of in the Year of our
 ‘ Lord One thousand eight hundred and .’

And all such Conveyances and Assurances as aforesaid shall be good, valid, and effectual in the Law to all Intents and Purposes, and shall operate and be as a complete Exercise of all Powers and Authorities, and as a Merger of all outstanding Terms of Years, and be a complete Bar of all Estates Tail, Right and Title of or to Dower or Thirds at Common Law, Judgments, and other Estates, Rights, Titles, Trusts, and Interests whatsoever.

Restraining
the Company
from pur-
chasing more
than Three
Statute Acres
of Land from
incapacitated
Persons, &c.

IV. And whereas the said Company are enabled to purchase Three Statute Acres of Land by virtue of this Act, and all Bodies Politic, Corporate, Collegiate, or Ecclesiastic, Corporations Aggregate or Sole, Tenants for Life or in Fee Tail, General or Special, or for any Term or Terms of Years, absolute or determinable on any Life or Lives, and Persons having any other partial or qualified Estate or Interest, Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and other Trustees whosoever, and all Femes Covert who are or shall be seised, possessed of, or interested in any Lands, Tenements, or Hereditaments, are empowered to sell such Quantity or Number of Acres to the said Company: And whereas it is expedient to restrain the said Company from selling any such Lands, Tenements, or Hereditaments so purchased from any Corporation, or Person or Persons under any Disability or Incapacity, as herein-before mentioned, and again purchasing other Lands from the same, or any other Corporation or Person or Persons under any Disability or Incapacity as aforesaid, in lieu or stead of the Land so sold; be it therefore enacted, That it shall not be lawful for the said Company to purchase from any Corporation, or Person or Persons under any Disability or Incapacity, as aforesaid, more than such Three Statute Acres; and in case the said Company shall afterwards sell the Whole or any Part of such Three Statute Acres so purchased it shall not be lawful for the said Company to purchase of or from the same, or of or from any other Corporation, Person or Persons under any Disability or Incapacity, nor for any other Corporation, or other Person or Persons under any Disability or Incapacity as aforesaid to sell to the said Company, any other Lands, Tenements, or Hereditaments in lieu or stead of those Three Statute Acres or any Part thereof so sold or disposed of by the said Company.

Power to re-
sell Lands
not wanted.

V. And be it further enacted, That it shall be lawful for the said Company from Time to Time to sell and dispose of to such Person or Persons as shall

shall be willing to purchase the same, and by Indenture or Indentures under their Common Seal to grant and convey to the Purchaser or Purchasers, by way of absolute Sale in Fee Simple, or to such Uses or in such Manner as the Purchaser or Purchasers thereof shall direct, for a competent Consideration in Money, all or any Part or Parts of the Lands, Tenements, or Hereditaments which may have been so purchased, and which shall not be wanted for the Purposes of this Act; and upon Payment of the Money which shall arise by or from the Sale or Sales of such Lands, Tenements, or Hereditaments, or of any Part or Parts thereof, it shall be lawful for the Treasurer or Treasurers to the said Company for the Time being to sign and give a Receipt or Receipts for the Money for which the same shall be sold, which Receipt or Receipts shall be a sufficient Discharge or Discharges to any Purchaser or Purchasers for the Money therein and thereby expressed or acknowledged to be received; and such Purchaser or Purchasers, having *bonâ fide* paid the same, and obtained such Receipt or Receipts for the same, shall not afterwards be answerable or accountable for any Loss, Misapplication, or Nonapplication of such Purchase Money or any Part thereof, or be bound to inquire or ascertain whether or not such Treasurer or Treasurers shall have been duly appointed to such Office, or shall be duly qualified according to the Directions of this Act.

VI. And be it further enacted, That if any Money shall be contracted or agreed to be paid for any Lands, Tenements, or Hereditaments, or any Estate or Estates, Interest or Interests therein, to be purchased by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Corporation, or Person or Persons under any Disability or Incapacity as aforesaid, such Monies shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there *ex parte* the *Cambridge Gas Light Company*, pursuant to the Directions of an Act passed in the First Year of the Reign of His late Majesty King *George the Fourth*, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, signified by an Order made upon a Petition to be preferred in a summary Way by the Body or Bodies, Person or Persons, who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or in or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under and with the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands,

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

1 G. 4. c. 35.

[*Local.*]

5 X

Tenements,

Tenements, or Hereditaments which shall be purchased, taken, or used for the Purposes of this Act stood and were settled and limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime and until such Purchase shall be made the said Money shall, by Order of the said Court upon Application thereto as aforesaid, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Body or Bodies, Person or Persons, who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments so hereby directed to be purchased in case such Purchase or Settlement were then made.

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

VII. And be it further enacted, That if any Money so contracted or agreed to be paid for any Lands, Tenements, or Hereditaments, or any Estate or Estates, Interest or Interests therein, to be purchased for the Purposes aforesaid, belonging to any Corporation, or Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Body or Bodies or Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments, or Parts, Estates, or Interests so purchased, or of his, her, or their Guardian or Guardians, Committee or Committees, in Cases of Infancy, Idiocy, or Lunacy (to be signified in Writing under their respective Hands), be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, and be placed to his, her, or their Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be named by the Body or Bodies or Person or Persons making such Application, and approved of by Two or more of the Committee of the said Company (such Nomination and Approbation to be signified by Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon may be applied in manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court.

When not exceeding 20*l.*

VIII. And be it further enacted, That where such Money so contracted and agreed to be paid as last before mentioned shall not exceed the Sum of Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Body or Bodies, Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so to be purchased for the Purposes of this Act, in such Manner as the Committee of the said Company, or any Three or more of them, shall think fit, or in case of Infancy, Idiocy, or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

IX. And

IX. And be it further enacted, That when any Question shall arise touching the Title of any Body or Bodies, Person or Persons, to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Body or Bodies or Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Body or Bodies, Person or Persons, or under the Possession of such Body or Bodies, Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, Parts, Estates, or Interests, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made to appear to the said Court that such Possession was a wrongful Possession, and that some other Body or Bodies, Person or Persons, was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or any Part or Parts thereof, or to some Estate or Interest therein.

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

X. And be it further enacted, That where by reason of any Disability or Incapacity of the Body or Bodies or Person or Persons entitled to any Lands, Tenements, or Hereditaments, or Part or Parts thereof, or Estates or Interests therein, to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be applied in the Purchase of other Lands, Tenements, or Hereditaments to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the reasonable Expences of all Purchases from Time to Time to be made in pursuance of this Act, and the Re-investment of the Purchase Money in Land, or other Disposition of the same, to be paid by the said Company, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

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

XI. And be it further enacted, That upon Payment of the Money so contracted or agreed to be paid for the Purchase of such Lands, Tenements, or Hereditaments by the said Company to the Party or Parties or Person or Persons respectfully entitled to such Monies, or their Agents, or upon Payment thereof into the Bank of *England* for the Purpose of being disposed of in manner herein-before directed (as the Case may be), and upon the Conveyance in manner herein-before directed of such Lands, Tenements, or Hereditaments, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand in Law or Equity of the Party or Parties and Person or Persons respectively to whom or for whose Use the same shall be paid, in, to, or out of such Lands, Tenements, and Hereditaments, shall vest in the said Company and their Successors for ever, for effecting the Uses and Purposes of this Act.

On Payment of Purchase Money, Premises vested in the Company.

XII. And

Subscriptions for Joint Stock not to exceed 30,000*l.*

XII. And be it further enacted, That it shall be lawful for the said Company to raise and contribute among themselves, by way of Capital or Joint Stock to be applied and used in establishing and carrying on the Undertaking and Purposes aforesaid; a Sum of Money not exceeding in the whole the Sum of Thirty thousand Pounds, and the said Sum of Thirty thousand Pounds shall be divided into equal Shares of Fifty Pounds each.

Shares to be deemed Personal Estate.

XIII. And be it further enacted, That the Shares in the said Undertaking, and in the net Profits and Advantages thereof shall be deemed Personal Estate, and not of the Nature of Real Property, and as such Personal Estate shall be transmissible accordingly.

Subscribers to share the Stock in proportion to their Subscription.

XIV. And be it further enacted, That all and every Persons and Person, Bodies and Body Politic, Corporate, or Collegiate, by or for whom any Subscription shall be made and accepted, or any Payment made, pursuant to the Orders of any General Meeting or Meetings to be held by the said Company for that Purpose, for or towards raising the said Capital Sum of Thirty thousand Pounds as aforesaid, their several and respective Executors, Administrators, and Assigns (no such Subscription being less than Fifty Pounds), shall have and be entitled to a Share of and in the said Capital or Joint Stock of the said Company in proportion to the Monies which he, she, or they shall have so contributed towards making up the same, and shall have and be entitled to a proportionable Share of the Profits and Advantages attending the Capital or Joint Stock of the said Company, and shall be admitted to be a Proprietor or Proprietors of and in the same.

Lands, &c. of Company liable to its Debts and Contracts.

XV. And be it further enacted, That the Lands, Tenements, and Hereditaments, Manufactories, Apparatus, Works, Chattels, and Effects of the said Company, shall be answerable for and subject to the just Debts and Demands of the Creditors of the said Company, and shall be answerable for the due Performance of every Contract entered into by the Committee of the said Company, and for all Damages which shall be recovered by reason of any Breach or Nonperformance thereof.

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

XVI. And be it further enacted, That the several Persons composing the said Company shall severally and respectively stand personally responsible and answerable for all just Debts and Demands of the Creditors of the said Company, and for the due Performance of all Contracts and Engagements entered into by the Committee of the said Company on behalf of the said Company, and for all Damages occasioned thereby, to the full Amount of their several and respective Shares in the said Capital or Joint Stock, but not further or otherwise: Provided always, that whenever Two or more Persons shall have jointly subscribed for or shall be jointly possessed of One or more Share or Shares in the said Undertaking, such Persons shall severally and respectively be answerable for the said Debts and Demands of the Creditors of the said Company, and other the Contracts and the Engagements aforesaid, to the full Amount of such Share or Shares, but not further or otherwise.

Power to raise a further Sum of

XVII. And be it further enacted, That in case the aforesaid Sum of Thirty thousand Pounds shall be found insufficient for the Purposes of this Act, then

then and in such Case it shall be lawful for the said Company to raise and contribute amongst themselves in manner aforesaid, and in such Shares and Proportions as they shall think proper, or to raise by the Admission of new Subscribers, any further or other Sum of Money, for the Purposes of this Act, not exceeding in the whole the Sum of Seven thousand five hundred Pounds; and every Person, or Body Politic, Corporate, or Collegiate, subscribing towards raising such further or other Sum of Money, shall be a Proprietor or Proprietors of the said Undertaking, and shall have a like Vote or Votes, either personally or by Proxy, in respect of his, her, or their additional Shares to be raised, and shall also be liable to such Penalties, Forfeitures, and Liabilities, and stand interested in all the Profits of the said Undertaking, in proportion to the Sum or Sums which he, she, or they shall or may subscribe thereto, as generally and extensively to all Intents and Purposes as if such further or other Sum or Sums hereby allowed to be subscribed for and raised had originally been Part of the said first-mentioned Sum of Thirty thousand Pounds.

7,500*l.*
among them-
selves, or by
Admission of
new Sub-
scribers ;

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

or by Mort-
gage.

WE, the *Cambridge Gas Light Company*, acting in pursuance of an Act passed in the Fourth Year of the Reign of King *William the Fourth*, intituled [*here set forth the Title of this Act*], in consideration of the Sum of _____ advanced and lent to the said Company by _____ of _____ do hereby grant and assign unto the said _____ [*or his Trustee or Trustees*], his *or* their Executors, Administrators, or Assigns, such Proportion of the Property and Effects belonging to the said Company as the said Sum of _____ doth or shall bear to the whole Sum which shall or may at any Time be borrowed by virtue of the said Act, to be had and holden from the Day of the Date hereof until the said Sum of _____ with Interest after the Rate of _____ *per Centum per Annum* for the same shall be fully paid and satisfied. In witness whereof we the said Company have hereunto set our Common Seal the Day of _____ in the Year of our Lord _____

Form of
Mortgage.

And every such Mortgage or Assignment shall be good, valid, and effectual in the Law, and shall entitle the Person or Persons to whom the same shall be made, his, her, or their Executors, Administrators, or Assigns,

[*Local.*]

5 Z

to

to the Payment thereof, and to all Profits and Advantages thereof, according to the Form of Words of such Mortgage or Assignment, and the true Intent and Meaning of this Act, and without any Preference over each other by reason of the Priority of Date of any such Mortgage or Assignment, or on any Account whatsoever.

Power for Mortgagees to transfer their Securities.

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

Form of Transfer.

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

And a Copy of every such Mortgage or Assignment, and an Extract or Memorial of every Transfer thereof respectively, shall be entered in a Book to be kept for that Purpose by the Clerk of the said Company, which Extract or Memorial shall specify and contain the Date, Names of the Parties, and Sums of Money thereby secured and transferred, to which Book any Person interested shall at all seasonable Times have Access, and shall have free Liberty to inspect the same without Fee or Reward; and for the entering of every such Transfer the said Clerk shall be paid by the Person or Persons to whom such Transfer shall be made the Sum of Five Shillings and no more; and every such Transfer, after the entering thereof as aforesaid, shall entitle the Person to whom such Transfer shall be made, and his or her Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred, without any other Registry or Enrolment thereof.

For enforcing Payment of Subscriptions.

XX. And be it further enacted, That the several Persons who have already subscribed or shall hereafter subscribe for and towards the said Undertaking, or who shall at any Time hereafter have or hold any Share or Shares in the same, shall and they are hereby respectively required to pay the Sum or Sums of Money by them respectively subscribed or to be subscribed, or such Parts or Portions thereof as shall from Time to Time be called for pursuant to the Powers and Directions of this Act, at such Times and Places, to such Person or Persons, and in such Manner as shall from Time to Time be ordered and directed by any General or Special General Meeting of the said Company to be held for that Purpose, or by the Committee for the Time being of the said Company; and in case any Person or Persons shall refuse or neglect to pay any such Money at such Time or Times and in such Manner as shall be ordered and directed by the said Company or their Committee as aforesaid, it shall be lawful for the said Company to sue for and recover the same from him, her, or them, by Action of Debt or otherwise, in any of His Majesty's Courts of

Record

Record at *Westminster*, together with lawful Interest for the same from such appointed Time or Times of Payment, and full Costs of Suit, and in like Cases of Refusal or Neglect where Two or more Persons shall have jointly subscribed for or be jointly possessed of One or more Share or Shares in the said Undertaking, then and in like Manner to sue for and recover the same from all or any One of such joint Subscribers.

XXI. And be it further enacted, That the said Company or their said Committee for the Time being shall cause the Names and Designations of the several Persons who are at present and shall be hereafter Subscribers to or Proprietors of the said Undertaking, with the Number of Shares possessed by each of the Subscribers and Proprietors, and also the proper Number by which every Share shall be distinguished, to be distinctly entered in a Register Book to be kept by the Clerk to the said Company to be appointed as herein-after mentioned; and after the making of such Entry the same shall be signed by the Chairman of the Committee of the said Company; and a Certificate under the Common Seal of the said Company shall be made out in respect of each and every Share in the said Undertaking, specifying therein the proper Number of such Share and the Name and Designation of the Proprietor or Proprietors thereof, which Certificate shall be delivered to the Proprietor of such Share upon Demand, and for each and every such Certificate such Proprietor shall pay to the Clerk of the said Company the Sum of Two Shillings and Sixpence, and no more; and such Certificate shall be admitted in all Courts and Proceedings whatsoever as Evidence of the Title of such Proprietor or Proprietors, his, her, or their Executors, Administrators, or Assigns, to the Share therein specified, but the Want of such Certificate shall not hinder or prevent the Proprietor or Proprietors of any of the said Shares from selling or disposing thereof; and the said Certificate may be in the Words or to the Effect following; (that is to say,)

Certificates of Shares to be delivered to the Proprietors.

‘ *Cambridge Gas Light Company, Number*

‘ THESE are to certify, That _____ of _____ is a Proprietor of the Share Number _____ of the Capital or Joint Stock of the *Cambridge Gas Light Company*, subject to the Rules, Regulations, and Orders of the said Company, and that the said his [*or her*] Executors, Administrators, or Assigns, is or are entitled to such Proportion of the Profits or Advantages arising or to arise to the said Company as shall belong to such Share. Given under the Common Seal of the said Company the _____ Day of _____ in the Year of our Lord _____

Form of Certificate.

XXII. And be it further enacted, That it shall be lawful for the several Proprietors of any Share or Shares in the said Undertaking, their Executors, Administrators, Successors, and Assigns, to sell and transfer any Share or Shares of which they shall respectively be possessed, subject to the Rules and Conditions herein provided, and to such Restrictions and Regulations (if any) as the Committee of the said Company may from Time to Time think necessary to impose; and every such Transfer shall or may be in the Form or to the Effect following; (that is to say,)

Shares may be transferred.

‘ I [*or We*] _____ of _____ in consideration _____ of _____ paid to me [*or us*] _____ by _____ of _____ do hereby bargain, sell, and transfer unto the said _____ the _____ Sum

Form of Transfer.

' Sum of _____ Capital Stock of and in the Undertaking
 ' called the "*Cambridge Gas Light Company*," being my [*or our*] Share
 ' [*or Shares*], Number _____ [*or Numbers* _____], in the said
 ' Undertaking, to hold to the said _____ Executors,
 ' Administrators, and Assigns, subject to the same Rules, Regulations, and
 ' Orders, and on the same Conditions, that I [*or we*] held the same
 ' immediately before the Execution hereof; and I [*or we*] the said
 ' _____ do hereby agree to take and accept the said Share
 ' [*or Shares*], subject to the same Rules, Regulations, Orders, and
 ' Conditions. As witness our Hands and Seals this _____ Day
 ' of _____ in the Year of our Lord _____

Transfer to
be regis-
tered.

And every such Transfer shall be produced and notified to the Clerk of
 the said Company, and shall be entered and registered by him in the
 Books of the said Company, and the Entry or Registry thereof shall specify
 the Date, Names of the Parties, and the Number of Shares transferred,
 for which Entry and Registry the Sum of Two Shillings and Sixpence, and
 no more, for each Share, shall be paid to the Clerk or other Officer making
 the same by the Person requiring such Transfer; and a Copy of such
 Registry, signed by the Clerk or other Officer of the said Company duly
 authorized thereto, shall be sufficient Evidence of every such Sale and
 Transfer, and received as such in all Disputes and in all Trials or Hearings
 before any Court or other Judicature; and until such Transfer shall be
 entered or registered in the Books of the said Company as aforesaid no
 Purchaser or Purchasers of any Share or Shares, or his, her, or their Ex-
 ecutors, Administrators, Successors, or Assigns, shall have any Part or
 Share in the said Undertaking, or in the Profits and Advantages thereof,
 nor shall receive any Interest or Dividend for or in respect of such Share
 or Shares so purchased, nor shall such Purchaser or Purchasers be entitled
 to any Vote at any Meeting or Meetings as a Proprietor or Proprietors of
 the said Undertaking in respect of such Share or Shares until the Expira-
 tion of Three Calendar Months after such Transfer shall have been regis-
 tered; but this Provision shall not operate to prevent or hinder any Per-
 son from voting, immediately after his, her, or their Names shall have
 been registered, for or in respect of the Share or Shares which shall
 devolve to him or her by Marriage or Succession.

No Shares to
be sold after
a Call until
the Money is
paid.

XXIII. Provided always, and be it further enacted, That after any Call
 for Money shall have been made by virtue of this Act no Proprietor or
 Proprietors shall sell or transfer any Share or Shares which he, she, or
 they shall possess in the said Undertaking after any Day appointed for the
 Payment of the said Call, until the Money so called for in respect of his,
 her, or their Share or Shares intended to be sold shall be paid; and until
 such Money so called for shall have been paid every such Sale or Transfer
 of any Share or Shares shall be void.

For ascer-
taining Pro-
prietorship
of Shares in
certain Cases.

XXIV. And whereas by reason of Death, Insolvency, or Bankruptcy,
 or by the Absence of any of the said Proprietors from this Kingdom, or
 by Transfer of their, his, or her Right and Interest to some other Person
 or Persons, without any Registry being made thereof with the Clerk of
 the said Company, it may not be in the Power of the said Company to
 ascertain who is or are the Proprietor or Proprietors of such Share or
 Shares; be it therefore further enacted, That in all Cases where the Right
 and

and Property in One or more Share or Shares in the said Undertaking shall pass from the original Subscriber or Subscribers, or any Proprietor or Proprietors thereof, to any other Person or Persons by any other legal Means than by a Transfer or Conveyance thereof in the Form and Manner hereinbefore specified, an Affidavit shall be sworn to by Two credible Persons before a Master or Master Extraordinary in His Majesty's High Court of Chancery, or any One of His Majesty's Justices of the Peace, stating the Manner in which such Share or Shares hath or have passed to such other Person or Persons, his, her, or their Executors, Administrators, Successors, or Assigns; and such Affidavit shall be delivered to the Clerk of the said Company to the Intent that he may enter and register the Name or Names of every such other Proprietor or Proprietors in the Register Book to be kept in the Office of the Clerk to the said Company; and in all or any of the said Cases the Person or Persons who for the Time being shall appear by the Register to be kept by the Clerk of the said Company as aforesaid to be the Owner or Owners of any Share or Shares in the said Undertaking shall, for all the Purposes of Notice and Liabilities, be deemed and considered as the Proprietor or Proprietors thereof.

XXV. And be it further enacted, That when any Person shall claim any Part or Share in the Joint Stock of the said Company or in the Profits thereof in right of Marriage, an Affidavit containing a Copy of the Register of such Marriage or the Purport of such Register shall be made and sworn to by some credible Person before a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall be delivered to and left with the Clerk of the said Company, who shall preserve the same and make an Entry thereof in the Book which shall be kept by him for the Entry of Transfers and Sales of Shares in the said Undertaking; and the said Clerk shall be paid for every such Entry the Sum of Two Shillings and Sixpence, and no more, before such Person shall be entitled to sell and assign such Share, or to claim Payment of any Dividend in respect thereof; and when any Person shall claim any Part or Share in the Joint Stock of the said Company or the Profits thereof under or by virtue of any Will or Bequest, or in a Course of Administration, the Probate Copy of the Will, or the Letters of Administration in case the Proprietor shall have died intestate, shall be produced and shown to the said Clerk, who shall make an Entry of such Will or of so much thereof as shall relate to the Disposition of the Share of the Testator, or of the Letters of Administration in case the Proprietor shall have died intestate; and the said Clerk shall be paid for every such Entry the Sum of Two Shillings and Sixpence, and no more, before such Person shall be entitled to sell and assign such Share or to claim Payment of any Dividend in respect thereof: Provided nevertheless, that no Bequest or Clause in any such Will contained shall bind or affect, or be construed to bind or affect, the said Company with Notice of any Trust or Disposition of any Share in the Joint Stock of the said Company, or in the Gains and Profits thereof; but the Registry of any such Share shall be in the Name or Names of the Executor or Executors who shall prove the Will of such Testator, or the Administrator or Administrators of the Intestate's Effects, whose Receipt to the said Company for the Gains and Profits thereof, and to any Purchaser for the Amount of the Purchase Money paid upon the Sale and Conveyance of such Share, shall be good and effectual, and shall bind the Cestuique Trusts and all other Persons claiming interested under

Proofs required where Rights accrued by Marriage or Death.

[Local.]

6 A

such

such Testator or Intestate, any Rule of Law or Equity to the contrary notwithstanding.

First and other General Meetings of Proprietors.

Chairman to be elected.

Proprietors to vote according to the Number of their Shares.

Proprietors in arrear not to vote.

Commissioners of Paving Acts not prevented from voting where not otherwise interested.

Chairman to have a casting Vote.

In Case of joint Proprietors, how to vote.

Lunatics and Minors to vote by their

XXVI. And be it further enacted, That the said Company shall meet together at some convenient House or Place within the said Town of *Cambridge*, within One Calendar Month next after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon, of which Meeting Ten Days Notice shall be given by some One or more of the Proprietors or Subscribers once in some Newspaper circulated in the County or Town of *Cambridge*, or by Letter through the Post Office at *Cambridge* addressed to each of the other Proprietors or Subscribers at their usual Residences, and the said Company shall then and there proceed in the Execution of this Act, and shall and may adjourn such Meeting from Time to Time to such Time and Place as shall be decided by the said Proprietors; at which said General Meeting, and also at all other Meetings of the said Company to be held under the Authority of this Act, One of the Proprietors then present shall be elected to preside as Chairman; and all Questions shall be decided by a Majority of Votes of the Proprietors present or entitled to vote according to their respective Number of Shares, (that is to say,) One Vote in respect of every such respective Share to the Number of Twenty Shares, and also One Vote in respect of every additional Ten Shares over and above such Twenty Shares: Provided always, that no Proprietor shall be entitled to vote at any such Meeting of the said Company in respect of any Share or Shares which he or she may possess in the said Undertaking unless such Proprietor shall have fully paid all Arrears due in pursuance of any Call or Calls which shall have been made as herein-after is directed or authorized upon or in respect of such Share or Shares, although the Time limited for Payment thereof as herein-after is mentioned may not have expired, nor shall any Proprietor vote at any Meeting of the said Company upon any Question in which such Proprietor shall be interested in any other Way than as being a Proprietor in the said Undertaking; but nothing herein contained shall be construed to disqualify or prevent any Proprietor, being a Commissioner under the said Acts for paving, cleansing, and lighting the said Town, and not otherwise personally interested in the said Undertaking, from voting at any such Meeting of the said Company either in Person or by Proxy: Provided always, that if at any Meeting of the said Company the Number of Votes, including the Vote of the Chairman, shall be equal, then and in every such Case the Chairman for the Time being shall have an additional or casting Vote.

XXVII. And be it further enacted, That whenever Two or more Persons shall be jointly possessed of or entitled to any Share or Shares in the said Undertaking, the Person whose Name shall stand first in the Register Book of the said Company shall be deemed to be the Proprietor of such Share or Shares for the Purposes next herein-after mentioned, (that is to say,) such Person shall have the sole and entire Right of voting at all Meetings of the said Company in respect of such joint Share or Shares; and when any Notice in pursuance of this Act shall be given to such Person or Persons in respect of such joint Share or Shares, the same shall be considered as a Notice given to all the Proprietors of such joint Share or Shares.

XXVIII. And be it further enacted, That in case any of the Proprietors entitled to vote as aforesaid shall be a Lunatic or Lunatics, Idiot or Idiots,

Minor

Minor or Minors, such Lunatic or Lunatics, Idiot or Idiots, may vote by any One of his, her, or their Committees, and such Minor or Minors shall or may vote by his, her, or their Guardians, or any One of such Guardians. Committees and Guardians.

XXIX. And be it further enacted, That any Proprietor or Proprietors of any Share or Shares in the said Undertaking entitled to vote in respect of such Share or Shares at any General Meeting or Special General Meeting of the said Company, shall have full Power and Authority to give his or her Vote or Votes at such General Meetings or Special General Meetings as aforesaid, either in Person or by Proxy (every such Proxy being a Proprietor in the said Undertaking, and entitled to vote in respect of his or her own Share or Shares,) duly constituted under his or her Hand, or in Cases of Minors, Lunatics, or Idiots, under the Hand or Hands of his, her, or their Guardian or Guardians, or Committee or Committees; and the Appointment of such Proxies may be made in the Form or to the Effect following; (that is to say,) Proprietors of Shares may vote by Proxy.

‘ I of one of the Proprietors of Shares Form of Proxy.
 ‘ in the *Cambridge Gas Light Company*, being entitled to vote in right
 ‘ of such Shares, do hereby nominate, constitute, and appoint
 ‘ of to be my Proxy, in my Name and in my Stead to
 ‘ vote or assent to or dissent from any Business, Matter, or Thing relating
 ‘ to the said Undertaking that shall be mentioned or proposed at any
 ‘ General Meeting or Special General Meeting of the said Company, if I
 ‘ shall not be present, in such Manner as the said shall
 ‘ think proper, according to his Opinion and Judgment, for the Benefit of
 ‘ the said Undertaking or any thing relating thereto. In witness whereof
 ‘ I have hereunto set my Hand the Day of
 ‘ in the Year of our Lord

XXX. Provided always, and be it further enacted, That where the Proprietors holding any Share or Shares in the said Undertaking shall be a Corporation Aggregate, such Corporation Aggregate may vote at all Meetings of the said Company by any One resident Member of their own Body to be appointed in Writing under the Common Seal of such Corporation Aggregate. Corporate Bodies may vote by any one of their own Members.

XXXI. And be it further enacted, That no Person being a Proprietor in the said Undertaking shall vote by Proxy at any Meeting of the said Company for more than One Half the Number of Shares he or she shall hold therein, and if the Number which he or she shall hold in the said Undertaking be an odd Number, then the Person shall vote by Proxy in right of Half the even Number next immediately below such odd Number: Provided always, that the Person applying to vote as Proxy shall always at the Time of voting produce his Appointment or Appointments. No Person to vote by Proxy for more than One Half his Number of Shares.

XXXII. And be it further enacted, That the said Company at any General Meeting or Special General Meeting shall have full Power from Time to Time to call for and examine all or any of the Accounts of the said Company; and at every Annual General Meeting or some Adjournment thereof a Dividend or Dividends shall be made out of the Interest, Profits, and Advantages of the Undertaking (unless such Meeting shall declare otherwise), and such Dividend or Dividends shall be at and after the Rate of such a Sum *per Centum* upon or for every Share in the said Undertaking as Meetings to settle Accounts and declare Dividends.

as such Meeting or Meetings shall think fit to order and determine; but no Dividend shall be made whereby the Capital of the said Company shall be reduced, nor shall any Dividend be paid in respect of any Share or Shares after a Day appointed for the Payment of any Call for Money in respect thereof by virtue of this Act until such Call shall have been paid.

Dividends of
the Company
to be limited
after the
24th of June
1840.

XXXIII. Provided always, and be it further enacted, That from and after the Twenty-fourth Day of *June* which will be in the Year One thousand eight hundred and forty the said Company of Proprietors shall not be entitled to receive out of the clear Profits arising from the said Undertaking more than the Sum of Five Pounds *per Annum* upon each Share of Fifty Pounds, in estimating which clear Profits no Interest on the original Capital of Thirty thousand Pounds advanced in and upon the said Undertaking shall be deducted or allowed; and in order to ascertain the Amount of the clear Profits of the said Undertaking the said Company shall and they are hereby required, from the said Twenty-fourth Day of *June* One thousand eight hundred and forty, to cause a true, exact, and particular Account to be kept and annually made up and balanced to the said Twenty-fourth Day of *June* in every succeeding Year of the Money collected or received by them or for their Use by virtue of this Act, and of the Charges and Expences attending the supporting, maintaining, and using the said Works; and if the clear Profits of the said Undertaking shall at any Time thereafter amount to a larger Sum of Money than shall be sufficient to make a Distribution amongst the said Proprietors of Five Pounds *per Annum* for every such Share of Fifty Pounds, to be computed and take place from the said Twenty-fourth Day of *June* One thousand eight hundred and forty, then and in such Case the Excess or Surplus which shall be more than sufficient for the Purposes aforesaid shall from Time to Time be placed in the Hands of such Person or Persons, or on such Government or other Security or Securities, to answer any Deficiencies that may happen in the next or any succeeding Year or Years, as the said Company shall for that Purpose order or direct, until such Excess or Surplus shall amount to the Sum of Three thousand Pounds; and the Interest or Dividends of such Sum or Sums so to be invested shall be paid and applied in like Manner as the Monies to be received by or for the Use of the said Company by virtue of this Act are to be paid or applied; and the total Amount of every such annual Account as aforesaid, certified in Writing as just and true under the Hand of the Chairman for the Time being of the Committee of Management, or their Superintendent, or any other Officer of the said Company, together with an Account of the Dividends and Interest to be from Time to Time received on all such Monies so to be placed out as aforesaid, shall within Fourteen Days next after the making up of every such annual Account so to be made up as aforesaid be laid before the Vice Chancellor of the said University of *Cambridge*, the Mayor of the Town of *Cambridge*, and Three of the Commissioners acting in execution of the herein-before recited Acts of the Twenty-eighth and Thirty-fourth Years of the Reign of His said late Majesty King *George* the Third (not being either of them personally interested in the said Undertaking), and One at least of such Three Commissioners, being a University Commissioner (which said Three Commissioners shall be nominated and appointed at any of the General Meetings of the Commissioners under the said recited Acts); and for the Authentication of which Account the said Company shall (if required) produce all their Books, Bills, Receipts, Vouchers, Papers, and Writings to the said Vice Chancellor, Mayor, and said

said Commissioners; and if it shall appear from the Accounts to be respectively made up on and from the Twenty-fourth Day of *June* One thousand eight hundred and forty-three that the clear Profits of the said Undertaking after such Sum shall have been so invested, including the said Dividends and Interest, shall, upon an Average of Three Year s then next preceding, have exceeded the Rate of Five Pounds *per Annum* upon every such Share of Fifty Pounds, then and in every such Case the said Company of Proprietors shall pay such Surplus of the said clear Profits, Dividends, and Interest to the said Commissioners for paving, cleansing, and lighting the said Town of *Cambridge*, or their Treasurer, to be by them applied and disposed of towards and in aid of any Rate or Assessment, Rates or Assessments, made or to be made under the said Acts, any thing in this Act to the contrary notwithstanding; and if the said Company shall refuse or wilfully neglect to deliver or to lay before the said Vice Chancellor, Mayor, and said Commissioners, or any one of them on behalf of the others of them, the said Accounts, or to produce to them or any of them the Books of Account, or other Books, Bills, Receipts, Vouchers, Papers, and Writings herein-before mentioned, for the Space of Seven Days after being required so to do in Writing by the said Vice Chancellor, Mayor, and said Commissioners, or any Three of them, the said Company shall forfeit and pay the Sum of Fifty Pounds for every such Refusal or wilful Neglect, and the further Sum of Five Pounds for every Day such Refusal or wilful Neglect shall continue after the Expiration of the said Seven Days, such respective Penalties to be recovered by any Person who may sue for the same, with full Costs of Suit, by Action of Debt or on the Case, in any of His Majesty's Courts of Record at *Westminster*.

XXXIV. And be it further enacted, That the Receipt or Receipts of the Person or any One of the Persons in whose Name or Names any Share or Shares in the said Undertaking shall stand in the Books of the said Company, or his, her, or their authorized Agent or Agents, shall from Time to Time be a good and sufficient Discharge to the said Company and their Treasurer for any Dividend or Dividends, Sum or Sums of Money which shall become due and payable and be paid for or in respect of such Share or Shares, notwithstanding any Uses, Trusts, Intents, or Purposes upon or to which such Share or Shares shall be then settled, limited, conveyed, or assured.

Payment of Dividends, &c. to the Person in whose Name the Share shall stand in the Company's Books to be good.

XXXV. And be it further enacted, That in all Cases where Money shall be payable under the Provisions of this Act to any Proprietor in the said Undertaking who shall be a Minor under the Age of Twenty-one Years, or Lunatic, the Receipt of the Parent or Guardian or Committee for the Time being of such Minor or Lunatic shall be a sufficient Discharge to the said Company and their Treasurer for the same.

Receipts of Parents or Guardians of Minors, &c. to be a sufficient Discharge.

XXXVI. And be it further enacted, That all Notices herein directed to be given of any General Meeting or Special General Meeting, or Adjournments respectively, to any of the said Proprietors upon any Occasion not herein otherwise provided for, shall be given by Advertisement inserted in some Newspaper circulated in the said County or Town of *Cambridge*, or by Letters from the Clerk or other Officer duly authorized by the said Company sent by Post to each and every of the said Proprietors entitled to vote at such Meetings respectively, or to the individual Proprietor entitled

Notices of Meetings how to be given.

to such Notice (as the Case may be), and such Notice and Letters shall be deemed and considered the same as personal Notice.

Proprietors
possessed of
Fifty Shares
may act at
General
Meetings.

XXXVII. And be it further enacted, That at all General Meetings or Special General Meetings of the said Company the Proprietors then present, being collectively possessed in their own Right of Fifty Shares at least in the said Undertaking, shall and may proceed to Business, and act in the Execution of the several Powers hereby given to the said Company; and if it shall happen that there shall not be present at any of such General Meetings or Special General Meetings a sufficient Number of such Proprietors, then so often as it shall so happen such Meeting shall stand over and be deemed to be adjourned to the same Day in the following Week, at the same Place and Hour, as the same ought to have been held as aforesaid; but no Business shall be transacted at any Special General Meeting of the said Proprietors besides the Business for which such Meeting shall have been called, and no other Business shall be transacted at any adjourned Special General Meeting besides the Business left unfinished at the Meeting from which such Adjournment took place.

Appointment
of Com-
mittee.

Committee-
men con-
tracting for
Work to cease
to have a
Vote in the
Committee.

XXXVIII. And be it further enacted, That at the said First General Meeting of the said Company, or at some Adjournment thereof, a Committee for managing the Affairs of the said Company shall be elected out of such of the Proprietors or Subscribers of Shares of and in the said Undertaking as shall be possessed in their own Right of Five Shares at the least, and such Committee shall consist of Five Proprietors or Subscribers, and when elected they shall be the Committee for managing the Affairs of the said Company until others or another shall be chosen in their or any of their Stead as herein-after mentioned: Provided always, that it shall not be lawful for any Person who shall be a Member of the said Committee to enter into any Contract for or undertake to do or perform any Work, or to hold or take any Place or Office of Profit under the said Company; and if any such Person shall enter into any Contract for or undertake to do or perform any Work, or shall hold or take any Place or Office of Profit under the said Company, or shall be or become a Dealer, either directly or indirectly, in any of the Articles to be provided or manufactured by the said Company, or shall be otherwise interested in the said Company further than as a Proprietor, every such Person shall be disqualified to be a Member of the said Committee, and shall immediately thereupon cease to act and vote in such Committee; and if any Person appointed by virtue of this Act a Member of the said Committee shall at any Time cease to be a Proprietor of the said Undertaking to the Extent of Five Shares, or shall refuse or neglect, unless prevented by Illness or Absence from Home, to attend any Three successive Meetings of the said Committee, every such Person shall thereby cease to act or vote at such Committee, and shall be disqualified as aforesaid; and thereupon, or on the Death of any Member of the said Committee, it shall be lawful for the said Company, at any General Meeting to be held pursuant to the Directions of this Act, to elect some other Proprietor qualified as aforesaid in the Stead of such disqualified or dead Member to be a Member of the Committee, and every such Proprietor so elected shall continue in Office as one of such Committee so long as the Person in whose Place or Stead he was elected would have been entitled to continue in Office if such Death or Disqualification had not taken place.

XXXIX. And

XXXIX. And be it further enacted, That on the last *Monday* in the Month of *April* in each Year, or so soon after as may be convenient, a General Meeting of the said Company shall be holden (of which Seven Days Notice at least shall be given in some Newspaper [circulated in the County or Town of *Cambridge*, or by Letters through the Post Office at the said Town of *Cambridge* addressed to each of the said Proprietors or Subscribers), and at every such General Meeting of the said Company to be holden after the First General Meeting herein-before mentioned, or by Adjournment thereof, Two Members of the said Committee qualified as aforesaid, who shall have been Members of the said Committee in the preceding Year, shall be re-elected Members of the said Committee, and Three other Proprietors of the said Undertaking, qualified as aforesaid, shall be elected in the Place of the Three retiring Members of the former Committee: Provided nevertheless, that all the Members of the said former Committee whose Office shall then have expired, or any of them, may (if otherwise qualified) be again immediately re-chosen, and after such Elections and Re-elections as aforesaid shall have taken place the Member or Members of the said Committee (if any) who shall not be re-elected shall go out of Office.

Annual Election of Committee.

XL. Provided always, and be it further enacted, That it shall be lawful for the said Company, at any General Meeting or Special General Meeting thereof, from Time to Time to increase or decrease or vary, as to the said Company shall seem meet, the Qualification of the Person to be chosen a Member of the said Committee, so that such Qualification shall not exceed Twenty-five Shares or be less than Three Shares in the said Undertaking; but no Proposal for such Variation shall be made at any Meeting of the said Company until Notice thereof shall have been given Fourteen Days at least before any such Meeting in some Newspaper circulated in the County or Town of *Cambridge*, or by Letter sent by Post to each of the Proprietors entitled to vote at any such Meeting, or delivered at their respective Residences.

Power to vary the Qualification of a Committeeman.

XLI. And be it further enacted, That in case any Five or more of the Proprietors, being collectively possessed in their own Right of or entitled to Fifty or more Shares in the said Undertaking, shall think there is any Reason to complain of the Conduct of the Committee for the Time being, or of any One or more Member or Members thereof, and that such Committee, or any One or more Member or Members thereof, ought to be removed or displaced from Office, and shall call a Special General Meeting of the said Company, it shall be lawful for the said Company to remove and displace all or any One or more of the said Committee, and to elect one other or others of the said Proprietors (as the Case may be,) qualified as aforesaid, in his or their Place or Stead, which Person or Persons, when elected, shall have the same Powers and Authorities in all respects as the Person or Persons in whose Place or Stead he or they shall be so elected, and such Committee Man or Men so displaced shall thereupon cease to act in that Capacity: Provided always, that if at any such Special General Meeting there shall not be Persons present, either as Principals or Proxies, who shall be possessed of or entitled to at least One hundred Shares in the said Undertaking, the Power hereby given to the said Company to remove all or any of the Committee, and to elect others in their Stead, on account of any Complaint against the Conduct of such Committee Man or Men, shall not be exercised, but the Meeting shall be adjourned for

Committeemen may be displaced at a Special Meeting of Proprietors.

that

that particular Purpose to the same Place for any Time not exceeding Fourteen Days, and so from Time to Time until there shall be Proprietors present, either as Principals or Proxies, who shall be possessed of One hundred Shares as aforesaid: Provided also, that nothing herein contained shall disqualify any displaced Committee Man or Men from voting as a Proprietor, or from being re-elected into the same Office at any subsequent annual Election of Members of the said Committee, if the said Proprietors shall think fit to nominate him or them to serve in the said Office.

Proprietors
may call a
Special
Meeting.

XLII. And be it further enacted; That in case any Five or more of the said Proprietors, being collectively possessed in their own Right of or entitled to Fifty or more Shares in the said Undertaking, shall think that a Special General Meeting of Proprietors should be holden, then it shall be lawful for them, by Writing under their Hands left at the Office of the said Company, or given to any Member of the Committee for the Time being of the said Company, or left at his last or usual Place of Abode, to require the said Committee to call a Special General Meeting, so as such Requisition fully express the Objects for which such Special General Meeting is required to be called; and in case the Committee for the Time being shall refuse or neglect to call such Meeting for the Space of Ten Days after such Requisition given as aforesaid, the same may be called by such Proprietors to be held at such Hour and Place within the said Town of *Cambridge* as they shall think fit; provided Fourteen Days Notice of the Time and Place and Purport of such Special General Meeting be given by the Persons calling the same by Advertisement in One of the Papers circulated in the County or Town of *Cambridge*, such Notice to specify the Reason and Intention of requesting such Special General Meeting, and the Time when and the Place where such Meeting shall be held, and the said Company are hereby authorized to meet in pursuance of such Notice; and at each Special General Meeting it shall be lawful for the Proprietors then present, provided they shall be collectively possessed of or entitled to, either as Principals or Proxies, at least Fifty Shares available for the Purpose of voting, but not otherwise, to proceed to the Execution of the Powers by this Act given to the said Company with respect to the Matters specified in such Requisition and Notice only; and such Proprietors met together at every such Special or General Meeting shall have the same Powers, and the Acts of them or the Majority of them shall be as valid and effectual with respect to the Matters specified in such Requisition and Notice, as if the same had been done at a General Meeting at the Time herein-before appointed for holding the same.

General
Meetings
may make
Bye Laws.

XLIII. And be it further enacted, That the said Company shall have full Power and Authority from Time to Time, at any of their General Meetings or Special General Meetings as aforesaid, to make such Rules, Orders, Bye Laws, and Regulations as to them shall seem right and proper for the good Government and Management of the said Undertaking, and for regulating the Proceedings of such Committee, and for regulating the Duties and Conduct of all Officers, Workmen, and Servants to be employed in or about the Affairs and Business of the said Company, and for the Superintendence and Management of the said Undertaking in all respects whatsoever, and from Time to Time to alter or repeal such Rules, Orders, Bye Laws, and Regulations or any of them, and to make others, and to impose and inflict such

reasonable Fines, Penalties, and Forfeitures upon all Persons offending against such Rules, Orders, Bye Laws, and Regulations, or any of them, not exceeding the Sum of Five Pounds for each and every Offence, as to the said General Meeting or Special General Meeting of the said Company shall seem meet and expedient; and all Rules, Orders, Bye Laws, and Regulations so made as aforesaid (being reduced into Writing, and the Common Seal of the said Company thereto affixed,) shall be binding upon all Persons, and shall be sufficient Authority in any Court of Law or Equity to justify all Persons who shall act under the same: Provided always, that such Rules, Orders, Bye Laws, and Regulations shall not be repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *England*, or to any of the Directions or Provisions of this Act: Provided also, that Copies thereof shall be printed, fixed, and continued in the Office of the Clerk, or other the Buildings and Premises of the said Company, and all such Rules, Orders, Bye Laws, and Regulations shall be subject to Appeal in manner by this Act directed.

XLIV. Provided always, and be it further enacted, That no such Rules, Orders, or Bye Laws so to be made, altered, or repealed shall be binding nor have any Force or Effect, upon or against any Person or Party, until Twenty-one Days next immediately following the General or Special General Meeting at which such Rules, Orders, or Bye Laws shall or may be made, altered, or repealed, and until public Notice thereof shall in the meantime have been given by Insertion twice at least in some Two Newspapers circulated in the said County or Town of *Cambridge*, except where such Rules, Orders, or Bye Laws shall relate only to the Regulation of the Duties and Conduct of the Committee, Officers, Workmen, and Servants of the said Company, in which Case no such Notice shall be required or considered necessary to the Validity thereof.

Rules and Bye Laws to be published in the Newspaper before they take effect.

XLV. And be it further enacted, That the said Company of Proprietors shall and they are hereby authorized, at their said First General Meeting or at some Adjournment thereof, to elect and appoint a Treasurer or Treasurers to the said Company, and also a Clerk for transacting the Business of the said Company, and the said Company are also hereby authorized, if they think proper, to elect and appoint a Superintendent or Manager of their Works, and also a Collector or Collectors, Receiver or Receivers of the Rents and Monies to become due and payable under or by virtue of this Act; and it shall be lawful for the said Company, at any subsequent General Meeting or Special General Meeting to be holden as herein-before directed, from Time to Time to remove or displace such Officers, or any or either of them, or any other Person or Persons who shall be hereafter elected and appointed to their respective Offices, and from Time to Time to elect, choose, and appoint in manner aforesaid any other Person or Persons to act in the Room of such of the said Officers who shall be so removed or displaced from their respective Offices; and whenever any of the said Officers shall die, or resign, or otherwise quit the Service of the said Company, it shall be lawful for the Committee for the Time being of the said Company from Time to Time to appoint some other Person or Persons in the Place of those so dying, resigning, or otherwise quitting the Service of the said Company, until the next General Meeting or Special General Meeting of the said Company, when such Appointment of any Officer or Officers by the said Committee shall be confirmed under the

General Meetings may appoint Officers.

Treasurer
and Collector
to give Security.

Common Seal of the said Company, or if the Appointment of such Officer shall not be confirmed, then some other Officer or Officers shall be elected and appointed as aforesaid, and it shall be lawful for the said Company to allow such Salaries or other Emoluments to the said Officers or any of them as at any such General Meeting or Special General Meeting shall from Time to Time be fixed upon and determined: Provided always, that the said Company shall and they are hereby required to take sufficient Security from every Person or Persons who shall be appointed Treasurer or Treasurers, Collector or Collectors, or Receiver or Receivers of the said Company, for the faithful Execution of his or their Office or Offices before he or they shall enter thereupon, and may also take such Security from any other Officer as the said Company shall think reasonable.

Clerk and
Treasurer
not to be the
same Person.

XLVI. Provided always, and be it further enacted, That it shall not be lawful for the said Company to appoint the Person who may be appointed their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, to be the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, to be the Clerk to the said Company; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under this Act other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or upon the Case, or by Bill, Suit, or Information, wherein no Essoign or Protection, nor more than One Imparlance, shall be allowed.

Treasurer,
&c. not to
issue Money
without an
Order.

XLVII. And be it further enacted, That no Sum or Sums of Money shall be issued by the Treasurer or Treasurers or other Officer or Officers to be appointed by the said Company, on account of the said Company, without an Order or Orders in Writing made at a General Meeting or Special General Meeting of the said Company, and signed by the Chairman of such Meeting, or without an Order or Orders in Writing signed by the Chairman of any Meeting of the Committee for the Time being, or by any Three or more Members of the said Committee; and the Receipt or Receipts of such Treasurer or Treasurers for all Monies payable to the said Company shall be effectual Discharges for the same.

Accounts to
be kept.

XLVIII. And be it further enacted, That the said Company shall and they are hereby required from Time to Time to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in
which

which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, and expended for or on account of the Purposes of this Act, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed and paid; and such Book or Books shall at all reasonable Times be open to the Inspection of the Proprietors in the said Undertaking and all Persons and Bodies respectively possessing or entitled to any Security affecting or charged upon the Estate and Effects, Rents and Profits of the said Company, by virtue of this Act, who may take Copies thereof or Extracts therefrom without Fee or Reward; and in case the said Clerk shall refuse to permit or shall not permit the said Proprietors or other Persons as aforesaid to inspect the same at all reasonable Times, or take such Copies or Extracts as aforesaid, such Clerk shall forfeit and pay any Sum not exceeding Ten Pounds.

XLIX. And be it further enacted, That all such Officers appointed by the said Company or the said Committee shall from Time to Time, when so required, deliver to such Committee, or to such Person or Persons as they shall for that Purpose appoint, true, exact, and perfect Accounts in Writing under their respective Hands of all Monies which they and every of them respectively shall have received by virtue of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper Vouchers for such Payments, and shall pay all such Monies as shall remain in their or any of their respective Hands to the said Committee for the Time being, or to such Person or Persons as they shall appoint to receive the same; and if any such Officer shall refuse or neglect to deliver up or to produce such Accounts and the Vouchers relating to the same in manner aforesaid, or shall refuse or neglect to pay the Money due on such Account, or if any such Officer shall refuse or neglect to deliver up to the said Committee, or to such Person or Persons as they shall appoint, within Ten Days after being thereunto required by the said Committee, all the Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, then and in every or any of the said Cases it shall be lawful for any Justice or Justices of the Peace, upon Complaint made before him or them by or on behalf of the said Committee, and such Justice or Justices is and are hereby empowered and required, to summon such Officer to appear before him or them, and upon his or her appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account or Accounts if produced; and if upon Confession of the Officer against whom any such Complaint shall be made, or by the Oath or Oaths of any Witness or Witnesses (which Oath such Justice or Justices is and are hereby empowered and required to administer without Fee or Reward), or upon Inspection of the said Accounts, if produced, it shall appear to such Justice or Justices that any of the Money which shall have been collected or received shall be in the Hands of such Officer, such Justice or Justices may and is or are hereby authorized and required, on Nonpayment thereof, by a Warrant or Warrants under his or their Hand and Seal or Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer; and if no Goods and Chattels can be found sufficient to answer and satisfy the said Money and the Charges of distraining and selling the same, or if such Officer shall not appear before the said Justice or Justices at the Time and Place appointed for

Officers to
render Ac-
counts when
so required:

for that Purpose, unless for some sufficient Reason, or if appearing shall refuse or neglect to give and deliver to such Justice or Justices an Account or Accounts of all Receipts and Payments as aforesaid, or to produce and deliver up to such Justice or Justices the several Vouchers and Receipts relating to such Accounts respectively, or the Books, Accounts, Papers, and Writings in his or her Custody or Power relating to the Execution of this Act, then and in any or either of the Cases aforesaid such Justice or Justices may and is and are hereby authorized and required, by a Warrant under his or their Hands and Seals, to commit such Officer to the Common Gaol or House of Correction for the Town or County of *Cambridge*, there to remain without Bail or Mainprize, in case he or she should be committed for Nonpayment of any Money received by him or her, or in his or her Hands, until he or she shall have accounted for and paid the full Amount thereof, or compounded with the said Committee, and paid such Composition in such Manner as the said Committee shall appoint (which Composition the said Committee are hereby empowered to make), or in case he or she shall be committed for not delivering any Accounts, Books, Papers, or Writings as aforesaid, until he or she shall have delivered up such Books, Papers, and Writings as aforesaid, or made Satisfaction in respect thereof to the said Committee; provided that no Person who shall be so committed for Want of sufficient Distress shall be detained in Prison by virtue of this Act for a longer Space of Time than Three Calendar Months.

Executors or Administrators of deceased Officers to account.

L. And be it further enacted, That in case of the Death of any such Officer as last aforesaid before he or she shall have paid and fully satisfied all the Monies which he or she shall have received by virtue of this Act, or made such Composition for the same as aforesaid, then and in every such Case the Executors or Administrators of such Officer so dying shall pay and satisfy the same out of the Estate and Effects of such Officer unto the said Committee or any Person appointed by them in that Behalf, in like Manner as other Debts are directed by Law to be discharged by such Executors or Administrators, and also shall deliver up all Books, Papers, Writings, and other Things concerning his or her Office, or relating to the Execution of this Act, which shall have come to the Hands of such Executors or Administrators, who shall and may plead such Payments in any Action or Suit which may be brought against them on account of the said Estate and Effects, and give the same in Evidence; and in case of the Nonpayment of such Monies, or the Nondelivery of such Books, Papers, Writings, and Things, for the Space of Fourteen Days after Demand made thereof in Writing by or on behalf of the said Committee, it shall be lawful for the said Committee to commence and prosecute an Action or Actions in any of His Majesty's Courts of Record at *Westminster* against such Executors or Administrators for the Recovery of the said Monies, or for the Recovery of Damages for the Detention of such Books, Papers, Writings, and Things, in which Action or Actions full Costs of Suit shall be recoverable by the said Committee.

Not to prejudice Remedies against Sureties of Officers.

LI. And be it further enacted, That nothing herein contained or any thing to be done by virtue hereof shall extend or be construed to extend to deprive the said Company of any Action or Actions, Suit or Suits, against the Surety or Sureties of any Officer whomsoever to be appointed by virtue of this Act, for the Payment of any Monies remaining due to

the

the said Company, or for the Nonperformance of any Covenant or Agreement entered into by such Officer to be appointed as aforesaid, or his or her Surety or Sureties, touching any thing to be done under or in pursuance of this Act.

LII. And be it further enacted, That the said Committee or any Three of them shall hold their Meetings at such Time and Place within the said Town of *Cambridge* as a Majority of them from Time to Time shall think proper and appoint, and shall choose from among themselves a Chairman and Deputy Chairman of the Meetings of the said Committee; and if it shall so happen that at any Meeting of the said Committee neither the Chairman nor Deputy Chairman so to be chosen as aforesaid shall attend, One of the Members of the said Committee then present shall be elected to preside as Chairman for that Occasion; and all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Committee at any of their said Meetings shall be decided and determined by a Majority in Number of the Members present (the Number present not being less than Three); and in case of there being an equal Number of Votes upon any Question, including the Vote of the Chairman for the Time being, such Chairman shall have the decisive or casting Vote; and if on the Day appointed for any Meeting of the said Committee Three Members thereof shall not attend, then and in every such Case the Meeting shall be adjourned till such Time and to such Place as the Member or Members then present, or if none be present, then as the Clerk of the said Company, or such other Person as shall attend in his Place, shall appoint; and any Two or more Members of the Committee may, at any Time when they shall think fit, call a Meeting of the Committee by a Notice in Writing signed by such Two or more Members, to be sent by the Post or otherwise to the Residence of every Member of such Committee, and also may renew the Meetings of the Committee, although they may have been discontinued for Want of Adjournment, or may institute a new Meeting independent of any Meeting appointed by Adjournment.

Meetings of
Committee.

Chairman to
have the
casting Vote
besides his
own Vote.

Two Mem-
bers of the
Committee
may call a
Meeting.

LIII. And be it further enacted, That the Committee for the Time being shall have the Custody of the Common Seal of the said Company, and shall have full Power and Authority to use the same, subject nevertheless to any Order which may be made at any General or Special Meeting of the said Company respecting the Custody or Use thereof, and to meet and adjourn from Time to Time and from Place to Place, and also at any Time to call Special General Meetings of the said Company for any Purpose they may think proper, and to appoint the Times and Places in the said Town of holding the General Meetings herein-before mentioned and Special General Meetings, and to direct the Affairs and Business of the said Company, as well in issuing, receiving, and laying out and disposing of, for the Purposes of the same Company, as in contracting for and purchasing Lands, Tenements, or Hereditaments, Materials, Goods, and Chattels, for the Use of the said Undertaking, and in entering into Agreements or Contracts for supplying with Gas all Persons whomsoever, and all and every or any of the Roads, Streets, Ways, Lanes, and other Passages and Places, Churches, Chapels, Colleges, Halls, Theatres, or Places of Amusement, Shops, Inns, Manufactories, Warehouses, private Houses,

Powers of
Committee.

[Local.]

6 D

Buildings,

Buildings, or private Places in the said Town and University, or Neighbourhood thereof respectively, and in nominating, electing, or appointing, or in displacing any Officer, Agent, Tradesman, or Servant of the said Company, (not being a Treasurer or Clerk of the said Company, or a Superintendent or Manager of the Works, or a Collector or Receiver of the Rents, who are to be elected and appointed at a General Meeting or Special General Meeting of the Company as herein mentioned, and not by the said Committee, except for a temporary Purpose, as herein is mentioned,) with such Salaries, Gratuities, or other Recompence as to the said Committee shall seem proper, and in ordering, directing, and employing the said Works and Workmen, and in selling and disposing of all Articles produced as aforesaid in the manufacturing of such Gas, and in making, enforcing, and rescinding, compounding and compromising, all Contracts and Bargains touching or in anywise concerning the said Undertaking, subject to such Rules, Orders, Bye Laws, and Regulations as shall at any Time be duly made by the said Company, or to any special Resolution or Resolutions of the said Company, in Restraint, Controul, or Regulation of the Powers and Authorities by this Act granted, and to all which Rules, Orders, Bye Laws, Regulations, and Resolutions, not being contrary to any express Provisions or Directions in this Act, the said Committee shall pay due Obedience; and the said Committee may require and take such Security from any Officer or Officers, (not being a Treasurer, Collector, or Receiver or Clerk of the said Company,) or other Person, for the faithful Execution of their respective Offices or Duties, as they may think proper or reasonable.

Committee
not to be per-
sonally liable.

LIV. And be it further enacted, That no Member of the Committee for the Time being of the said Company shall be personally answerable for the Performance of any Contract or Agreement into which he shall or may have entered as one of such Committee on behalf of the said Company, but all Persons with whom any Contracts or Agreements shall from Time to Time be entered into by the said Committee shall have full Power to resort to and proceed against the said Company, either at Law or in Equity, for the Performance of every such Contract or Agreement, or for Damages occasioned by any Breach or Nonperformance thereof.

Orders, &c.
to be entered
in a Book.

LV. And be it further enacted, That all Orders and Proceedings of the said Company and of the Committee for the Time being made at the respective Meetings of the said Company and Committee shall be entered in a Book or Books to be kept for that Purpose, and such Orders and Proceedings shall be signed by the Chairman for the Time being of each respective Meeting, or for the Purposes of Adjournment only by the Clerk to the said Company, and shall be deemed and taken to be original Orders and Proceedings, and allowed to be read in Evidence in all Courts and Places whatsoever.

Calls to be
made.

LVI. And be it further enacted, That the said Company, at any General Meeting or Special General Meeting to be called for that Purpose, or at any Adjournment thereof respectively, or the said Committee for the Time being, shall have full Power and Authority from Time to Time to make such Call or Calls for Money from the several Proprietors or Subscribers of Shares in the said Undertaking, their Executors, Administrators,
Successors,

Successors, or Assigns, as the said Company or Committee shall from Time to Time find expedient for the Purposes of the said Undertaking, so that no such Call do at any one Time exceed Five Pounds upon each Share of Fifty Pounds, and so that no Call or Calls shall be made but at the Interval of One Calendar Month at least from each other, and so that the total Amount of such Call or Calls shall not exceed the respective Sums subscribed for by the several Proprietors, and so that Seven Days Notice at the least shall be given of every such Call as aforesaid in some Newspaper usually circulated in the said County and Town of *Cambridge*, or by Letter sent to each Proprietor, or to his or her Residence, by Post or otherwise; and the respective Proprietors shall pay their entire Proportions of the several Sums of Money which shall be so called for into the Hands of the Treasurer or Treasurers for the Time being of the said Company at such Times and Places as shall from Time to Time be appointed by the said Company or Committee in such Advertisements or Notices; and if any Person or Persons shall refuse or neglect to pay his, her, or their Proportion of the Money so called for as aforesaid during the Space of One Calendar Month next after the Time appointed for Payment thereof, with lawful Interest for the same from such appointed Time of Payment, then and in every such Case such Person or Persons so refusing or neglecting shall (whether the same shall have been sued for in any Court of Law or Equity or not) absolutely forfeit all his, her, or their Share or Shares in the said Undertaking and Capital Stock, and all Profit and Advantage thereof, and all Money theretofore advanced by him, her, or them on account thereof, unless otherwise determined by a Special General Meeting; and all Shares which shall be so forfeited shall or may be sold at a public Sale for the most Money that can be gotten for the same, and the Produce thereof shall be applied and disposed of in manner by this Act directed; and the said Committee or any Three of them shall have Power to assign or transfer such forfeited Shares or Share to the respective Purchasers thereof; but nevertheless no Advantage shall be taken of any such Forfeiture until after Fourteen Days Notice in Writing shall have been given by the Chairman of the said Company, or by Three of the Committee for the Time being, or by the Clerk of the said Company, to the Proprietor or Proprietors thereof, or left at his, her, or their last or usual Place of Abode, if he, she, or they reside within the Limits of this Act, and if not, then by Letter sent by Post, nor unless the same Share or Shares shall be declared to be forfeited at some General Meeting or Special General Meeting of the said Proprietors held not sooner than One Calendar Month next after the Day on which Notice of such Forfeiture shall have been given as aforesaid; and every such Forfeiture when so declared shall be an absolute Indemnification and Discharge to and for the Proprietor or Proprietors who shall have incurred such Forfeiture, and his, her, or their Executors, Administrators, Successors, and Assigns, against all Actions, Suits, and Proceedings whatsoever at Law or in Equity for any Breach of Contract between such Proprietor or Proprietors so forfeiting and the said Company for or on account of not paying such Call or Calls, or in regard to the future Prosecution of the said Undertaking.

In case Persons neglect to pay Calls, their Shares shall be forfeited, any be sold by the Company.

LVII. Provided always, and be it further enacted, That in case the Money produced by the Sale of any such Share or Shares as shall be forfeited as aforesaid shall be more than sufficient to pay all such Arrears of Calls as aforesaid,

If the Purchase Money for such Shares shall

be more than sufficient to pay the Arrears of Calls, and Interest, and Expences thereon, the Surplus to be paid to the Owner on Demand.

aforesaid, and legal Interest thereon, and all Expences attending the Sale or Sales thereof, the Surplus of such Money shall be paid, on Demand, to the Person or Persons to whom such Share or Shares shall have belonged: Provided also, that the said Company or their Committee shall not by virtue of this Act sell or transfer, or direct to be sold or transferred, any more of such Shares of such Defaulter or Defaulters than shall be sufficient, as near as may be, at the Time of such Sale, to pay the Arrears due from such Defaulter or Defaulters for or on account of such Call or Calls, and the Interest and Expences attending the same; and from and after the Payment of all such Calls, and the Interest and Expences attending the same, any Share or Shares vested in the same Company as aforesaid which shall remain in their Hands unsold shall revert to and again become the Property of the Person or Persons to whom such Share or Shares shall have belonged immediately before such Forfeiture as aforesaid, in such Manner as if such Calls had been duly and regularly paid.

Power to make and erect Retorts, and to break up the Soil and Pavement of the Streets, &c. for laying Pipes, &c.

LVIII. And be it further enacted, That it shall be lawful for the said Company and their Successors, and they are hereby fully authorized and empowered (but subject to the Provisions and Restrictions herein-after contained), by their Servants, Agents, Workmen, and others, from Time to Time to make, erect, and fix such Retorts, Gasometers, Receivers, and other Buildings, Cisterns, Engines, Machines, and other Apparatus and Works, upon any of the Lands, Tenements, or Hereditaments which the said Company shall or may purchase for that Purpose, in such Manner as the said Company shall think necessary or proper for carrying the Purposes of this Act into execution; and also, when and so often as the said Company may think it necessary and proper, to break up the Soil and Pavement of any of the Footways or Carriageways of any Roads, Streets, Ways, Lanes, and other public Passages and Places, or any of them, or any Part thereof, and also of any private Grounds, Ways, Passages, and other Places, with such Consent as herein-after is mentioned, or any Part of them; and also to make and construct any Culvert, Tunnel, Sough, or Drain, and to dig and sink Trenches and Drains, and lay Main and other Pipes, and put Stopcocks, Syphons, Plugs, or Branches from such Pipes, from the Gasometer or other Works in, under, across, and along such public Places as aforesaid, or within or through any Culvert, Tunnel, Sough, or Drain which the said Company may at any Time hereafter make, and also, with such Consent as herein-after is mentioned, in, under, across, and along such private Places as aforesaid, in such Manner as shall be necessary for the Purpose of carrying this Act into execution, or supplying any such Lights as aforesaid; and, with such Consent as herein-after is mentioned, to erect Posts, Pillars, Pilasters, Lamp Irons, Lamps, and other Apparatus in the same Roads, Streets, Ways, Lanes, and other public Passages and Places, or any of them, against any Wall or Walls erected on or adjoining to them or any of them, and from Time to Time to alter the Position of, and to repair, relay, and maintain, such Pipes, Stopcocks, Syphons, and Plugs or Branches; and also, with such Consent herein-after mentioned, to carry, fit up, and furnish any Pipe or Pipes, Cocks, or Branches, or other necessary Apparatus, from any Main or Pipe laid in any Road, Street, Way, Lane, Passage, or other Place, public or private, by the said Company, by virtue of this Act, into, through, or against any Dwelling House or Houses, Manufactories, public

or private Buildings or Grounds, for the Purpose of lighting the same, or any public or private Lamp, from any of such Main or other Pipes, and to erect and set up any Machine or Apparatus necessary or requisite for securing to any Dwelling House or Houses, Manufactories, public or private Buildings, a proper and complete Supply of Gas, and for measuring and ascertaining the Extent of such Supply; and also to alter or amend any bad or imperfect Work which shall have been placed, or which shall be injured or damaged, in such Dwelling House or Houses, Manufactories, public or private Buildings; and to do all such other Acts, Matters, and Things as the said Company or their Successors shall from Time to Time think necessary for completing, amending, repairing, improving, supplying, and using the same, reasonable Compensation being made for any Damage occasioned thereby: Provided nevertheless, that nothing herein contained shall authorize or empower the said Company to carry or lay any Pipe or Pipes through, into, or against any Dwelling House or Houses, Manufactory, public or private Buildings, Gardens, or Yards, or to continue the same for the Purpose of lighting any other Dwelling House or Houses, Manufactory, public or private Buildings, or other Place or Places, or for any other Purpose whatsoever, without the Consent in Writing of the Owner or Owners and Occupier or Occupiers for the Time being of every such Dwelling House or Houses, Manufactory, public or private Buildings, Gardens, or Yards, nor to enable the said Company to enter into or upon any private Lands or Grounds without the Consent in Writing of the Owner or Owners and Occupier or Occupiers for the Time being of such Lands or Grounds for that Purpose first had and obtained.

Pipes not to be carried or continued on private Property without Consent.

LIX. And whereas it may happen that the said Company of Proprietors may think proper to change the Site of the present Gasometer or Depôt of Gas, or to provide additional Premises for the Manufacture of such Gas; be it therefore enacted, That no Gasometer or Depôt of Gas Buildings or Premises for the Manufacture or Production of Gas shall be erected, made, established, or used by virtue of this Act within Three hundred Yards of any public Building, Museum, Garden, Pleasure Ground, or Walks belonging to or held or occupied by the Chancellor, Masters, and Scholars of the said University; without first obtaining their Consent in Writing under their Common Seal, or within Three hundred Yards of any College or Hall in the said University, or of the Precincts, Gardens, or Walks of any such College or Hall, without first obtaining the Consent in Writing of such College or Hall under its Common Seal, or within Three hundred Yards of any public Market Place or Market House established or to be established in the said Town, or within Three hundred Yards of any Messuage, Tenement, Garden, Yard, Pleasure Ground, Paddock, or any inclosed Ground planted as an Ornament or Shelter to a Dwelling House belonging to any other Person or Persons, or Body or Bodies Corporate, or Trustee or Trustees for charitable or other Purposes, in any Place or Situation in the said Town and Precincts thereof, without first obtaining the Consent in Writing of such Person or Persons, or Body or Bodies, Trustee or Trustees, and the Lessee or Lessees, Occupier or Occupiers for the Time being of such Messuage, Tenement, Garden, Yard, Pleasure Ground, Paddock, or any inclosed Ground planted as an Ornament or Shelter to a Dwelling House, under

Situation of Gasometer, &c. not to be within Three hundred Yards of any College or Dwelling House, &c.

[Local.]

6 E

his,

his, her, or their Hand or Hands respectively: Provided always, that none of the Restrictions herein contained shall extend or be construed to extend to or affect the present erected Gasometers, Depôts of Gas, or Buildings now in use for the Manufacture of Gas.

No Pipe to be laid in any Ground belonging to the University, or any College, &c. without Consent.

LX. Provided always, and be it further enacted, That nothing in this Act contained shall authorize or empower the said Company, or any Person acting on their Behalf, to carry or lay any Pipe or Pipes, or other Apparatus, into or against any Grounds, Buildings, or Premises belonging (whether in their own Occupation or not) to the Chancellor, Masters, and Scholars of the said University of *Cambridge*, or belonging to any of the Colleges or Halls in the said University, without first obtaining the Consent in Writing of the Vice Chancellor for the Time being of the said University, or his Deputy, under his Hand, or in case of a College or Hall, without first obtaining the Consent in Writing of the Master or Keeper or Bursar for the Time being of the said College or Hall, under his Hand.

Company to remove Pipes, &c. when required.

LXI. Provided also, and be it further enacted, That in all Cases where it shall not have been otherwise stipulated by an Agreement in Writing the said Company shall, at their own Expence, upon receiving Three Days Notice in Writing for the Purpose from or on behalf of any Body Corporate or Collegiate, or Owner or Owners, Occupier or Occupiers, whose Dwelling House or Houses, Manufactories, public or private Buildings, Premises, or Yards, shall be supplied with Gas in pursuance of this Act, and who shall have given such Consent as aforesaid, remove, take, and carry away, or cause to be removed, taken, and carried away, any Pipe or Pipes, Cocks, or Branches from any Main or other Pipes which shall have been introduced or laid by the said Company through, into, or against any such Dwelling House or Houses, Manufactories, public or private Buildings, Premises, or Yards as aforesaid, pursuant to the Power for that Purpose herein-before and herein-after contained, and shall repair and make good any such Dwelling House or Houses, Manufactories, public or private Buildings, Premises or Yards, where the same shall have been so introduced or have been placed, any thing herein contained to the contrary thereof in anywise notwithstanding; and in default thereof it shall be lawful for such Body Corporate or Collegiate, or Owner or Owners, Occupier or Occupiers, as the Case may require, or any other Person or Persons acting under his, her, or their respective Authority, to cause such Pipes, Cocks, or Branches to be removed, taken, and carried away, (without being thereby subjected to any Penalty or Penalties, or Costs, for thereby unavoidably damaging the Works of the said Company,) and the Dwelling House or Houses, Manufactories, public or private Buildings, Premises, or Yards, where the same shall have been introduced or placed, to be repaired and made good, and the reasonable Costs and Charges for doing the same shall be immediately paid by the said Company or their Treasurer for the Time being to such Body Corporate or Collegiate, or Owner or Owners, Occupier or Occupiers, as the Case may require; and if such reasonable Costs and Charges be not paid within Twenty Days next after Demand shall be made by such Body Corporate or Collegiate, or Owner or Owners, Occupier or Occupiers, Proof of such Demand being made by the Oath of a credible Witness before any One or more Justice or Justices of the Peace, all such reasonable

Costs and Charges shall and may be levied and recovered by such Body Corporate or Collegiate, or Owner or Owners, Occupier or Occupiers, as the Case may require, by Distress and Sale of the Goods and Chattels of the said Company, together with the Costs and Charges of Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace, which Warrant such Justice or Justices is and are hereby empowered to grant.

LXII. Provided also, and be it further enacted, That in case any Pipe or Pipes shall be carried or laid through, into, or against any private Dwelling House or Houses, Manufactory, Buildings, Grounds, Lands, or Property in the said Town, or through, into, or against any College or Hall, or any other Property belonging to such College or Hall, or belonging to the Chancellor, Masters, and Scholars of the said University, with such Consent as aforesaid, and after the same shall have been so laid and placed such Owner or Owners, or the Master, Fellows, and Scholars of such College or Hall, or the Chancellor, Masters, and Scholars of the said University, (as the Case may be,) shall be desirous of having the same removed, it shall be lawful for such Owner or Owners, or Master, Fellows, and Scholars, or the said Chancellor, Masters, and Scholars, (as the Case may be,) at any Time or Times thereafter, at his, her, or their own Costs and Charges, to alter and vary the Position of such Pipe or Pipes, and to relay the same, so that no Damage be done thereby to the said Company, and so that the said Company be not thereby prevented from or obstructed in lighting any public or private Lamp.

Power for Owners of private Property to alter Position of Pipes.

LXIII. And be it further enacted, That it shall not be lawful for the said Company to break or take up or disturb the Soil, Pitchings, Gutters, Pavements, or Ground in or of any Road, Street, Way, Lane, or other public Passage or Place, for the Purpose of laying down, repairing, or altering any Main Pipe or other Pipes, (except for the Purpose of renewing or repairing Lamp Fittings or Service Pipes of a Diameter not exceeding One Inch in the Bore,) without the Consent in Writing of the Commissioners of the said Acts for paving, cleansing, and lighting the Town of *Cambridge*, or any other Commissioners for the Time being, or the Trustees or other Persons having the Controul or Direction of such Pavement, Ground, Road, Street, Way, Lane, or other public Passage or Place respectively, from Time to Time first had and obtained; but nothing in this Act contained shall be deemed or construed to prevent the said Company from laying down, repairing, or altering such Main Pipe or other Pipes, after such Consent as herein directed, or from opening, taking up, or removing any of the Ground, Stones, Soil, or Pavement, or otherwise, in or of any Road, Street, Way, Lane, or other public Passage or Place whatsoever within the Limits of this Act, for the laying down, repairing, or altering of any such Service Pipes, or of any Apparatus leading from such Main Pipe or other Pipes, after such Consent as aforesaid.

Restriction as to the breaking up of Pavements, Roads, &c

LXIV. And be it further enacted, That (after such Consent as aforesaid) it shall not be lawful for the said Company to break or take up or disturb any of the Soil, Pavements, or Ground in any Road, Street, Way, or Lane, or other public Passage or Place, for the Purpose of laying down,

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

down, repairing, or altering any Main Pipe or other Pipes (except for the Purposes aforesaid), or of altering the Position of any such Main Pipe or other Pipes (except as aforesaid), unless Notice in Writing of their Intention to break or take up such Pavement or Ground, signed by the Clerk or Superintendent or other Officer or Servant of the said Company, specifying the Road, Street, Way, Lane, or other public Passage or Place, and the particular Part thereof, intended to be broken or taken up, shall have been given to the Surveyor or Superintendent for the Time being of such Commissioners or Trustees respectively, or the Person or Persons having the Property of the Road, Street, Way, Lane, or other public Passage or Place, or to the Surveyor of the District or Place wherein such Road, Street, Way, Lane, or other public Passage or Place, (the Pavement, Ground, or Soil whereof is so intended to be broken or taken up,) shall be situate, or shall have been left for him at his Dwelling House or last Place of Abode for the Space of Twenty-four Hours at the least before such Pavement or Ground, or any Part thereof, shall be so broken or taken up (except in Cases of sudden Emergency, when such Notice shall be given as soon as possible after such Pavement or Ground, or any Part thereof, shall be broken or taken up); and if the said Company shall break or take up or disturb, or cause to be broken, taken up, or disturbed, any such Soil, Pavement, or Ground without such Consent as aforesaid, and without such Notice being given or left as aforesaid (except as aforesaid), or shall break or take up or disturb any such Soil, Pavement, or Ground for the Purpose of laying down, repairing, or altering any Main Pipe or other Pipes, without such Consent as aforesaid, then and in every such Case the said Company shall forfeit and pay to the Commissioners or Trustees, or other Persons having the Controul of the Pavement or Road, Ground or Soil, which shall be so broken or taken up or disturbed, any Sum of Money not exceeding Forty Shillings for every Square Yard of Pavement or Ground which shall be broken or taken up without such Notice as aforesaid (except as aforesaid), the Amount of such Penalty to be adjudged, recovered, and levied in such Manner as other Penalties and Forfeitures by this Act imposed are directed to be recovered and levied.

Nonattend-
ance of Sur-
veyor after
Notice not to
retard Works.

LXV. Provided always, and be it further enacted, That in case the Surveyor for the Time being of the said Commissioners, or his Deputy, in case of the Absence from Home or Illness of such Surveyor, shall refuse or neglect to attend to inspect any of the Works hereby directed to be done under his Inspection (and which shall have been consented to by the said Commissioners) after being thereunto required, for the Space of Twenty-four Hours, by Notice in Writing from the said Company, or their Clerk or Superintendent, or other Officer or Servant of the said Company, given to or left at the Place of Abode of the said Surveyor or his said Deputy, the said Company are hereby fully authorized to do and perform such Works without the Attendance or Inspection of such Surveyor or his Deputy, anything herein contained to the contrary thereof notwithstanding.

Pavement to
be made good
when Pipes
are laid.

LXVI. Provided also, and be it further enacted, That the Workmen employed in laying, putting down, or fixing, taking up, renewing, or repairing, any Main Pipes or other Pipes, Plugs, Cocks, Syphons, or Branches, or any Pillar, Pedestal, Lamp Post, or Apparatus, shall do as
little

Authority of the said Commissioners or Trustees, or after such Demand by the other Person or Persons as aforesaid (Proof of such Demand being made upon Oath of One credible Witness before One or more Justice or Justices of the Peace), all such reasonable Costs and Charges, together with any Sum not exceeding Five Pounds by way of Penalty, shall and may be levied and recovered by such Commissioners, Trustees, or other the Person or Persons aforesaid, by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace, which Warrant such Justice or Justices is and are hereby empowered to grant.

Power to
Commis-
sioners, Trus-
tees, &c. to
alter Pipes.

LXVII. And be it further enacted, That if (after the Expiration of the subsisting Contract between the said *John Grafton* and the Commissioners of the *Cambridge Paving and Lighting Acts*) it shall at any Time thereafter be deemed necessary or expedient by the Commissioners, Trustees, or other Person or Persons having the Controul, Direction, or Superintendence, Right to or Property of or in the Roads, Streets, Ways, Lanes, and other public Passages and Places respectively within the Limits of this Act, to require the said Company to raise or sink or otherwise alter the Situation of any of the Pipes, Stopcocks, Plugs, or Branches which are or shall be laid down for the Purposes of this Act, the said Company shall, at their own Expence, within Ten Days next after being required so to do by Notice in Writing to them given by the said Commissioners, Trustees, or other Person or Persons as aforesaid, raise or sink or otherwise alter such Pipes, Stopcocks, Plugs, or Branches according to such Notice; and in default thereof it shall be lawful for the said Commissioners, Trustees, or other Person or Persons aforesaid, to cause such Pipes, Stopcocks, Plugs, or Branches to be raised, sunk, or otherwise altered, and the reasonable Costs and Charges of doing the same shall be immediately thereafter paid by the said Company; and if the same shall not be paid by the said Company within Fourteen Days next after Demand shall be made in Writing by the said Commissioners, Trustees, or other Person or Person as aforesaid, or after such Demand shall be made by any Person acting by or under their or his Authority respectively, Proof of such Demand being made by the Oath of One credible Witness before any Justice of the Peace, all such reasonable Costs and Charges shall and may be levied and recovered by such Commissioners, Trustees, or other the Person or Persons aforesaid, by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of any Justice of the Peace, which Warrant such Justice is hereby empowered to grant: Provided always, that if by raising, sinking, or altering any of the said Pipes, Stopcocks, Plugs, or Branches, any Damage shall be done to the same by the said Commissioners, Trustees, or such other Person or Persons as aforesaid, then and in every such Case such Damage shall be made good to the said Company, and the Costs, Charges, and Expences thereof shall be paid to the said Company by the said Commissioners, Trustees, or other the Person or Persons aforesaid, and recovered in the same Manner as any Penalty hereby inflicted (and not specially provided for) is recoverable.

LXVIII. Pro-

LXVIII. Provided always, and be it further enacted, That the said Company, or their Successors, Servants, Agents, Workmen, or others, shall not, by any Work to be done by virtue of this Act, damage or injure any public or private Sewer or Drain within the Town of *Cambridge*, or any private Drain communicating with any such public Sewer or Drain, and if any Damage or Injury shall be done by them or any of them to any such Sewer or Drain, the said Company or their Successors shall forthwith well and sufficiently repair and make good every such Damage or Injury, and on default thereof the Amount of such Damage or Injury, together with the Costs, Charges, and Expences of recovering the same, shall be recoverable by the Commissioners, Trustees, or other Person or Persons having the Controul, Care, or Superintendence, or having a Right to or Property of or in such Sewer or Drain, by Distress and Sale of the Goods and Chattels of the said Company, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace, and which Warrant such Justice or Justices is or are hereby empowered to grant, or by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign or Protection, nor more than One Imparlance, shall be allowed.

Damages to any Sewer or Drain to be made good.

LXIX. And be it further enacted, That it shall be lawful for the said Company to contract with the Commissioners for the Time being acting under the Authority of the said Acts of the Twenty-eighth and Thirty-fourth Years of the Reign of His said late Majesty King *George* the Third, or any other Commissioners, Trustees, Persons, or Bodies who for the Time being shall have the Controul, Direction, or Management of the several Roads, Streets, Ways, Lanes, and other public Passages and Places, or any of them, within the Limits of this Act, for lighting or supplying the same or any Part thereof with Gas, and also for the said Company to contract with any Persons, Bodies Politic, Corporate, or Collegiate, Aggregate or Sole, who may be willing to contract with the said Company for lighting or supplying with Gas any such Persons or Bodies, or any Roads, Streets, Ways, Lanes, or other public Passages or Places, Colleges or Halls, Manufactories, Shops, Warehouses, or public or private Houses or Buildings, within the said Town and University of *Cambridge* respectively, and belonging to them or any of them, or in which they or any of them are interested, or over which they or any of them have the Direction or Controul, in such Manner and under such Stipulations as the said Company shall think proper, consistently with the Powers and Authorities hereby granted.

Power to the Company to contract for the lighting of Streets and Houses.

LXX. And be it further enacted, That the Branch or Service Pipes which are or shall be put down by the said Company for lighting with Gas the Roads, Streets, Ways, Lanes, and other public Passages and Places within the Limits of this Act under any Contract or Agreement, shall be kept fully charged with Gas, and the Stopcocks shall be so formed and turned as not to impede or prevent the said Branch or Service Pipes being completely filled with Gas during the Time the same shall be lighted.

Service Pipes to be kept fully charged with Gas.

LXXI. And be it further enacted, That in case any Body or Bodies Corporate or Collegiate, Commissioners, Trustees, or other Person or Persons

Remedy for Recovery of Rent.

Persons who shall contract with the said Company, or agree to take, or shall use or enjoy, the Benefit of the said Gas in their private Dwellings, Colleges, Halls, Shops, Inns, Taverns, or other Buildings or Manufactories, Grounds or Premises, shall refuse or neglect, for the Space of Ten Days next after Demand made thereof, to pay the Sum or Sums then due for the same to the said Company according to the Terms and Stipulations of the said respective Parties with the said Company, it shall be lawful for the said Company, or their Clerk or Superintendent, or any Person or Persons acting by or under their Authority, to cause such Person or Party so refusing or neglecting as aforesaid to be summoned before One or more Justice or Justices of the Peace (which Summons such Justice or Justices is and are hereby empowered and required to grant immediately on Application for the same), to appear at a Time and Place to be named in such Summons, not exceeding Two Days from the granting thereof; and if such Person or Party shall not appear accordingly, or appearing shall persist in refusing to pay the Sum or Sums of Money then due to the said Company, then and in such Case it shall be lawful for the said Company, or their Clerk or Superintendent, or any Person or Persons acting by or under their Authority as aforesaid, by Warrant under the Hand and Seal of any Justice of the Peace, which Warrant such Justice is hereby empowered and required to grant, upon Confession or upon Proof of such Sum or Sums being due to the said Company, and of Demand having been made by the Oath of One credible Witness, to levy the said Sum or Sums of Money in respect whereof such Refusal or Neglect shall happen by Distress and Sale of the Goods and Chattels of the Body or Bodies, Person or Persons, so refusing or neglecting to pay the same, rendering the Overplus (if any), upon Demand, to the Body or Bodies or Person or Persons so refusing or neglecting, after the necessary Charges of making such Distress and Sale shall be first deducted; or the same, with Costs of Suit, may be recovered in any of His Majesty's Courts of Record at *Westminster* by Action of Debt or on the Case, or by Bill, Plaint, or Information, wherein no Essoign or Protection, nor more than One Imparlance, shall be allowed; and also, that after such Refusal or Neglect as aforesaid it shall and may be lawful for the said Company to cut off and take away the Supply of Gas from the House or Houses, Colleges, Halls, Shops, Inns, Taverns, or other Buildings or Manufactories, Grounds or Premises, of every such Body or Bodies or Person or Party so making default in Payment of such Sum or Sums of Money then due by him, her, or them to the said Company for the Space of Ten Days after such Demand as aforesaid, and thenceforth to discontinue and withhold the Supply of Gas contracted for with the said Company by such Person or Party.

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

LXXII. Provided always, and be it further enacted, That no Person shall lay or cause to be laid any Iron, Lead, or other Pipe, to communicate with any Pipe belonging to the said Company, nor use any Burners of larger Dimensions, or more in Number, or in any other Manner, than he, she, or they shall respectively contract to pay for, or supply any other Person whomsoever with any Part of such Gas, on pain of forfeiting and paying to the said Company the Sum of Ten Pounds, and also the further Sum of Ten Shillings a Day for every Day such Pipe shall so remain, or such Burners be continued, or Excess committed, or such Supply furnished,

to be recovered by Distress and Sale of the Offender's Goods and Chattels by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace, and which Warrant such Justice or Justices is and are hereby required and empowered to grant; and the Surplus, after such Penalty or Forfeiture, Penalties or Forfeitures, and the Charges of such Distress and Sale, are deducted, shall be returned, upon Demand, to the Owner of such Goods and Chattels; and in case sufficient Distress cannot be found, or such Penalty or Forfeiture, Penalties or Forfeitures, shall not be forthwith paid, it shall be lawful for such Justice or Justices to cause such Offender or Offenders to be committed to any Common Gaol or House of Correction within the Town or County of *Cambridge*, there to remain without Bail or Mainprize for such Time as such Justice or Justices shall direct, not exceeding Six Calendar Months, unless such Penalty or Forfeiture, Penalties or Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied.

LXXIII. And be it further enacted, That if any Person shall wilfully, wantonly, or maliciously remove, break, throw down, destroy, damage, or injure, or cause to be so done, any or any Part of any Pipe, Pedestal, Post, Plug, Lamp, Lamp Iron, Lamp Post, or other Apparatus, Matter, or Thing of or belonging to the said Company, or of or belonging to any Person or Persons, Bodies Politic, Corporate, or Collegiate, and set up or fixed by him, her, or them at his, her, or their private Expence, or shall wilfully, wantonly, or maliciously extinguish or put out any One or more of the public or private Lamps or Lights, or wilfully or maliciously waste, or improperly use, any of the Inflammable Air or Gas supplied by the said Company, or shall wilfully, wantonly, or maliciously neglect to extinguish or put out any Burner or Burners which shall be by the said Company supplied with such Air or Gas within One Hour after the Time contracted for, or shall wilfully or intentionally enlarge, alter, or exchange any of the Burners, so as to cause more of such Inflammable Air or Gas to be consumed than shall have been contracted for, or shall remove any of the Burners from the Pipes of Supply, or shall wilfully, wantonly, or maliciously do or commit, or cause to be done or committed, any Injury or Damage to the Property of the said Company, every Person so offending in any of the respective Premises, and being thereof lawfully convicted on the Oath of One credible Witness before One or more Justice or Justices of the Peace, shall for every separate Act and Offence forfeit and pay to the aforesaid Company any Sum not exceeding Ten Pounds, and Twice the Amount of the Damages done, to be ascertained by such Justice or Justices; such Penalty and Damage, together with reasonable Costs, to be levied, under the Warrant of such Justice or Justices, by Distress and Sale of the Goods and Chattels of such Offender, returning the Overplus (if any), on Demand, to the Owner of such Goods and Chattels; and in case sufficient Distress cannot be found, or such Forfeiture or Damage shall not be forthwith paid, such Offender shall and may be committed to any Common Gaol or House of Correction in the said Town or County of *Cambridge*, there to remain for any Time not exceeding Six Calendar Months, or until such Forfeiture, Damages, and Costs shall be paid or tendered to the Keeper of the Common Gaol or House of Correction, for the Use of the said Company.

Penalty on
wilfully
damaging
Pipes, &c.

[Local.]

6 G

LXXIV. And

Satisfaction
for accidental
Damages of
Lamps, &c.

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

Penalty for
interrupting
Company's
Workmen.

LXXV. And be it further enacted, That if any Person shall wantonly or maliciously hinder or interrupt the said Company, or their Deputies, Agents, Workmen, or Servants, or any of them, in doing or performing any of the Works, or in exercise of any of the Powers and Authorities by this Act granted, or shall in anywise cause or procure such Interruption or Hindrance to take place, and shall be thereof convicted before One or more Justice or Justices of the Peace, either on Evidence or on Confession, every Person so offending shall for every such Offence forfeit and pay to the said Company any Sum to be adjudged by such Justice or Justices not exceeding Forty Shillings, and also the full Amount of the Damage which shall be sustained by such Hindrance or Interruption; and such Sum or Sums of Money so adjudged as Penalty and Damages shall be recovered in like Manner as any Penalty or Forfeiture can or may by virtue of this Act be recovered, or the said Company may, at their own Option, sue for Damages sustained by them for such Hindrance or Interruption.

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

LXXVI. And be it further enacted, That if the said Company, or any Body or Bodies Politic, Corporate, or Collegiate, or Person or Persons whosoever, making, furnishing, or supplying any Gas used, burnt, or con-
14
sumed

sumed within the Limits of this Act, shall at any Time empty, drain, conduct, or convey, or cause or suffer to be emptied, drained, conducted, or conveyed, or to run or flow, any Washings or other waste Liquids, or any noisome or offensive Liquids, Substances, or Things whatsoever, which shall arise or be produced in the Prosecution of any Gas Works, or in the Manufacture or Process of making or procuring Gas, into any River, Brook, or running Stream, Reservoir, Canal, Aqueduct, Watercourse, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, within the Limits of this Act, or do or cause to be done any other Annoyance, Act, or Thing to the Water contained in any such River, Brook, or running Stream, Reservoir, Canal, Aqueduct, Watercourse, Feeder, Pond, or Springhead, Well, Drain, Sewer, or Ditch, whereby the Water or any Part thereof shall or may be soiled, fouled, or corrupted, then and in every such Case the said Company, or Body or Bodies Politic, Corporate, or Collegiate, or Person or Persons, so offending, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, or Privilege, nor more than One Imparlance, shall be allowed, and the whole thereof shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Four Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased and determined: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds (and whether such Penalty shall have been sued for or recovered or not), in case any of the said Washings, or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be emptied, drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any River, Brook, or running Stream, or any Reservoir, Canal, Aqueduct, Watercourse, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons to whom the same shall belong, or by any other Person or Persons whomsoever, to the said Company, or Body or Bodies Politic, Corporate, or Collegiate, or Person or Persons as aforesaid, and the said Company, or Body or Bodies Politic, Corporate, or Collegiate, or Person or Persons, shall not, within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop, hinder or prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being emptied, drained, conducted, or conveyed, or from running or flowing, in manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case the said Company, or Body or Bodies Politic, Corporate, or Collegiate, or Person or Persons, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so emptied, drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, or such
other

other Annoyance, Act, or Thing shall be so done or caused to be done as aforesaid; and the Amount of such last-mentioned Penalty shall and may be adjudged, recovered, and levied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered and levied, and shall be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

For stopping
the Escape of
Gas.

LXXVII. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which already are or hereafter shall be laid down or set up by the said Company in pursuance of this Act, the said Company shall at their own Expence, immediately after receiving Notice by Parole or in Writing of any such Escape of Gas from any Person or Persons whomsoever, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Company shall not, within Twenty-four Hours next after such Notice as aforesaid being given, effectually stop and prevent the Gas from further escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Company shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every Day after the Expiration of Twenty-four Hours from the Time of giving any such Notice during which the Gas shall be suffered to escape as aforesaid; which Penalty shall from Time to Time be recoverable in a summary Way, on the Oath of One or more credible Witness or Witnesses, before One or more Justice or Justices of the Peace, and shall and may be recovered, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company, by the Warrant of any such Justice or Justices of the Peace as aforesaid, to be granted in like Manner and subject to the like Provisions as are herein directed touching other Penalties to be recovered from the said Company.

For the Pro-
tection of
Water Pipes.

LXXVIII. And be it further enacted, That when and so often as the said Company, their Servants, Agents, or Workmen, shall dig or sink any Trench or Trenches for laying any Main or Mains, Pipe or Pipes, or other Apparatus, or shall open any Ground, for the Purposes of this Act or any of them, in, or upon, near to which any Water Pipe or Water Pipes shall have been laid or placed for the Purposes of conveying Water into or about the said Town of *Cambridge*, or within the Limits of this Act, or any Branch of any such Water Pipe for the Service or Supply of any Dwelling House or Houses, Colleges, Halls, Munufactories, public or private Buildings, within the Limits of this Act, the said Company, their Servants, Agents, or Workmen, shall and they are hereby required to give previous Notice thereof to the Proprietor or Proprietors, or Person or Persons having the Controul of such Water Pipes for the Time being, or to the Occupier of such Dwelling House, Manufactory, public or private Building, or, in the Case of a College or Hall, to the Master, Head, or Bursar of such College or Hall supplied by such Branch or Service Pipe, as the Case may be; and on every such Occasion the said Company, their Servants, Agents, and Workmen, shall, under the Direction and Inspection of such Proprietors or Persons or Occupiers, or their, his, or her Surveyor

Surveyor or Agent, as the Case may be, protect and secure such Pipe or Pipes from any Injury or Damage, and shall also repair and make good any Damage that shall and may be done to any such Water Pipe or Pipes on any such Occasion; and on Default being made in any of the Matters aforesaid the said Company shall forfeit and pay to such Proprietors or Persons or Occupiers, as the Case may be, any Sum not exceeding Five Pounds, and shall also pay to such Proprietors or Persons or Occupiers, as the Case may be, the Costs and Expences which shall have been incurred by them, him, or her in securing and protecting, or in repairing and making good, any Injury or Damage that may be done to such Pipe or Pipes by the Means aforesaid, such Costs and Expences, and also the Amount of such Penalty as aforesaid, to be ascertained and fixed by any Justice or Justices of the Peace, and to be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace, and which Warrant such Justice or Justices is and are hereby empowered to grant.

LXXIX. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, across, or round any Road, Street, Way, Lane, or other public Passage or Place, within the Limits of this Act, shall be so laid at the greatest practicable Distance, and whenever the Width of the Carriage-way in such Street or Place will allow thereof at the Distance of Four Feet at least, from the nearest Part of any Water Pipe already laid down or hereafter to be laid down by or by the Order of any Company of Proprietors for the Time being, or other Owner or Owners or Proprietor or Proprietors of any Waterworks hereafter to be established for the Conveyance of Water in, under, through, along, across, or round any of the said Roads, Streets, Ways, Lanes, and other public Passages, and Places, unless in Cases where it shall be unavoidably necessary to lay the said Gas Pipes or other Conduits across any of the Pipes of any such Company, or other Owners or Proprietors of Waterworks, in which Case the said Gas Pipes or other Conduits shall be laid over or under such Water Pipes as the Case may require, at the greatest practicable Distance therefrom, and shall form therewith a Right Angle, or as nearly such as may be practicable; and in such Cases the said Gas Pipes or other Conduits so crossing the said Water Pipes of any such Company, or other Owners or Proprietors of Waterworks, shall be at least Six Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any Part of the said Water Pipes than Three Feet at least where practicable, but if the same shall unavoidably be impracticable, then as near thereto as may be; and in laying down the said Gas Pipes or Conduits the said Gas Company, their Successors or Assigns, shall in no Case join Two or more Gas Pipes or Conduits together previous to their being laid in the Trench, but shall lay each Pipe as near as may be in its Place in the Trench, and shall in such Trench properly form the Jointing with the other Pipes to be added thereto with proper and sufficient Materials; and shall also make and keep all and every such Pipes or Conduits, and all Pipes connected or communicating therewith, and all the Screws,

Gas Pipes to be laid Four Feet from Water Pipes in a particular Manner.

[*Local.*]

6 H

Joints,

Joints, Inlets, Apertures, or Openings therein respectively, air-tight, and in every respect prevent the said Gas from escaping therefrom and from every Part thereof upon pain of forfeiting for every such Offence, if the said Gas Company shall refuse or neglect to make such Gas Pipes air-tight within Twenty-four Hours after Notice thereof given to them in Writing for that Purpose, the Sum of Five Pounds.

Gas Com-
pany liable
for and to
prevent the
Contamina-
tion of Water.

LXXX. And be it further enacted, That whensoever the Water of any Company of Proprietors, or other Owners or Proprietors of, or Feoffees, Trustees, or other Person or Persons interested in any Waterworks or Watercourse within the Limits of this Act, or any Water in any Well or Pond belonging to or used by any Party or Person whomsoever, shall be contaminated or affected by the Gas of the said Company, or of any Body Politic or Corporate, or any Person or Persons whomsoever, such Company, or Body Politic or Corporate, or other Person or Persons as aforesaid, shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered; and the same shall be applied to and for the Use and Benefit of the said Owner or Company of Proprietors, or other Owners or Proprietors of, or Feoffees, Trustees, or other Persons interested in any Waterworks, Watercourse, Well, or Pond affected thereby, or the Party or Person using any such Water and suing for such Penalty; and in case any such Water shall be contaminated or affected by the said Gas in any way whatsoever, then and in every such Case the said Company, or Body Politic or Corporate, or Person or Persons as aforesaid, shall, within Twenty-four Hours next after Notice thereof in Writing, signed by the Clerk or other Officer of the said Company of Proprietors of Waterworks, or by other the Owners or Proprietors of, or Feoffees, Trustees, or other Persons interested as aforesaid in any Waterworks, Watercourse, Well, or Pond so contaminated or affected, or by any Person or Persons consuming such Water, to be left at the usual Office or Place of transacting Business of the said Company, or Body Politic or Corporate, or Person or Persons aforesaid, cause the most proper and effectual Measures to be taken to stop and prevent Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting any such Water; and in case the said Company, or Body Politic or Corporate, or Person or Persons as aforesaid, shall not, within Twenty-four Hours next after each and every Notice so left as aforesaid, effectually stop and prevent Gas from escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, then and in every such Case the said Company, or Body Politic or Corporate, or Person or Persons as aforesaid, shall, on each and every Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Treasurer for the Time being, or to any one of the Committee for the Time being of the said Company of Proprietors of Waterworks, or to other the Owners or Proprietors of, or Feoffees, Trustees, or other Persons interested as aforesaid in any Waterworks, Watercourse, Well, or Pond, or to the Person or Persons consuming such Water and making such Complaint as aforesaid, for the Use and Benefit of the same Proprietor or Owners, or Person or Persons, over and above

the before-mentioned Penalty of Twenty Pounds, any Sum not exceeding Ten Pounds for each and every Day during which the said Water shall be and remain contaminated, tainted, or affected by any such Gas as aforesaid; or in default of Payment thereof as aforesaid such Penalty or Penalties shall and may be recovered by Information to be exhibited on the Oath of One credible Witness by and in the Name of any One or more of the Committee of any such Water Company, or other the Owners or Proprietors of, or by and in the Name of any such Feoffees, Trustees, or other Persons interested as aforesaid in any Waterworks, Watercourse, Well, or Pond, or in the Name or Names of the Person or Persons consuming any such Water, and making such Complaint as aforesaid against the said Company, or Body Politic or Corporate, or Person or Persons as aforesaid, before any Justice of the Peace, with Costs, to be assessed by such Justice, and to be levied by Distress and Sale of the Goods and Chattels of the said Company, or Body Politic or Corporate, or Person or Persons as aforesaid, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties, and Costs, when so levied, shall be paid to the Treasurer, or to One of the Committee for the Time being of the said Company of Proprietors of such Waterworks, or to other the Owners or Proprietors of, or to one of the Feoffees, Trustees, or other Persons interested as aforesaid in any such Waterworks, Watercourse, Well, or Pond, for the Use of the same Owners and Proprietors, or to the Person or Persons consuming any such Water, and making any such Complaint as aforesaid.

LXXXI. And whereas it may be or become a Question, upon such Complaint as aforesaid whether the said Water be contaminated or affected by the Gas of the said Company, or of such Body Politic or Corporate, or Person or Persons as aforesaid; be it therefore enacted, That in every such Case it shall be lawful for any such Company of Proprietors, or other the Owners or Proprietors of, or Feoffees, Trustees, or other Persons interested in any Waterworks, Watercourse, Well, or Pond, to dig to and about and search and examine the Mains, Pipes, Conduits, and Apparatus of the said Company, or of the said Body Politic or Corporate, or Person or Persons aforesaid, for the Purpose of ascertaining whether such Contamination proceed from or that the said Water has been contaminated by any Escape of Gas of the said Company, or of the said Body Politic or Corporate, or Person or Persons as aforesaid; and if it shall appear that such Water has been contaminated by any Escape of Gas of the said Company, or of the said Body Politic or Corporate, or Person or Persons as aforesaid, the Costs and Expences of the said Digging, Search, and Examination, and Repair of the Pavement of the Road, Street, Way, Lane, or other public Passage or Place which shall be taken up or disturbed, shall be borne and paid by the said Company, or by the said Body Politic or Corporate, or Person or Persons as aforesaid; which Costs and Expences shall be ascertained and determined, if necessary, by such Justice as aforesaid, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from
any

For ascertaining if the Water be contaminated.

any such Escape of Gas from any of the Mains, Pipes, or Conduits of the said Company, or of the said Body Politic or Corporate, or Person or Persons as aforesaid, then and in such Case the said Company of Proprietors of Waterworks, or other the Owners or Proprietors, or Feoffees, Trustees, or other Persons interested as aforesaid in any Waterworks, Watercourse, Well, or Pond, shall bear and pay all the Expences of such Examination, Repair, and Search, and also shall make good to the said Company, or to the said Body Politic or Corporate, or Person or Persons as aforesaid, any Loss, Injury, or Damage which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus of the said Company, or of the said Body Politic or Corporate, or Person or Persons as aforesaid, in and by such Search and Examination, and also to the Pavement or Grounds of the said Roads, Streets, Ways, Lanes, or other public Passages or Places so broken up or disturbed in such Search or Examination, the Amount of such Injury, Loss, or Damage to be ascertained and determined (if necessary) by such Justice or Justices of the Peace as aforesaid, and recoverable in like Manner as any Penalty may be recovered by virtue of this Act.

For prevent-
ing Nui-
sances.

LXXXII. And be it further enacted, That when any Body or Bodies Politic or Corporate, or inhabitant Householder within the Limits of this Act, or any other Person or Persons whomsoever, shall be aggrieved by any public or private Nuisance to be committed by the said Company, or any of their Officers, Servants, or Workmen, in respect of any Works of the said Company, or any of the Means which shall be employed by them in manufacturing the said Gas and using the same, or in furnishing such Light as aforesaid, or from any other Cause whatsoever connected with the said Works, and shall give Notice in Writing to the said Company, to be left at the usual Office or Place of transacting Business of the said Company, or with their Clerk, of the Existence of any such public or private Nuisance, the said Company shall, at their own Expence, cause the most speedy and effectual Measures to be taken to remove and abate such public or private Nuisance; and in case the said Company shall not proceed, within Twenty-four Hours next after each and every such Notice in Writing being given as aforesaid of any such public or private Nuisance, to remove, and shall not abate the same to the Satisfaction of any Two or more of His Majesty's Justices of the Peace, then and in every such Case the said Company shall forfeit and pay for every such Offence any Sum not exceeding Two Pounds for each and every Day during which such public or private Nuisance shall be permitted or suffered to exist after the Expiration of Twenty-four Hours from the Time of receiving such Notice; and in default of Payment thereof as aforesaid the same shall and may, from Time to Time, on the Oath of One or more credible Witness or Witnesses, by Information to be laid and exhibited before One or more Justice or Justices of the Peace, be recoverable and recovered by the Person or Party aggrieved, together with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company, by the Warrant of any such Justice or Justices as aforesaid, to be granted in like Manner as herein directed touching other Penalties to be recovered from the said Company.

LXXXIII. Pro-

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

The Company liable to be indicted for Injury sustained by means of their Works.

LXXXIV. And be it further enacted, That where by this Act any Damages or Charges are directed or authorized to be paid or recovered, in addition to any Penalty or Penalties for any Offence or Offences, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled, ascertained, and determined by the Justice or Justices of the Peace as aforesaid by or before whom any Offender or Offenders shall be convicted of any such Offence or Offences, who is and are hereby authorized and required, on Nonpayment thereof, to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels in manner directed by this Act for the levying of any Penalties or Forfeitures.

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

LXXXV. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is made recoverable by Information before a Justice of the Peace it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any such Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint in a summary Way, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing or Print shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons without such Information in Writing or Print shall be as good, valid, and effectual to all Intents and Purposes as if an Information in Writing or Print had been exhibited.

Justices may proceed by Summons in the Recovery of Penalties.

LXXXVI. And be it further enacted, That in every Case where any Penalty or Forfeiture is made recoverable by virtue of this Act by Information before any Justice of the Peace for any Damage, Injury, Offence, Matter, or Thing herein contained, and the Person or Party against whom any Complaint shall be made shall be a Matriculated Person, or a Member of any College or Hall in the said University, such Complaint shall be heard before and determined solely by the Vice Chancellor for the Time being of the said University, or his Deputy, in the same summary Way, and under the same Powers and Provisions in all respects, as herein mentioned and directed concerning the Recovery of any Penalty or Forfeiture against any other Person or Party before any other Justice of the

Penalties to be recovered before the Vice Chancellor of the University where Members of the University are the Offenders.

[Local.]

6 I

Peace:

Peace: Provided always, that the Determination of the Vice Chancellor or his Deputy shall in every such Case be binding, final, and conclusive to all Intents and Purposes whatsoever.

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

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

Recovery of Penalties and Forfeitures.

LXXXVIII. And be it further enacted, That all Penalties, Forfeitures, and Fines by this Act inflicted, or by any Rule, Order, Bye Law, or Regulation to be made in pursuance thereof, authorized to be imposed, (the Manner of levying, recovering, and applying whereof is not herein otherwise directed,) shall be adjudged by and recovered before any Justice of the Peace upon Proof of the Offences respectively before any such Justice, either by the Confession of the Party offending or by the Oath of any credible Witness or Witnesses, which Oath such Justice is in every Case hereby fully authorized to administer, and such Justice is hereby authorized to convict the Party offending; and in default of Payment of such Penalties or Forfeitures or Fines the same shall be levied, together with the Costs attending the Information and Conviction, by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand and Seal of such Justice (which Warrant such Justice is hereby empowered and required to grant), and the Surplus

(if any), after such Penalties, Forfeitures, and Fines, and the Costs of such Distress and Sale, are deducted, shall be returned, upon Demand, unto the Owner or Owners of such Goods and Chattels; and in case such Penalties, Forfeitures, and Fines shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice to order the Offender or Offenders so convicted to be detained and kept in safe Custody until Return can conveniently be made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice for his, her, or their Appearance before such Justice on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereon to levy such Penalties, Forfeitures, or Fines, and the Costs of such Distress and Sale as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of such Justice, either by the Confession of the Offender or Offenders or otherwise, that the Offender or Offenders hath not or have not sufficient Goods and Chattels whereon such Penalties, Forfeitures, Fines, and Costs may be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for any such Justice of the Peace as aforesaid, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction of the Town or County of *Cambridge*, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Penalties, Forfeitures, and Fines respectively, and all reasonable Costs attending the same, shall be sooner paid and satisfied; and the Monies arising by such Penalties, Forfeitures, and Fines respectively, when paid or levied, if not otherwise directed to be applied by this Act, may be from Time to Time paid and applied in manner following; (that is to say,) one Moiety thereof shall be paid to the Overseers of the Parish where the Offence shall have been committed, to be by such Overseers applied for the Use of the Poor of the said Parish, or the same may be paid and applied to such public Charity of and in the said Town or County of *Cambridge* as the said Justice shall think proper, and the other Moiety thereof shall be paid to the Informer.

LXXXIX. And for the more easy Conviction of Offenders against this Act, be it further enacted, That a Conviction in the Form or to the Effect following shall be good, without alleging more than the Substance of the Offence; (that is to say,) For the Conviction of Offenders.

to wit. { **BE** it remembered, That on the Day of
Form of Conviction.
 in the Year of our Lord
 is [or are] convicted before me, One [or us, Two, or more, as the
Case may be,] of His Majesty's Justices of the Peace for the said Town
 of *Cambridge* [or for the said County of *Cambridge*, as the *Case may be,*]
 by virtue of an Act passed in the Fourth Year of the Reign of King
William the Fourth, intituled [*here insert the Title of this Act*], of having
 [specifying

‘ [specifying the Offence, and the Time and Place where and when the
 ‘ same was committed, as the Case may be,] contrary to the said Act, and
 ‘ for which Offence I [or we, as the Case may be] do adjudge the said
 ‘ to have forfeited the Sum of
 ‘ . Given under my Hand and Seal [or,
 ‘ as the Case may be, our Hands and Seals] the Day and Year first above
 ‘ written.’

Information
 to be lodged
 within Four
 Calendar
 Months.

XC. And be it further enacted, That no Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, shall be subject or liable to the Payment of any Penalty, Forfeiture, or Fine imposed by virtue of this Act for any Offence or Offences against the same, or any Rule, Order, Bye Law, or Regulation made in pursuance thereof, herein-before made cognizable before a Justice or Justices of the Peace as aforesaid, unless Information respecting such Offence or Offences shall have been lodged before such Justice or Justices within Four Calendar Months next after committing such Offence or Offences.

Power of
 Appeal to Ge-
 neral or Quar-
 ter Sessions.

XCI. And be it further enacted, That any Body or Bodies Politic, Corporate, or Collegiate, or any Person or Persons whosoever, thinking himself, herself, or themselves aggrieved by any Rule, Order, Bye Law, or Regulation to be made by virtue of this Act, or by any Repeal or Alteration thereof, or by any Order or Judgment made or given in pursuance of any such Rule, Order, Bye Law, or Regulation, or by the Order or Determination of any Justice or Justices of the Peace in pursuance of this Act, may, (except in such Cases where it is by this Act declared that the Determination of the Vice Chancellor or his Deputy shall be final and conclusive,) within Four Calendar Months next after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at their General or Quarter Sessions of the Peace to be holden for the said County of Cambridge, or any Adjournment thereof, the Person or Persons appealing having first given at least Ten Days Notice in Writing of such Appeal, and of the Nature and Matter thereof, to the Person or Persons appealed against, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon; and the said Justices, upon due Proof of such Notice and Recognizances having been given and entered into, shall in a summary Way hear and determine such Complaint at such General or Quarter Sessions of the Peace, or Adjournment thereof, or, if they think proper, may adjourn the hearing thereof to the next General or Quarter Sessions of the Peace to be held for the same County, and if they see Cause may mitigate any Penalty, Forfeiture, or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Order, Bye Law, Regulation, Judgment, or Determination, and shall and may also award such further Satisfaction to be made to the Party appealing or appealed against, or such Costs to either of the Parties, as they shall judge reasonable and proper; and all such Determinations of the Justices at such Sessions shall be final, binding, and conclusive upon all Parties to all Intents and Purposes whatsoever.

XCII. And

XCII. And be it further enacted, That if any Person or Persons shall be summoned as a Witness or Witnesses before any Justice or Justices of the Peace as aforesaid touching any Matter contained in any Information or Complaint for any Offence against this Act, either on behalf of the Prosecutor or on behalf of the Person or Persons accused, and shall refuse or neglect (without a reasonable Excuse) to appear from Time to Time at the Time and Place to be for that Purpose appointed, after having been paid or tendered a reasonable Sum of Money for his, her, or their Costs and Expences, or appearing shall refuse to be examined upon Oath (which Oath such Justice or Justices is and are hereby required to administer), and to give Evidence before such Justice or Justices of the Peace, then and in every such Case every such Person shall forfeit and pay for every such Offence any Sum not exceeding Twenty Pounds, to be recovered in the same Manner as any Penalty imposed by this Act is recoverable.

Compelling Attendance of Witnesses.

XCIII. And be it further enacted, That if any Witness or Witnesses who shall be examined by or before any Justice or Justices of the Peace, or otherwise, under this Act, upon Oath, shall wilfully and corruptly give false Evidence, and shall be thereof lawfully convicted, he, she, or they so giving false Evidence shall be subject to the same Penalty as Persons guilty of wilful and corrupt Perjury are by the Laws in being subject and liable to.

Perjury in corruptly swearing.

XCIV. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied under the Authority of this Act, or under any Rule, Order, Bye Law, or Regulation made in pursuance thereof, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in any Proceedings relating thereto, nor a Trespasser or Trespassers *ab initio* on account of any subsequent Irregularity in the Prosecution of such Distress, but the Person or Persons aggrieved by such Irregularity may recover Satisfaction for special Damages by an Action on the Case.

Distress not unlawful for want of Form.

XCV. And be it further enacted, That no Proceeding to be had touching the Conviction of any Offender against this Act, or against any Rule, Order, Bye Law, or Regulation made in pursuance thereof, nor any Judgment or Determination to be made, or any other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be vacated or quashed for Want of Form only, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere, any Law or Statute to the contrary notwithstanding.

Proceedings not to be quashed for Want of Form or removed by Certiorari.

XCVI. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons, or Party or Parties, to serve any Summons, Notice, or Demand upon the said Company, or any Writ or Writs, or other Proceedings, either at Law or in Equity, the Service thereof upon the Clerk of the said Company, or at any of the Offices of the said Company, or delivered to some Inmate at the last or usual Place of Abode of the Clerk to the said Company, and in case the Residence of

Directing what shall be deemed a Service of Notice, &c. upon the Company.

[*Local.*]

6 K

the

the said Clerk be not known, then Service upon any Agent or other Officer employed by the said Company, or upon any One of the Committee for the Time being of the said Company, or delivered to some Inmate at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

Service of
other Notices,
&c. how to
be made.

XCVII. And be it further enacted, That in all other Cases of Summons, Notices, or Demands in Writing directed or required by this Act to be given or served, or which shall or may be necessary for carrying into execution any of the Powers or Provisions of this Act, the Service of any such Summons, Notice, or Demand by delivering the same or a true Copy thereof to the Person or Persons to whom the same ought to be given, or by leaving the same at his or her Dwelling House or usual or last Place of Abode, shall be sufficient Service thereof (except only in Cases where personal Service is by this Act required); or in case it shall be necessary to serve any Summons, Notice, or Demand in Writing upon any Body Politic, Corporate, Collegiate, Ecclesiastical, or Civil, then such Summons, Notice, or Demand, or a true Copy thereof, may be left at the Place of Residence of the Master or Keeper, Mayor or other head Officer, or at the Place of Residence of the Bursar, Treasurer, or Secretary of any such Body Politic, Corporate, Collegiate, Ecclesiastical, or Civil, which shall be deemed sufficient Service thereof; and in all Cases where any such Summons, Notice, or Demand ought to be given to Two or more Persons for or in respect of any joint Act, Refusal, Omission, Offence, Neglect, or Default, the like Service of any such Summons, Notice, or Demand on any One of such Persons shall be a sufficient Service thereof.

Persons
found in the
Act of com-
mitting any
Offence may
be appre-
hended with-
out a War-
rant.

XCVIII. And be it further enacted, That in case any Person or Persons shall be found committing any Offence or Offences against any of the Provisions of this Act it shall and may be lawful to and for any of the Proprietors of the said Company, or their Officers or Servants, or for any Policeman, Constable, or Watchman, or for any other Person or Persons authorized by the said Company, and such other Person or Persons as they, he, or any of them shall call to their or his Assistance, without any Warrant or Authority other than this Act, to apprehend, seize, and detain all and every such Offender or Offenders, (being unknown to such Proprietors, Officers, Servants, Policemen, Constables, Watchmen, or Persons,) and forthwith take and convey, or cause to be taken and conveyed, him, her, or them before some Justice of the Peace, and such Justice of the Peace is hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act; and every such Offender or Offenders who shall be so apprehended or seized between the Hour of Sunset and the Hour of Eight on the following Morning may be detained in Custody in order that such Offender or Offenders may be secured until he, she, or they can be brought before such Justice to be dealt with in manner aforesaid: Provided always, that in every Case where such Offender or Offenders so apprehended or seized shall be a matriculated Person or Persons, or a Member or Members of any College or Hall in the said University, such Offender or Offenders shall be immediately conveyed or taken to the College or Hall to which he or they shall belong, and on his or their Recognition by the
Porter

Porter or Under Porter for the Time being of the said College or Hall, and on such Porter or Under Porter giving up the Name or Names of the matriculated Person or Persons, or Member or Members aforesaid, to such Policeman, Constable, or Watchman, or to such other Person or Persons as aforesaid, such Offender or Offenders shall be set at liberty until he or they can be summoned for the Offence committed by him or them before the Vice Chancellor of the said University for the Time being, or his Deputy: Provided also, that no such Offender or Offenders, being a matriculated Person or Persons, or a Member or Members of any College or Hall as aforesaid, shall be set at liberty if he or they shall, when so required, refuse to give up the Name of or refuse to be conveyed and taken to the College or Hall to which he or they shall belong, in order that he or they may be recognized in manner aforesaid; and if any matriculated Person or Persons, or Member or Members of any such College or Hall, so apprehended or seized as aforesaid, shall give up the Name or Names of his or their College or Hall falsely, or if the Porter or Under Porter for the Time being of any such College or Hall shall refuse to give up the Name or Names of such Person or Persons as aforesaid, or in giving up such Name or Names shall give the same falsely, every such Person or Persons so offending shall forfeit and pay to the said Company for every such Offence any Sum not exceeding Twenty Pounds, to be recovered in the same Manner as any Penalty imposed by this Act is recoverable.

XCIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend in any way to change, alter, abridge, impeach, annul, prejudice, or affect any Contracts or Agreements in Writing which before the passing of this Act may have been made and entered into by the said *John Grafton* for lighting and supplying with Gas the Streets, Ways, Lanes, Passages, Roads, and public Places within the said Town of *Cambridge* or Precincts thereof, or which before the passing of this Act may have been made and entered into by the said *John Grafton* with any Person or Persons Commissioners, or Trustees, or with any Bodies Politic, Corporate, or Collegiate, or Corporations Aggregate or Sole, for lighting and supplying with Gas any of the Colleges, Halls, or other Buildings in the said University of *Cambridge*, or the Cloisters, Courts, Grounds, Buildings, or other Places within the Precincts or Boundaries thereof, or any Dwelling Houses, Shops, Inns, Taverns, Counting-houses, Warehouses, and other Properties and Buildings, or any of them, within the said Town; but all and every such Contracts and Agreements as aforesaid, Covenants, Clauses, Provisoes, Matters, and Things therein contained, shall be and continue of the same Force and Effect to all Intents and Purposes as if this Act had not been passed; and after the said Company shall have purchased the Property and Effects from the Person or Persons interested therein, all and every the same Contracts and Agreements, Covenants, Clauses, Provisoes, Matters and Things therein contained as aforesaid, shall be and the same are hereby declared to be binding on the said Company and their Successors, and may be enforced against and by them in such and the same Manner to all Intents and Purposes as if this Act had been passed before the making and executing of such Contracts and Agreements,

Contracts made before the passing of the Act not to be prejudiced;

but to be binding on the Company.

ments, and the said Company had been made Party thereto instead of the said *John Grafton*.

Proprietors not disqualified from being Commissioners under the Paving and Lighting Acts of 28th and 34th Geo. 3., but not to vote on Questions in which Company are interested.

C. And be it further enacted, That no Person being a Proprietor, or holding any Share, or having any personal Interest whatsoever in the said Company, shall be disqualified from being a Commissioner for carrying into execution the said several Acts passed in the Twenty-eighth and Thirty-fourth Years of the Reign of His said late Majesty King *George the Third*: Provided always, that no such Commissioner being a Proprietor, or holding any Share, or having any personal Interest whatsoever in the said Company, shall be present, or have any Vote upon any Question, Matter, or Thing which shall arise at any Meeting of the said Commissioners touching or concerning the lighting of any Roads, Streets, Lanes, Ways, public Passages or Places within the said Town, or touching or concerning any Contract, or the breaking up any Pavements, or the laying down any Main or other Pipes for the lighting thereof, or any other Matter or Thing whatsoever as between the said Commissioners and the said Company; and every such Proprietor or Shareholder, being a Commissioner under the said Acts now in force for the Purposes aforesaid, continuing present at any such Commissioners Meeting (after being required by or through the Chairman of such Meeting to retire), or voting thereat upon any such Question, Matter, or Thing as aforesaid, shall be liable to forfeit for every Offence the Sum of Fifty Pounds, with full Costs of Suit, to the Party who shall sue for the same, to be recovered by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, in any of His Majesty's Courts of Record at *Westminster*, in which no Essoign or Protection, nor more than One Imparlance, shall be allowed.

Power of Commissioners of Pavements, &c. not to be affected.

CI. Provided always and be it further enacted, That nothing in this Act contained shall have the Effect of depriving the Commissioners for carrying into execution the said several Acts of Parliament passed in the Twenty-eighth and Thirty-fourth Years of the Reign of His said late Majesty King *George the Third*, or their Successors, or any Commissioners who for the Time being shall have the Controul, Direction, or Management of the paving, cleansing, and lighting, or otherwise improving the said Town of *Cambridge* or any Part thereof, under the Authority of any Act or Acts of Parliament which now is or are or which at any Time hereafter shall be in force for that Purpose, or any other Person or Persons, of any Right, Power, or Authority which they or any of them possess, or of interfering with any Right, Power, or Authority which they or any of them may hereafter acquire, of lighting the Streets, Ways, Lanes, Passages, Roads, and other public Places within the said Town and Precincts thereof, in any Manner they or any of them shall think proper, or to defeat, abridge, alter, or obstruct, or in any other Manner interfere with the Rights, Powers, and Authorities of the said Commissioners, or to remove any of the Disabilities or Restrictions, or to take away any of the Penalties or Forfeitures, contained in the said Acts of Parliament or imposed thereby, but that the said Acts, and all and every the Matters, Powers, Authorities, Privileges, Disabilities, Restrictions, Provisions, Articles, Rules, Enactments, Penalties, Forfeitures, and Clauses therein contained,

tained, shall be and continue in full Force and Effect to all Intents and Purposes whatsoever, (so far as the same are not expressly varied, altered, or affected by the Provisions herein contained,) in such and the like Manner as if this Act had not been passed.

CII. And be it further enacted, That for all and every the Purposes of this Act the Town and University of *Cambridge* shall comprise and be deemed to be co-extensive with the Fourteen Parishes in the said Town; and the said Company may, if they think proper, extend their Works to any Distance beyond the outward Boundary of each Parish within the said Town not exceeding One Statute Mile each Way.

Limits of the Town defined for the Purposes of the Act.

CIII. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing of this Act shall be paid and discharged by the said Company out of the Monies already subscribed or to be subscribed by virtue of this Act in preference to all other Payments whatsoever.

Expences of the Act how to be paid.

CIV. And be it further enacted, That wherever in this Act any Word or Words is or are used importing the Singular Number or Masculine Gender only, such Word or Words shall extend to and shall be construed to extend to and include several Matters as well as One Matter, and the Plural as well as the Singular Number, and Females as well as Males, and a Body or Bodies Politic, Corporate, or Collegiate, Corporation or Corporations Aggregate or Sole, as well as Individuals, unless it be otherwise specially directed or provided for, or there be something in the Subject or Context repugnant to such Construction; and wherever any Forfeiture or Penalty is payable to a Party aggrieved it shall be paid to a Body Politic, Corporate, or Collegiate in every Case where such Body shall be the Party aggrieved.

Rules for Construction of certain Terms of the Act.

CV. Saving always to the Chancellor, Masters, and Scholars of the said University of *Cambridge*, and to all Persons being Members thereof, their Rights and Privileges of Civil and Criminal Judicature and Trial in the Courts of the said University which the said Chancellor, Masters, and Scholars had claimed or enjoyed, or could or might have had, claimed, or enjoyed, before the passing of this Act, or could or might have had, claimed, or enjoyed, if the same had not been passed, any thing herein contained to the contrary thereof in anywise notwithstanding: Provided always, that nothing herein contained shall be construed in anywise to confirm or establish such Rights and Privileges, or any of them.

Saving of Rights of Chancellor, Masters and Scholars of the University.

CVI Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to the Chancellor, Masters, and Scholars of the said University of *Cambridge*, and their Successors, the several Bodies Politic, Corporate, Collegiate, or Sole of the said University, and their Successors, the Mayor, Bailiffs, and Burgesses of the Borough of *Cambridge*, and their Successors, and to all and every other Persons and Person whomsoever, their respective Rights, Privileges, and Franchises which they or any of them had and enjoyed before the passing of this Act, or could or might have had or enjoyed if the same had not been passed, any thing herein contained to the contrary thereof in anywise notwithstanding.

General Saving.

[Local.]

6 L

CVII. And

Public Act.

CVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE,
Printers to the King's most Excellent Majesty. 1834.