



ANNO PRIMO & SECUNDO

# GEORGIIV. REGIS.

\*\*\*\*\*

## Cap. lxxvi.

An Act for lighting with Gas the Town and Borough of *Ipswich* in the County of *Suffolk*.

[28th May 1821.]

**W**HEREAS the Town and Borough of *Ipswich*, in the County of *Suffolk*, is large and populous, and it would be of great Benefit to the Inhabitants thereof, and to the Public at large, if the Streets and other public Passages and Places therein were better lighted: And whereas Inflammable Air, Carburetted Hydrogen, or Coal Gas, Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and Essential Oil, may be procured from Coal; and such Inflammable Air and Gas may also be obtained from Oil or other Materials: And whereas the said Inflammable Air, being conveyed by means of Pipes, may be safely and beneficially used for lighting the several Streets, Market Places, Courts, Yards, Passages, Lanes, and other Places, and also for lighting private Houses, Offices, Shops, Counting Houses, Warehouses, and public Works and Manufactories, and other Buildings, within the said Town and Borough and the Liberties thereof: And whereas the several Persons herein-after named are willing and desirous at their own Costs and Charges to effect the several Purposes aforesaid; but such beneficial Purposes cannot be carried fully and completely into Execution without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and

[Local.]

26 G

be

Proprietors.

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 *Samuel Alexander* the elder, *Dykes Alexander*, *Samuel Alexander* the younger, *Richard Dykes Alexander*, *Henry Alexander*, *Anne Alexander*, *Martha Alexander*, *Priscilla Alexander*, *Sophia Alexander*, *Elizabeth Alexander*, *Ellen Alexander*, *Rachel Alexander*, *Mary-Ann Alexander*, *Rebecca Biddle Alexander*, *Charlotte Alexander*, *Samuel Alexander* (Son of *Samuel Alexander* the younger), *John Biddle Alexander*, *Mary Archer*, *Frederick Alexander*, *George Alexander*, *Elizabeth Baker*, *Mary Anne Baker*, *Caroline Baker*, *Louisa Baker*, *John Balls*, *John Barlow*, *George Barlow*, *John Bayley*, *John Bennett*, *Arthur Biddell*, *Sarah Anne Birkitt*, *John Bishopp* Clerk, *George Daniel Bishopp*, *Thomas Bishopp*, *Sarah Eliza Bishopp*, *Robert Bowman* the younger, *William Brown* the elder, *Harriet Brown*, *Harriet Jermyn Brown*, *Marianne Layton Brown*, *Isabella Brown*, *Ellen Brown*, *William Brown* the younger, *John Brown*, *John Bucke*, *Susanna Bush*, *John Butcher*, *William Cabburn*, *John Carter*, *John Catlin*, *William Cheselden* the elder, *William Cheselden* the younger, *Phæbe Cheselden*, *John Choat* the younger, *Mary Choat*, *Frances Choat*, *Henry Christopherson*, *George Christopherson*, *William Barnard Clarke*, *Susan Clarke*, *Thomas Clarkson*, *Catherine Clarkson*, *William Studd Clarkson*, *Henstridge Cobbold*, *John Cobbold* the younger, *Savage Cobbold*, *William Cobbold*, *William Wood Cobbold*, *Philip Cobbold*, *Mary Cock*, *Elizabeth Cock*, *Richard Cole*, *Richard Crawley*, *Thomas Crawley*, *William Cubitt*, *Elizabeth Jane Cubitt*, *Hannah Cubitt*, *Joseph Cubitt*, *Ann Cubitt*, *Jane Dalton*, *James De Carle*, *Robert Denham*, *Ann Boyden Denham*, *Thomas Dickson*, *Lydia Dillwyn*, *John Cole Downing*, *William Edge* Clerk, *George Edwards*, *Charles Ely*, *Hannah Evans*, *Thomas William Everett*, *Elizabeth Fitch* Widow, *Elizabeth Fitch* Spinster, *James Ford* Clerk, *Mary Forster*, *Isaac Frewer* the elder, *Isaac Frewer* the younger, *Robert Gaul*, *Daniel Poole Goddard*, *William Golding*, *Henry Golding*, *John Goss*, *Richard Hall Gower*, *Thomas Green*, *Edward Griffin* Clerk, *William Haldimand*, *Mary Harford*, *Elizabeth Harford*, *Esther Harford*, *Trueman Harford*, *Mary Harford* Spinster, *James Harford*, *Frederick Harvey*, *James Haxell*, *Stephen Hayward*, *Jeremiah Head*, *Francis James Hooker*, *Ann Hunton*, *Mark Oliver Iron*, *Frederick Janson*, *Richard Janson*, *Latitia Jermyn*, *Elizabeth Johnson*, *Isaac King* Clerk, *John King* Auctioneer, *Robert King*, *Joseph King* the elder, *Joseph King* the younger, *John King*, *Eleazar Lawrance*, *William Layton* Clerk, *Marianne Layton*, *Mary Anne Lloyd*, *Sir William Middleton* Baronet, *William Martin*, *Thomas Maw*, *John Maw*, *Rose Maw*, *Margaret Mitcherson*, *Esther Orpwood*, *Susan Orpwood*, *Joseph Parke*, *Simon Payne*, *William Pearson*, *John Penn*, *Isaac Perry*, *Joseph Pooley*, *Robert Ransome* the elder, *James Ransome*, *Hannah Ransome*, *James Allen Ransome*, *Robert Ransome*, *Henry Ransome*, *George Ransome*, *Hannah Ransome*, *Frederick Ransome*, *Sheppard Ransome*, *Jane Ransome*, *Robert Ransome* the younger, *Marinda Ranson*, *Robert Ranson*, *Robert Gill Ranson*, *John Raw*, *Shepherd Ray*, *James Revans*, *Sarah Reynolds*, *Osborne Shrib Reynolds* Clerk, *Henry Ridley*, *John Ridley*, *William Rivers*, *Charles Robinson*, *Mary Routh*, *Richard Saunders*, *William Scott*, *Frederick Francis Seekamp*, *John Talwin Shewell*, *Sarah Shewell*, *Thomas Shewell*, *William Smart*, *Charles Smart*, *Joseph Burch Smyth*, *John Squire*, *Elizabeth Squire*, *Sarah Anne Squire*, *Margaret Squire*, *Richard Squire*, *Thomas Sutterfield*, *Elizabeth Thompson*, *James Thorndike*, *Samuel Thurston*, *Joseph Toosey* the elder, *George Towell*, *Mary Anne Tremlet*, *George Vaux*, *Mary Wayley*, *James White*, *Mary Wilkinson*,

kinson, Edward Willet, Elizabeth Wilson, and Samuel Wright, and all and every such other Person or Persons as shall from Time to Time become a Proprietor or Proprietors of the Undertaking hereby established, as herein-after is mentioned, their respective Successors, Executors, Administrators, and Assigns, shall be and are hereby united into a Company, and shall be One Body Politic and Corporate by the Name of "The Ipswich 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, Misdemeanour, or other Offence indictable by the Laws of this Realm; and that the said Company shall be established for the Purpose of making Inflammable Air or Gas, Coke, Oil, Tar, Pitch, Asphaltum, Ammoniacal Liquor, and Essential Oil, and other Products from Coal and other Substances, and shall have full Power to sell and dispose of the same respectively in such Manner as they shall think proper; and that it shall and may be lawful for the said Company from Time to Time to enter into and to make any Contracts, or to agree with the Commissioners acting under an Act passed in the Thirty-third Year of the Reign of His late Majesty King George the Third, intituled *An Act for paving, lighting, cleansing, and otherwise improving the Town of Ipswich in the County of Suffolk, and for removing and preventing Encroachments, Obstructions, and Annoyances therein*; and also under an Act passed in the Thirty-seventh Year of the Reign of His said late Majesty, intituled *An Act for amending and rendering more effectual an Act passed in the Thirty-third Year of the Reign of His present Majesty, for paving, lighting, cleansing, and otherwise improving the Town of Ipswich in the County of Suffolk, and for removing and preventing Encroachments, Obstructions, and Annoyances therein*; and also under an Act passed in the Fifty-fifth Year of the Reign of His said late Majesty, intituled *An Act for amending and enlarging the Powers of Two Acts of His present Majesty, for paving, lighting, cleansing, and improving the Town of Ipswich in the County of Suffolk, and removing and preventing Encroachments, Obstructions, and Annoyances therein, and for watching the said Town*; or with any Person or Persons, Bodies Politic, Corporate, or Collegiate, or Corporations Aggregate or Sole, who may be willing to contract with the said Company (and who are hereby fully empowered to contract with the said Company), for the lighting of any public Streets, Market Places, Courts, Yards, Passages, Lanes, and other Places, private Houses, Offices, Shops, Counting Houses, Warehouses, public Works, and Manufactories, and other Buildings, or any of them, within the said Town and Borough and the Liberties thereof, or any or either of them.

Company  
incorporated.  
Their Style.

33 G. 3. c. 92.

37 G. 3. c. 44.

55 G. 3. c. xxvi.

II. And be it further enacted, That in order to enable the said Company to construct or make Gasometers and other necessary Works, and to erect any Manufactory or Manufactories, or other Buildings, for the Purposes of this Act, it shall and may be lawful to and for the said Company, or their Committee of Management, to be appointed as herein-after directed, and they are hereby empowered to treat, contract, and agree for the absolute Purchase of any Lands, Tenements, or Hereditaments within the said Town and Borough and the Liberties thereof (not exceeding the Quantity of Three Statute Acres in the Whole), with any Person or Persons, Body Politic, Corporate, or Collegiate, or any Tenant or Tenants for Life, or in Fee Tail General or Special, or with any Wardens, Feoffees in

Power to  
contract for  
the Purchase  
of Lands and  
Buildings.

in Trust for charitable or other Uses, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, or 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 Issues unborn, Lunatics, Idiots, Femmes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, and also with all Femmes Covert who are or shall be seised, possessed of, or interested in their own Right, 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 in Manner hereinafter by this Act directed (as the Case may be), such Lands, Tenements, and Hereditaments may be taken and used for the Purposes of this Act; and from thenceforth all Parties and Persons whomsoever 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 *Ipswich Gas Light Company* and their Successors; and it shall and may be lawful to and for the said Company to hold such Lands, Tenements, and 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 any other Law or Statute whatsoever.

III. And whereas the Subscribers to the said Undertaking have contracted for the Purchase of a certain Plot of Ground lying at the South End of the Ballast Wharf, belonging to or vested in the Commissioners of an Act passed in the Forty-fifth Year of the Reign of His said late Majesty, intituled *An Act for improving and rendering more commodious the Port of Ipswich in the County of Suffolk*, or in certain Persons as their Trustees, and situate in or near the Hamlet of *Wix Bishop* in the Parish of *Saint Clement* in *Ipswich* aforesaid, next the River *Orwell*, upon which Plot of Ground it is intended to erect such Gasometers, Manufactory, and other Works as may be required for carrying the Purposes of this Act into Execution; be it therefore further enacted, That it shall not be lawful for the said Company to erect or use, or cause to be erected or used, such Gasometers, Manufactory, or other Works upon any other Land or Ground within the said Town and Borough of *Ipswich*, or the Liberties thereof, provided the first-mentioned Plot of Ground can be used for the Purposes aforesaid; but if such Plot of Ground cannot be so used, then the Situation of the Land or Ground which shall in that case be proposed or intended to be purchased, hired, or used for the Purposes of this Act, shall be subject to the Approbation of the Justices assembled at some General Quarter Sessions of the Peace to be holden at *Ipswich* aforesaid for the said County of *Suffolk*, or at some Adjournment thereof, first had and obtained; and Twenty-one Days previous Notice at least shall be given by the Clerk for the Time being of the said Company, of such intended Application to the said Court, by inserting the said Notice in some Newspaper published or circulated within the said Town of *Ipswich*; and the said Gasometers, Manufactory and other Works, if once erected upon the said first-mentioned Plot of Ground, shall not afterwards be removed and erected elsewhere, and used

45G.3. c.101.

Restriction  
as to the Re-  
moval of  
Works with-  
out Consent  
of Justices.

used for the Purposes aforesaid, without the Approbation of such Justices, to be obtained in Manner aforesaid.

IV. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all 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 all Wardens, Feoffees in Trust for charitable or other Uses, 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 or Femes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, and also to and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, and to and for all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any Lands, Tenements, or Hereditaments, or any Part thereof, which shall at any Time be thought necessary by the said Company to be purchased for the Uses and Purposes of this Act, to treat, contract, and agree with the said Company for the Sale thereof, or of any Part thereof, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever, of, in, and to the same, to the said Company and their Successors for the Purposes of this Act; and all Contracts, Bargains, Sales and Conveyances which shall be so made by virtue and in pursuance of this Act shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law whatsoever, and without Enrolment, be good, valid, and effectual, to all Intents and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim and Demand whatsoever of their said several Cestuique Trusts, and all Persons whomsoever claiming or to claim by, from, or under them, and of all Persons entitled in Remainder or Reversion expectant on any such particular Estate, and the same shall be deemed and considered to bar the Dower and Dowerys of such Person and Persons, and all Estates Tail, and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and Persons claiming under them, as effectually as Fines or Common Recoveries would do if levied or suffered by the proper Parties in due Form of Law, any Law, Statute, or Usage, or any other Matter or Thing whatsoever to the contrary thereof in anywise notwithstanding; and all Bodies Corporate or Collegiate, Corporations Aggregate or Sole, and all 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 all Wardens, Feoffees in Trust for charitable or other Uses, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all and every other Person and Persons, is and are and shall be indemnified for what he, she, or they shall do by virtue and in pursuance of this Act.

Bodies Politic empowered to sell.

V. And be it further enacted, That if there shall be any Money to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used

[Local,]

26 H

Directing Application of Purchase

Money when amounting to 200*l.* and upwards.

used by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Body Politic, Corporate, or Collegiate, Tenant for Life or in Tail, Warden, Feoffee, Trustee, Feme Covert, Infant, Lunatic, Idiot, or Person or Persons under any Disability or Incapacity as aforesaid, such Money 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 High Court of Chancery, to be placed to his Account *ex-parte* "The *Ipswich* Gas Light Company," together with the Name or Names of such Person or Persons as any Three or more of the Committee of Management of the said Company shall by Writing signed by them direct or appoint, to the Intent that such Money may be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Purchase of Land Tax, 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 and being 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 Messuages, 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 Messuages, Lands, Tenements, and Hereditaments which shall be 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 High Court of Chancery, upon Application made 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, and Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were then actually made.

Directing Application of Purchase Money when less than 200*l.* and exceeding 20*l.*

VI. Provided always, and be it further enacted, That if any Money to be paid for any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes aforesaid, and belonging to any Body Politic, Corporate, or Collegiate, Tenant for Life or in Tail, Trustee, Feme Covert, Infant, Lunatic, or any Person or Persons under any Disability or Incapacity as aforesaid (except 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 Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments

so purchased, taken, or used, 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 in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his 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 Person or Persons making such Option, and approved by Three or more of the said Committee of Management, (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 to arise 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 High Court of Chancery.

VII. Provided also, and be it further enacted, That where any such Money so to be paid as last before mentioned (except as aforesaid) shall not exceed the Sum of Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the 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, taken, or used for the Purposes of this Act, in such Manner as the said Committee of Management or any Three or more of them shall think fit; or in Cases 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.

Directing Application of Purchase Money not exceeding 20*l*.

VIII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, and 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 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 Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn 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 appear to the Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

In case of questionable Title to Purchase Money Persons in Possession of the Lands to be deemed entitled thereto, until the contrary shall be shown.

IX. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Tenements, or Hereditaments, to be purchased under

Expences of Purchases may be allowed by the Court.

the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court of Chancery, and to be applied in the Purchase of 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 Expences of all Purchases from Time to Time to be made in pursuance of this Act, or of so much of such Expences as the said Court shall deem reasonable, 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.

Sales and  
Conveyances  
to be made.

X. And be it further enacted, That all Sales, Conveyances, and Assurances of any Lands, Tenements, or Hereditaments, to be made to the said Company of Proprietors, shall be made in the Form or to the Effect following; (that is to say,)

Form of Con-  
veyance.

I [or, we, as the Case may be] of \_\_\_\_\_ in consi-  
deration of the Sum of \_\_\_\_\_ to me [or, us, or  
otherwise as the Case may be] paid by the Company established under  
or by virtue of an Act passed in the Second Year of the Reign of King  
George the Fourth, intituled *An Act, [here insert the Title of this Act,]*  
do hereby grant and release [or, assign, as the Case may be] to the said  
Company of Proprietors and their Successors, all, [here describe the Pre-  
mises 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  
of Proprietors and their Successors for ever, [or, as the Case may be]  
during all the Remainder of my [or, our] Term, Estate, and 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 \_\_\_\_\_

Re-sale of  
Lands incon-  
venient, or  
not wanted.

XI. And whereas the said Company under the Provisions of this Act may purchase Lands, Tenements, or Hereditaments, which may be found inconvenient or unnecessary, or not wanted for the Purposes thereof; be it therefore enacted, That it shall be lawful for the said Company from Time to Time to sell and dispose of, and by Indenture or Indentures under their Common Seal, to grant and convey by way of absolute Sale in Fee Simple, for a Consideration in Money, all or any Part or Parts of the Lands, Tenements, and Hereditaments which may have been so purchased, and which shall be inconvenient or unnecessary, or shall not be wanted for the Purposes of this Act, and to purchase other Lands, Tenements, and Hereditaments in lieu thereof, by virtue of the Powers hereinbefore contained; 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 for the Time being to the said Company to sign and give a Receipt or Receipts for the Money for which the same shall be sold, which Receipt or Receipts shall be sufficient Discharges to any Person or Persons for the Money therein and thereby expressed or acknowledged to be received; and such Person or Persons having *bonâ fide* paid 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 see to the Application of the same.



XII. And be it further enacted, That the Sum of Twelve thousand Pounds Sterling, which has already been subscribed for the Purposes of this Act, by the several Persons herein-before particularly named or referred to, shall be the Capital or Joint Stock of the said Company; but the same may be augmented under the Provision herein-after in that Behalf contained.

Capital Stock not to exceed 12,000l.

XIII. And be it further enacted, That all and every Person and Persons by or for whom any Subscription shall be made or 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 the raising of the said Capital Sum of Twelve thousand Pounds as aforesaid, his, her, or their Executors, Administrators, and Assigns respectively, shall have and be entitled to a Share of and in the said Capital 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 Stock of the said Company, and shall be admitted to be a Proprietor or Proprietors in the same.

Subscribers to share in the Stock in Proportion to their Subscriptions.

XIV. And be it further enacted, That the Lands and Hereditaments, Manufactories, Gasometers, Machinery, Apparatus and Works of the said Company and their Successors, shall be liable and answerable for the just Debts and Demands of the Creditors of the said Company; and that the several Persons composing the said Company shall severally and respectively stand responsible and answerable for all just Debts and Demands of the Creditors of the said Company, to the full Amount of their several and respective Shares in the Capital of the said Joint Stock.

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

XV. And be it further enacted, That the said Sum of Twelve thousand Pounds shall be divided into Shares of Ten Pounds Sterling each, and that no Person or Persons shall be a Subscriber or Subscribers for a less Sum than Ten Pounds Sterling; and that all 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.

Stock to be divided into Shares of 10l. Sterling each, and to be Personal Estate.

XVI. And be it further enacted, That in case the aforesaid Sum of Twelve thousand Pounds shall be found insufficient for the Purposes of this Act, then and in such Case it shall be lawful for the said Company from Time to Time to raise any further Sum or Sums of Money for completing their said Undertaking, not exceeding in the Whole the Sum of Three thousand Pounds, either by way of Loan on Security of the Property and Effects belonging to the said Company, or by raising and creating new and additional Shares in the said Concern, or by both of the said Ways and Methods; and in case it shall at any Time or Times be deemed advisable by the said Company to raise any Part or Parts of the said further Sum of Three thousand Pounds by way of Loan, then it shall be lawful for the said Company, or their said Committee of Management for the Time being, by and with the Advice and Direction of any General or Special Assembly of the said Company, to be held according to the Directions of this Act, to borrow and take up the same at Interest for the Use of the said Company, and thereupon to grant, execute, and deliver

Power to raise 3,000l. more, if required, by Loan or new Shares.

to or in favour or the Lenders thereof, such Mortgages, Bonds, Obligations, Debentures, or other Securities in Writing as may be required, thereby binding the said Company, and the Estates, Stock, and Trade and Income and Profit thereof, for the Repayment of the Sum or Sums borrowed, with Interest for the same, upon such Terms and Conditions, not being contrary to the Laws of this Realm, as shall be mutually agreed upon in that Behalf between the said Company and the Lenders of such Money; and in case it shall at any Time or Times be deemed advisable by the said Company to raise any Part or Parts of the said further Sum of Three thousand Pounds by the Creation of new and additional Shares in the said Concern, then it shall be lawful for the said Company to raise the same, either amongst themselves in such Proportions as to them shall seem meet, or by the Admission of new Subscribers into the said Concern, and for such Purpose to create such Number of new and additional Shares of Ten Pounds each as may be deemed expedient; and every Subscriber towards raising such further Sum by Shares shall be a Proprietor in the said Undertaking, and stand interested in all the Profits, Privileges, and Advantages of the said Undertaking, and shall be liable to the like Burthens in Proportion to the Amount of his or her Subscription, as generally and extensively to all Intents and Purposes as if the same had been originally Part of the said Capital Stock of Twelve thousand Pounds; any thing herein-before contained to the contrary thereof in anywise notwithstanding.

For enforcing Payment of the Sums subscribed.

XVII. And be it further enacted, That the several Persons who have subscribed for or 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 required to pay the Sum or Sums of Money by them respectively subscribed, or such Parts or Portions thereof as shall from Time to Time be called for pursuant to or by virtue of the Powers and Directions of this Act, at such Times and Places, to such Person or Persons, and in such Manner as shall be ordered and directed by the Committee of Management herein-after mentioned; and in case any Person or Persons shall refuse to pay any such Money at such Times and in such Manner as shall be ordered and directed by the Committee of Management as aforesaid, it shall be lawful for the said Company to sue for and recover the same by Action of Debt, or otherwise, in either of His Majesty's Courts of Record at *Westminster*, or in any Court within the said Borough of *Ipswich* in which Debts may be recovered, together with lawful Interest for the same from such appointed Time of Payment, and all Costs of Suit from such Person or Persons; or in Cases where Two or more Persons shall have jointly subscribed for or be jointly possessed of any One Share in the said Undertaking, then from all, any, or either of such Persons.

Names of Proprietors to be entered, and Certificates of their Shares delivered to them.

XVIII. And be it further enacted, That the said Company, or their Committee of Management, shall and they are hereby required to cause the Names and Designations of the several Persons who have subscribed for or may at any Time hereafter be entitled to a Share or Shares in the said Undertaking, with the Number of such Share or Shares, and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by their Clerk; and after such Entry, a Certificate under the Common Seal of the said Company

pany shall be delivered to every Proprietor upon Demand, specifying the Share or Shares to which he or she is entitled in the said Undertaking, and such Certificate shall be admitted in all Courts whatsoever as Evidence of the Title of such Proprietor, his or her Executors, Administrators, or Assigns, to the Share or Shares therein specified; but the Want of such Certificate shall not hinder the Owner from selling or disposing of such Share or Shares, or from enjoying every other Benefit to which he or she may be entitled as the Owner thereof.

XIX. 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 Books of the said Company as Proprietor or Proprietors of such Share or Shares, shall for the Purposes of this Act be deemed and taken to be the Owner or Proprietor of such Share or Shares, and all Notices hereby required to be given to the Owner or Proprietor of any Share or Shares in the said Company shall and may be given to such Person whose Name shall so stand first in the Books of the said Company; and such Notice to such Person shall be deemed and taken to be a Notice to all the Owners or Proprietors of such Share or Shares, for all the Purposes for which such Notice is intended to be given to the Owner or Proprietor, or Owners or Proprietors of any such Share or Shares; and that such Owners or Proprietors shall be entitled to give their Vote or Votes in respect thereof, by the Person whose Name shall stand first in the Books of the said Company, as Proprietor of such Share or Shares; and his or her Vote shall on all Occasions be deemed and allowed to be the Vote for or in respect of the whole Property in such Share or Shares, without Proof of the Concurrence of the other Proprietor or Proprietors of such Share or Shares.

The Person whose Name stands first for divided Shares to be deemed the Owner and entitled to vote.

XX. And whereas it may happen that the original Holder or Proprietor of One or more Share or Shares in the said Undertaking, may die, become Insolvent, or Bankrupt, or go out of the Kingdom, or may transfer his or her Right and Interest to some other Person, and no Register be made of the Transfer thereof with the Clerk of the said Company, so that it may not be in the Power of the said Company or any Officer acting for the said Company to ascertain who is or are the actual Owner or Proprietor of such Share or Shares, in order to give him, her, or them, or his, her, or their Executors, Administrators, Successors or Assigns, Notice or Notices of Calls to be made on such Share or Shares, or to maintain any Action or Actions, Suit or other Proceedings against him, her, or them, or his, her, or their Executors, Administrators, Successors or Assigns, for the Recovery of the same, or for the Purpose of safely paying to him, her, or them, or his, her, or their Executors, Administrators, Successors or Assigns, the Interest or Dividends to which he, she, or they may be entitled by virtue thereof; be it therefore enacted, That in all Cases where the Right 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 and Conveyance thereof in the Form and Manner herein-after specified, an Affidavit shall be made and sworn to by Two credible Persons before a Master or Masters Extraordinary of His Majesty's High Court of Chancery, or One of His Majesty's

For ascertaining the Proprietorship of Shares in certain Cases.

Majesty's Justices of the Peace, stating the Manner in which such Share or Shares have or hath 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 or List of Subscribers and Proprietors of the said Undertaking, to be kept in the Office of the Clerk to the said Company; and in all or any of the said Cases it shall be lawful for the Committee of Management, after Three Calendar Months Notice in Writing shall have been given by the Treasurer or Clerk to the Owner or Owners or Person or Persons claiming by such Affidavit to be Owner or Owners thereof, or left at his, her, or their last or usual Place of Abode, to pay his, her, or their Proportion of Money so to be called for, and if such Person or Persons, his, her, or their Executors, Administrators, Successors, or Assigns, shall not have paid such his, her, or their Proportion as sforesaid, it shall be lawful for the said Committee of Management, at any Meeting after the Expiration of such Notice, to declare the same Share or Shares to be forfeited; and that in such Case the same shall be and become forfeited, and shall and may be sold and disposed of in such Manner as the said Subscribers or Proprietors at any Meeting or Meetings shall direct, or otherwise become consolidated in the General Fund of the said Company.

Shares may be transferred.

XXI. And be it further enacted, That it shall be lawful for the several and respective Proprietors of the said Undertaking, their Executors, Administrators, Successors, and Assigns, to sell and transfer any Share or Shares of which they shall respectively be possessed; and every such Transfer shall be in the Form or to the Effect following; (that is to say),

Form of Transfer:

‘ I [or, we] of [ ] of [ ] in consideration  
 ‘ of the Sum of [ ] paid to me [or, us]  
 ‘ by [ ] of [ ] do hereby bargain, sell, assign,  
 ‘ and transfer to the said [ ] the Sum of [ ]  
 ‘ Capital Stock of and in ‘ The Ipswich Gas Light Company,’ being my  
 ‘ [or, our] Share [or, Shares], Number [or, Numbers] therein; to hold  
 ‘ to the said [ ] his Executors, Administrators, and Assigns,  
 ‘ subject to the same Rules, Orders, and Restrictions, and on the same  
 ‘ Conditions that I [or, we] held the same immediately before the Execu-  
 ‘ tion hereof; and I [or, we] the said [ ] do hereby agree  
 ‘ to take and accept the said Share [or, Shares], subject to the same  
 ‘ Rules, Orders, Restrictions, and Conditions. As witness our Hands  
 ‘ this [ ] Day of [ ] in the Year of our Lord  
 ‘ One thousand eight hundred and [ ]’

Transfers to be registered.

And every such Transfer shall be registered in the Books of the said Company, by an Entry of the Date, Names of the Parties, and the Number of Shares transferred, for which Entry or Registering the Sum of Two Shillings and Sixpence, and no more, shall be paid to the Clerk or other Officer making the same; and a Copy of such Register, signed by the Clerk or other such Officer of the said Company, shall be sufficient Evidence of every such Sale and Transfer, and shall be accounted as such in all Disputes, and in all Trials before any Court, and by all Judges, Justices and others, in the United Kingdom; and that until such Transfer shall

shall be entered or registered in the Books of the said Company as aforesaid, no Purchaser or Purchasers of any Share or Shares in the said Undertaking, or in the Profits and Advantages thereof, shall receive any Interest or Dividend for or in respect of such Share or Shares so purchased, nor be entitled to vote at any Meeting or Meetings, as Proprietor or Proprietors of the said Undertaking.

XXII. And be it further enacted, That *Dykes Alexander, Samuel Alexander the younger, William Brown the elder, John Carter, William Barnard Clarke, Richard Grawley, Charles Ely, Thomas Green, Jeremiah Head, Francis James Hooker, William Layton Clerk, Robert Ranson, John Raw, Shepherd Ray, John Ridley, Henry Ridley, John Talwin Shewell, William Smart, James Thorndike, Joseph Toosey the elder, and Samuel Wright*, shall be and they are hereby constituted and appointed the First Committee of Management for managing the Affairs of the said Company.

Committee  
of Manage-  
ment.

XXIII. And be it further enacted, That the several Persons hereinbefore nominated, constituted, and appointed the First Committee of Management, shall continue in Office and be respectively Members of the said Committee until the First General Yearly Meeting of the Proprietors of the said Undertaking which shall take place next after the Completion of the Works of the said Company, and until others shall be appointed in their or any of their Stead in pursuance of this Act; and at the Expiration of such Period Seven of the Members hereby nominated, to be determined by Ballot at such First Yearly Meeting of the said Proprietors, shall go out of Office; and Seven Persons duly qualified shall in Manner herein-after mentioned be elected and appointed Members of the said Committee; and at the Expiration of the next succeeding Year Seven other of the Members hereinbefore nominated, to be also determined by Ballot at the Second Yearly Meeting of the said Proprietors, shall go out of Office, and Seven Persons duly qualified shall in like Manner be elected and appointed Members of the said Committee; and at the Expiration of the following, and in every subsequent Year, Seven of the Members of the said Committee who shall have been longest in Office, shall at the End of each Year go out of Office, and their Places be supplied in like Manner; except in the Case of any Member of the said Committee who shall have been chosen in the Place or Stead of any deceased Member, or other Member having become disqualified, or refusing or neglecting to act, in which Case such Member so chosen in the Place and Stead of such deceased Member, or other Member becoming disqualified, or refusing or neglecting to act, shall go out of Office at such Time as the Member in whose Place and Stead he shall have been so chosen would have gone out of Office under the Provisions of this Act; and every such Election of Members of the said Committee of Management shall be made by Ballot at a General yearly Meeting of the said Company to be held pursuant to the Directions of this Act.

Committee  
to serve until  
the first an-  
nual Meet-  
ing of Pro-  
prietors after  
the Comple-  
tion of Works,  
and subse-  
quent Com-  
mittees one  
Year.

XXIV. Provided always, and be it further enacted, That the Person or Persons who shall have served or acted upon the said Committee, and who by the Expiration of the Term of Service, Rotation or otherwise, shall go out of Office, shall and may, notwithstanding such Service, or the Expi-

Members  
may be re-  
elected.

[Local.]

26 K

ration

ration of such Term, if otherwise properly qualified, be eligible to be re-elected to and to serve and act as a Member or Members of the said Committee of Management.

Persons holding less than Five Shares disqualified.

XXV. Provided also, and be it further enacted, That no Person shall be qualified to be elected a Member of the said Committee unless such Person shall have subscribed for or have been possessed of at least Five Shares in the said Undertaking for the Space of Three Calendar Months previous to such Election, nor unless the said Number of Five Shares be entered and continue in the Name of such Person in the Books of the said Company; and if such Person, having been duly qualified at the Time of such Election, shall afterwards cease to be possessed of such Number of Shares in the said Undertaking, such Person shall from thenceforth be disqualified from serving or acting upon the said Committee; provided also, that no Person shall be qualified to be elected, nor to serve or act as a Member of the said Committee, who shall hold any Place of Profit, or be concerned or interested in any Contract or Contracts under the said Company, but such Restriction shall not be construed so as to prevent the Treasurer or Treasurers for the Time being of the said Company from being elected upon or from serving or acting as a Member of the said Committee.

For supplying Vacancies in Committee.

XXVI. And be it further enacted, That when and so often as any Member of the Committee of Management appointed by this Act, or hereafter to be elected by virtue thereof, shall die or become disqualified, or shall refuse or neglect to attend the Meetings of the said Committee, for the Space of Twelve Calendar Months, it shall be lawful for the said Company, at any General or Special Meeting to be called and held pursuant to the Directions of this Act to elect some other Proprietor duly qualified according to the Directions of this Act to be a Member of the said Committee; and every such Proprietor so elected to fill any such Vacancy shall continue in his Office as a Member of the said Committee so long as the Person in whose Place or Stead he was elected would have been entitled to have continued if such Death, Disqualification, Refusal, or Neglect had not happened.

Meetings of the Committee, and Regulations for their Proceedings.

XXVII. And be it further enacted, That the said Committee of Management shall and may hold their First Meeting within Twenty-one Days next after the passing of this Act, at such Place within the said Town and Borough of *Ipswich*, or the Liberties thereof, as they shall think proper, and shall have full Power and Authority to adjourn such First Meeting, and again to meet and adjourn from Time to Time and from Place to Place as they shall think fit; and at every Meeting One of the Members of the said Committee present at such Meeting shall be elected Chairman; and all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Committee of Management, at any of their Meetings, shall be decided and determined by the Majority in Number of the Members then present not disqualified under the Provisions of this Act from voting upon such Question, the Number present not being less than Five; and in case of an equal Number of Votes upon any Question, including the Vote of the Chairman for the Time being, such Chairman shall have the decisive and casting Vote; and that if on the Day appointed for

for any Meeting of the said Committee, Five Members qualified to vote shall not attend, that then and in every such Case the Meeting shall be adjourned till the next Day, if not a *Sunday*, and if the next Day shall be a *Sunday*, then to the *Monday* following, by the Member or Members then present, or if none be present, then by the Clerk of the said Company, or such other Person as shall attend in his Place; and if by Accident or Neglect, or from any other Cause, such Committee, or their Clerk, or other Person shall omit to adjourn any Meeting, it shall be lawful for any Five or more Members of the said Committee to revive the Meetings of the said Committee by calling a Meeting in such Mode as is herein-after directed, with respect to calling a Special Meeting of the said Committee, and such revived Committee may be adjourned from Time to Time and Place to Place in the same Manner as the Meetings of the said Committee are before authorized to be held and adjourned; and that any Five or more Members of the Committee may at any Time, when they shall think fit, call a Special Meeting of the Committee by Notice in Writing, signed by Five or more Members, to be sent by the Post or otherwise to the Residence or Address of every Member of such Committee.

XXVIII. And be it further enacted, That the Committee of Management of the said Company for the Time being shall have the Custody of the Common Seal of the said Company, and shall have full Power and Authority at any Time to call a Special General Meeting of the said Company for any Purpose they may think proper, and to appoint the Place of holding General or Special Meetings, and to direct the Affairs and Business of the said Undertaking, as well in issuing, receiving, or laying out and disposing of all such Sums of Money, to be issued or received, laid out or disposed of for the Purposes of the same, as in contracting for and purchasing Messuages, Lands, Tenements, Hereditaments, Materials, Goods, and Chattels for the Use of the said Undertaking; and in making and entering into Contracts or Agreements for lighting the Streets, Market Places, Lanes, Ways and other Places, and public and private Houses or Buildings within the said Town and Borough of *Ipswich* and the Liberties thereof as aforesaid; and nominating, appointing, electing, placing, or displacing any Officer, Workmen, Agent or Servant of the said Company, (not being a Treasurer, Engineer, or Clerk of the said Company, who are to be elected and appointed and displaced at a General Meeting of the said Company as herein-after mentioned), with such Salary, Gratuity, Wages or Recompence as to the said Committee shall seem proper; and in ordering, directing, and employing the Works and Workmen, and in selling and disposing of all Articles produced as aforesaid; and in making, enforcing, and rescinding all Contracts and Bargains, touching or in anywise concerning the same, subject to such Orders, Bye Laws, Rules, and Regulations as shall at any Time be duly made by the said Company in Restraint, Control, or Regulation of the Powers and Authorities by this Act granted.

Power of  
Committee.

XXIX. And be it further enacted, That the said Committee shall have full Power to make such Call or Calls for Money from the several Proprietors of the said Undertaking, their Executors, Administrators, Successors and Assigns, as such Committee shall from Time to Time find requisite and necessary for the Purpose of the said Undertaking, so that

Committee  
to make  
Calls,

no

On Nonpayment of Calls Shares to be forfeited.

No Share to be forfeited until Notice be published in the Ipswich Paper.

Company empowered to sell Shares become forfeited 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

no One such Call do exceed the Sum of Two Pounds for or in respect of any One Share of Ten Pounds, and so that no Call or Calls be made but at the Distance of Two Calendar Months at least from each other; and that the Sum or several Sums of Money so to be called for, shall be paid into the Hands of the Treasurer to the said Company for the Time being, at such Time and Place as shall be appointed by such Committee, of which Time and Place Twelve Days previous Notice shall be given by Letter from the Clerk of the said Company, sent by the Post or in such other Manner as the said Committee shall direct or appoint in that Behalf; and if any Person or Persons shall neglect or refuse to pay his, her, or their Proportion of the Money to be called for by the Space of One Calendar Month next after the Time appointed for Payment thereof, together with lawful Interest for the same from such appointed Time of Payment, then and in that Case such Share or Shares shall be forfeited, and all the Profit and Benefit thereof shall be vested in the said Company, their Successors and Assigns, to and for the Uses and Purposes herein-after mentioned; but no Advantage shall be taken of such Forfeiture until Notice thereof shall have been published in some One of the Newspapers published or circulated in the said Town of *Ipswich*, in which Notice shall be contained a Statement and Account of the Money due from such Person or Persons for such Call or Calls, in respect of his, her, or their Share or Shares in the said Undertaking, exclusive of the Interest thereon; and such Share or Shares shall be redeemable, if the Owner or Owners thereof shall, within Two Calendar Months next after the Publication of such Notice, pay to the Committee of Management or the Treasurer of the said Company, the full Amount of Money due thereon for such Call or Calls as aforesaid, and legal Interest for the same, and all Expences attending the Application for and advertising of the same as aforesaid.

XXX. And be it further enacted, That when any Share or Shares of the said Undertaking shall by virtue of this Act have become forfeited to or vested in the said Company as aforesaid, then and in every such Case it shall and may be lawful to and for the Committee of Management for the Time being, and they are hereby authorized and empowered from Time to Time to sell or cause to be sold by public Auction or private Contract, and by Writing under the Common Seal of the said Company, to assign and transfer such and so many of the Share or Shares of such Defaulter or Defaulters as the said Committee shall from Time to Time find necessary and direct to be sold, unto such Person or Persons as shall become the Purchaser or Purchasers thereof, his, her, or their Executors, Administrators, and Assigns; and such Assignments and Transfers shall be good, valid, and affectual against the Owner or Owners of every such Share or Shares so forfeited to or vested in the said Company and sold as aforesaid, and all Persons claiming under him, her, or them: Provided always, that in case the Money produced by the Sale of any such Share or Shares shall be more than sufficient to pay all such Arrears or Calls as aforesaid, and legal Interest thereon, and the Expences attending the Sale or Sales, the Surplus of such Money shall be paid to the Person or Persons to whom such Share or Shares shall have belonged on Demand; 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 Call, 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 Payment of all and every of such Call or Calls, and the Interest and Expences as aforesaid, any Share or Shares vested in the said 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.

Surplus to be paid the Owner on Demand.

Shares unsold to revert to the former Owners.

XXXI. And be it further enacted, That if any Person or Persons, Proprietor or Proprietors of any Share or Shares in the said Undertaking, shall die before Payment shall have been made by him, her, or them, of the full Sum to be called for in respect thereof as herein mentioned, without having made any sufficient Provision, by Will or otherwise, how such Shares shall be disposed of, and how the future Calls in respect thereof shall be answered, that then and in such Case the Executors or Administrators of such Proprietors, and the Trustee or Trustees, Guardian or Guardians of any Infant or other Person entitled to the Estate and Effects of such Proprietor or Proprietors, shall be indemnified against such Infant, and all other Persons whomsoever, for paying any Money which shall be called for as aforesaid in respect of the Share or Shares of such deceased Proprietor or Proprietors.

Executors and Administrators indemnified on paying Calls.

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

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

XXXIII. And be it further enacted, That the Proprietors of Shares in the said Undertaking shall assemble at such Time and Place as the Committee of Management shall direct, within Thirty Days next after the passing of this Act, or as soon after as conveniently may be, and shall then and there proceed in the Execution of this Act, and shall and may adjourn to or shall assemble at such other Times and Places as they shall be duly convened to in Manner herein-after mentioned; and every such Assembly shall be called or styled a General Meeting, and One such Meeting shall be held Yearly in every Year, on the First *Monday* in the Month of *February*, between the Hours of Ten and Twelve in the Forenoon; and the First of the said Yearly Meetings shall be held on the First *Monday* in the Month of *February* which shall next happen after the Completion of the said Works, and shall be styled the First Yearly General Meeting; and the next Yearly General Meeting shall be held on the same Day in the succeeding Year, and so on successively; and that Twenty or more of the said Proprietors, holding in the Aggregate not less than One hundred Shares in the said Joint Stock, may at any Time, by Notice in Writing under their Hands, call a Special or General Meeting, so as such Notice fully express the Object for which such Meeting shall be called, and so as such

Regulations as to General and Special Meetings and Adjournments, &c.

Notice be given by Advertisement in some Newspaper published or circulated in the said Town and Borough of *Ipswich*, Fourteen Days at least before the Day of Meeting; and that every General Meeting may be adjourned from Time to Time, and from Place to Place, as shall be found expedient; and that at least Six Days previous Notice of every General Meeting, and Three Days previous Notice of the Day to which every General Meeting shall be adjourned, shall be given; and that at every such General or Special Meeting a Chairman shall be appointed; and all Questions shall be decided by a Majority of Votes of the Proprietors and Proxies present and not declining to vote, according to their respective Number of Shares, in Manner following; (that is to say), the Proprietor of One Share and under Five Shares shall be entitled to One Vote; the Proprietor of Five and under Ten Shares, Two Votes; the Proprietor of Ten and under Fifteen Shares, Three Votes; the Proprietor of Fifteen and under Twenty Shares, Four Votes; and the Proprietor of Twenty Shares and upwards, Five Votes, and no more, except as the legal Representative of any other Person or Persons for or in respect of the Share or Shares held by or legally vested in him as such Representative, as to which he shall be entitled to a further Vote or Votes according to the Scale aforesaid; nor shall any Person be entitled to vote at any General or Special Meeting of the said Company, or any Adjournment thereof, in respect of any Share or Shares which he or she may possess in the said Undertaking, unless such Person shall have fully paid and satisfied all Arrears of Money which shall or may become due in pursuance of any Call or Calls made or to be made by the said Committee of Management for or in respect of such Share or Shares; nor shall any Person vote at any of the Meetings of the said Company upon any Question or Questions relating to the Concerns of the said Undertaking in which such Person or Persons shall be interested, otherwise than as a Subscriber or Subscribers, Proprietor or Proprietors to or of the said Undertaking; and that upon any Difference of Opinion any Proprietor present may require the Votes at any General or Special Meeting of the said Company to be taken by Ballot, but no Ballot shall be kept open for more than One Hour, and that the Chairman of every such Meeting shall be entitled to vote; and in case the Number of Votes, including the Chairman's Vote, shall be equal, such Chairman shall also have the decisive or casting Vote; and if at any Special or General Meeting a sufficient Number of Proprietors to act or adjourn (Five Proprietors being hereby declared sufficient to act, and Three only for the Purpose of Adjournment) shall not assemble and proceed to Business in One Hour from the Time appointed for such Meeting, or if such sufficient Number be not present when the Whole or any Part of the Business to be transacted shall be decided, the Meeting shall stand adjourned to the same Day in the following Week, or may be held on some other Day to be appointed by the Committee of Management, or any Five or more of them.

Chairman to have a casting Vote in certain Cases.

Empowering Proprietors to vote by Proxy, and Committees for Lunatics or Idiots.

XXXIV. And be it further enacted, That any Female Proprietor of One or more Share or Shares in the said Joint Stock, being of the Age of Twenty-one Years, and entitled to vote in respect of such Share or Shares at any General or Special Meeting of the said Company, shall have full Power and Authority to give her Vote or Votes at such General or Special Meetings as aforesaid by Proxy, every such Proxy being a Member of the

said Company entitled to vote; and any other Proprietor or Proprietors of any Share or Shares in the said Joint Stock, being of the Age of Twenty-one Years, and resident beyond the Distance of Ten Miles from *Ipswich*, and entitled to vote as aforesaid, shall have like Power and Authority to give his or their Vote or Votes by Proxy, every such Proxy being a Member of the said Company; and the Appointment of such Proxies shall be entered amongst the Proceedings of the said Company, and may be made in the Form following; (that is to say,)

‘ I *A. B.* of *Ipswich* Gas Light Company, do hereby nominate, constitute, and appoint *C. D.* of *Ipswich* to be my Proxy, in my Name and in my Absence to vote or give my Assent to or Dissent from any Business, Matter, or Thing relating to the said Undertaking, that shall be mentioned or proposed at any General or Special Meeting of the said Company, in such Manner as he the said *C. D.* shall think proper, according to his Opinion and Judgment, for the Benefit of the said Undertaking, or any Thing relating thereto; this my Proxy to continue in force until I shall revoke the same by Writing under my Hand, or by the Appointment of a new Proxy. In witness whereof I have hereunto set my Hand the *Day of* *One thousand* eight hundred and *Year*’

Form of Proxy.

And the Committee or Guardian of any Proprietor of One or more Share or Shares in the said Joint Stock, who shall be a Minor, Lunatic, or Idiot, shall be entitled to vote in respect of such Share or Shares at any General or Special Meeting of the said Company.

XXXV. And in order to ascertain the Amount of the clear Profits of the said Undertaking, be it further enacted, That the said Company of Proprietors, or their Committee of Management, shall and are hereby required from the Time of passing this Act, to cause a true, exact, and particular Account to be kept, and annually made up and balanced to the Thirty-first Day of *December* in each Year, of the Money collected or received by the said Company, or their Committee of Management, or otherwise for the Use of the said Company, by virtue of this Act, and of the Charges and Expences attending the erecting, making, supporting, maintaining and carrying on the said Works, and of all Receipts and Payments on account of any Loan which may be raised under the Powers of this Act, and of all other the Receipt and Expenditure of the said Company or their Committee of Management; and that at the General Yearly Meeting of the Proprietors of the said Undertaking to be from Time to Time holden as aforesaid, or some Adjournment thereof, a Dividend shall be made by the said Yearly Meeting out of the clear Profits of the said Undertaking, unless such Yearly Meeting shall declare otherwise; and such Dividend or Dividends shall be at and after the Rate of so much *per Centum* upon the several Sums invested by the Members thereof in the Joint Stock of the said Company, as such Meeting or Meetings shall think fit to appoint and determine; but such Dividend or Dividends shall, nevertheless, be subject to such Appropriation for raising the Sum of One thousand Pounds Sterling as is herein-after directed: Provided always, that no Dividend shall be declared or paid until the General Yearly Meeting which shall be holden next after the Expiration of Twelve Calendar Months from the Completion of

As to making up Accounts, and Division of Profits annually.

of the said Works : Provided also, that no Dividend shall be made whereby the Capital of the said Company shall be in any Degree reduced or impaired ; nor shall any Dividend be paid in respect of any Share or Shares, after a Day appointed for Payment of any Call for Money in respect thereof, until such Call shall have been paid : And when a Dividend or Dividends shall be declared upon the clear Profits of the said Undertaking, according to the Directions herein-before in that Behalf contained, and such Dividend or Dividends shall amount to the Sum of Five Pounds, and be under Six Pounds *per Centum*, then and in such Case there shall be set apart from the said Dividend or Dividends a Sum equivalent to Five Pounds *per Centum* upon the Amount thereof ; and when the Dividend or Dividends to be declared as aforesaid, shall amount to the Sum of Six Pounds, and be under Seven Pounds *per Centum*, then and in such Case there shall be set apart from such Dividend or Dividends a Sum equivalent to Six Pounds *per Centum* upon the Amount thereof, and so forth on, whenever a Dividend or Dividends shall be declared as aforesaid, there shall be set apart from the same a Per-centage, to be calculated in a like increasing Proportion, until the Sum of One thousand Pounds Sterling, but no more, shall be raised as a Fund for answering Contingencies ; and such Per-centage which shall be reserved in Manner aforesaid shall from Time to Time be placed at Interest in the Hands of such Person or Persons, or on such Government or other Security or Securities as the said Company shall for that Purpose order or direct ; and the Interest or Dividends of such Sum or Sums of Money so to be invested shall be divided amongst the said Proprietors of the said Company, according to the Amount of Capital which they shall severally have invested in the said Undertaking ; but if by Accident, or any unforeseen Event which may happen to the Works of the said Company, or to any Apparatus or other Works belonging thereto, or by any other Contingency which may happen or arise, the said Sum of One thousand Pounds Sterling shall be reduced to repair, make good, or provide for the same, then a further Appropriation, to be calculated according to the Rate and Scale herein-before directed for raising the original Sum, shall be again made out of the Dividend or Dividends to be from Time to Time declared upon the Profits of the said Undertaking, until that Part thereof which shall have been so expended shall be replaced, or until another Sum of not less than One thousand Pounds Sterling shall be set apart as aforesaid.

A Per-centage to be set apart from Dividends for raising a Sinking Fund of 1000*l.* to meet Contingencies.

Receipts of Parents or Guardians of Minor Subscribers to be a sufficient Discharge to the Company.

XXXVI. And be it further enacted, That in all Cases where Money shall be payable under the Provisions of this Act to any Subscriber to the said Undertaking, who shall be a Minor under the Age of Twenty-one Years, the Receipt of the Parent or Guardian for the Time being of such Minor shall be a sufficient Discharge to the said Company and their Treasurer for the same, and such Parent or Guardian shall be answerable to the said Company, and all other Persons whomsoever, for all Claims and Demands in respect of the Share of the said Minor Subscribers in the said Undertaking.

General Meetings may make Bye Laws.

XXXVII. And be it further enacted, That the said Company shall have full Power and Authority from Time to Time at any of their General or Special Meetings as aforesaid, to make such Rules, Orders, and Bye Laws as to them shall seem meet and proper, for the good Government

of

of the said Undertaking, and for regulating the Proceedings of the said Committee of Management, and for the regulating of all Officers, Workmen, and Servants to be employed in or about the Affairs and Business of the said Company, and for the Superintendance and Management of the said Undertaking in all respects whatsoever, and from Time to Time to alter or repeal such Rules, Orders, and Bye Laws, or any of them, and to make others, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such Rules, Orders, and Bye Laws, or any of them, not exceeding the Sum of Five Pounds for any One Offence as to the said Company at a General or Special Meeting shall seem meet and expedient; and all Rules, Orders, and Bye Laws, 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 in any Court of Law or Equity to justify all Persons who shall act under the same; provided always, that such Rules, Orders, and Bye Laws, be not repugnant to the Laws of this Realm, or any of the express Directions or Provisions of this Act; provided also, that Copies of such Rules, Orders, and Bye Laws, shall be printed, affixed, and continued in the Office of the Clerk, or other the Buildings and Premises of the said Company; and all such Rules, Orders, and Bye Laws shall be subject to Appeal in Manner by this Act directed.

XXXVIII. And be it further enacted, That *Dykes Alexander* of *Ipswich* aforesaid, Banker, shall be Treasurer, and *William Cubitt* of *Ipswich* aforesaid, Civil Engineer, the Engineer and Clerk of the said Company, until the First Yearly Meeting of the Proprietors of the said Undertaking, which shall take place next after the Completion of the Works of the said Company, and until others shall be appointed in their respective Places in pursuance of this Act; and at such Yearly Meeting, and all succeeding Yearly Meetings, or some Adjournment thereof, the Members present shall elect a Treasurer or Treasurers, Engineer or Engineers, and a Clerk to the said Company; and any General or Special Meeting after the First Yearly Meeting which shall take place from the Completion of the Works, shall and may from Time to Time dismiss, remove, or suspend such Treasurer, Engineer, or Clerk as they shall think fit, and appoint any other Person or Persons in his or their Stead; and the said Offices of Treasurer, Engineer, and Clerk shall be annual Offices from the Period aforesaid; and the Persons appointed to fill the same shall not after the Expiration of the Appointments made by this Act be elected for a longer Period than One Year, or until others shall be appointed in their respective Places; but such Appointments may be renewed at the Pleasure of such General Meeting if they should be desirous of re-electing such Treasurer, Engineer, or Clerk: Provided always, that the said Company shall and they are hereby required to take sufficient Security from every Person who shall be appointed Treasurer, Receiver, or Collector for any of the Purposes of this Act, for the faithful Execution of their respective Offices before they shall enter thereupon respectively.

Appointment  
of Officers of  
the Company.

Treasurer, &c.  
to give Security.

XXXIX. 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 to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of this Act; or to appoint the

Same Person  
not to act as  
Clerk and  
Treasurer.

[Local.]

26 M

Person

Person who may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk to the said Company; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk shall act as Treasurer, or being the Partner of any such Treasurer, shall act as Clerk in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at Westminster, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Treasurer, &c.  
not to issue  
Money with-  
out an Order,  
&c.

XL. 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 signed by the Chairman of the Committee of Management for the Time being, and Two Members at least of the said Committee present at some Meeting of the said Committee of Management.

Proceedings  
to be entered.

XLI. And be it further enacted, That the Orders and Proceedings of every Meeting, as well of the Company as of the Managing Committee, shall be entered by the Clerk in a Book or Books to be kept for that Purpose; and such Orders and Proceedings so entered and signed by the Chairman of the said Meeting and the Clerk of the said Company, shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in Evidence in all Courts, and before all Judges, Justices, and others; and that no Business shall be transacted at any Special General Meeting besides the Business for which it shall have been called; and no other Business shall be transacted at any adjourned Special General Meeting than the Business left unfinished at the Meeting from which such Adjournment took place.

Notice of  
Meetings, &c.  
how to be  
given.

XLII. Provided always, and be it further enacted, That all Notices directed by this Act to be given to the said Proprietors, except where the Mode of giving the same is otherwise provided for, shall be given by Advertisement, inserted in some Newspaper published or circulated in the said Town and Borough of Ipswich, or in such other Mode and Form as the Committee of Management shall for that Purpose direct, and that such Notices shall be deemed and considered the same as personal Notices.

Power to  
break up the  
Soil and  
Pavement of  
Streets, and  
for laying  
Pipes and  
lighting  
Houses, &c.

XLIII. And be it further enacted, That for the Purpose of carrying this Act into Execution, it shall be lawful for the said Company and their Successors, or their Committee of Management for the Time being, and they are hereby fully authorized and empowered, by their Engineer, Servants, Agents, Workmen and others, from Time to Time to make and erect such Buildings, Retorts, Gasometers, Receivers, Cisterns, Engines, Machines and other Works and Apparatus, upon any of the Lands, Tenements, or Hereditaments, which may be purchased for that Purpose as aforesaid, as the said Company or their Committee of Management for the Time being shall from Time to Time deem expedient or proper; and also to erect, set up, place, and affix any Posts, Pillars, Pilasters,

Lamp

Lamp Irons, Lamps, and other Apparatus in any of the said Streets, Lanes, Roads, Passages, and public Places, or upon or against the Walls of any Dwelling Houses or other Buildings therein, either public or private; and also to break up the Soil and Pavement of any Streets, Highways, Roads, Ways, Lanes, Passages and other public Places, or any Part of them, and to dig and sink Trenches and Drains, and lay Mains or Pipes, and put Stop Cocks, Syphons, Plugs, or Branches from such Pipes, and to form, lay, and make any Cuts, Drains, Sewers, Watercourses, Reservoirs, and other Works and Devices, in, under, across, along, and upon such Place or Places as aforesaid, in such Manner as shall be necessary for the Purpose of carrying this Act into Execution, or supplying any such Light as aforesaid; and from Time to Time to alter the Position of and to repair, relay, remake, and maintain such Pipes, Stop Cocks, Syphons, and Plugs, or Branches, Cuts, Drains, Sewers, Watercourses, Reservoirs, and other Works and Devices; and 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 Street, Lane, Road, Passage, or other Place by the said Company, by virtue of this Act in, to, or through any Dwelling House or Houses, Manufactories, public or private Buildings, for the Purpose of lighting the same, or any public or private Lamp from any of such Mains or Pipes, and to erect and set up any other Apparatus necessary or requisite for securing to any Dwelling House or Houses, Manufactories, public or private Buildings, a proper and competent Supply of Gas, or for measuring or 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, and to do all such other Acts, Matters and Things as the said Company and their Successors shall from Time to Time think necessary and convenient for completing and amending, repairing, improving, supplying, and sustaining the same; provided a proper Compensation be made for any Damage which may be done thereby, but nothing herein contained shall authorize or empower the said Company to carry or lay any Pipe or Pipes through or against any Dwelling House or Houses, Manufactory, public or private Buildings, Hereditaments, and Premises, for the Purpose of lighting the same, or any other Dwelling House or Houses, Manufactory, or public or private Buildings, Hereditaments, and Premises, without the previous Consent in Writing of the Owner and Occupier of every such Dwelling House or Houses, Manufactory, public or private Building, Hereditaments, and Premises, through or against which any Pipe or Pipes may be carried or laid for the Purposes aforesaid, nor to authorize or empower the said Company to carry or lay any Pipe or Pipes through, in, or upon any private Lands or Grounds, without the previous Consent in Writing of the Owner and Occupier thereof.

**XLIV.** Provided always, and be it further enacted, That the Workmen employed in laying or repairing any such Mains, Pipes, Plugs, Cocks, Syphons, or Branches, Cuts, Drains, Sewers, Watercourses, Reservoirs, and other Works, shall do as little Damage as may be, and shall forthwith fill in the Trenches, and make good the Pavement and Roads, and carry away the Rubbish occasioned thereby, and repair any Damage arising from any Drains, Sewers, or Cuts which may be made for carrying off the Washings or Waste Liquids, without any Delay; and shall in the mean-

Workmen  
laying Pipes  
to make good  
the Pavement.

Provision in  
case of De-  
fault.

meantime fence or guard and affix Lights during the Night at or near the Place or Places where any Ground shall be opened, in such Manner as to prevent Accidents to Passengers, Cattle and Carriages; provided also, that if there shall be any wilful or negligent Delay in the said Company of Proprietors, or any of their Agents, Officers or Servants, or any other Person or Persons acting by or under their Authority in filling in any such Ground, or removing Rubbish, or making good any such Pavements or Roads, then and in every such Case it shall and may be lawful to and for the said Commissioners acting under the said Act passed in the Fifty-fifth Year of the Reign of His said late Majesty and the Acts therein recited, or their Surveyor or Surveyors, or any other Person or Persons acting by or under the Authority of the said Commissioners, and to and for any other Person or Persons, Body or Bodies Politic, having the Care and Management of the Highways or Turnpike Roads for the Time being where such Delay shall happen, or any other Person or Persons acting by or under his or their Authority, to fill in such Grounds and remove such Rubbish, and to repair and make good the Pavement of any Street, Highway, Way, Lane, Passage or Place so broken up, and that the reasonable Costs and Charges thereof shall be paid by the said Company or their Treasurer; and that in Default of Payment thereof for Ten Days next after Demand shall be made by such Surveyor or other Person acting by or under the Authority of the said Commissioners, Proof of such Demand being made by the Oath or Affirmation of One or more credible Witness or Witnesses, before One or more Justice or Justices of the Peace for the Town and Borough of *Ipswich* aforesaid, 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 Distress and Sale of the Goods and Chattels of the said Company, or such other Person or Persons, together with the Charges of such Distress and Sale by Warrant under the Hand and Seal or Hands and Seals of any such Justice or Justices of the Peace for the said Town and Borough, and which Warrant such Justice and Justices is and are hereby empowered to grant, and such Costs, Charges and Expences shall be paid to such Commissioners or their Treasurer.

For protect-  
ing the Water-  
works, Pipes,  
&c.

XLV. And be it further enacted, That nothing herein contained shall extend or be construed to extend to authorize or empower the said *Ipswich* Gas Light Company, or any other Person or Persons in any Way whatsoever, to interfere with or abridge the Rights or Privileges of any Person or Persons, Bodies Politic or Corporate, having any Right, Privilege, or Power to supply the Inhabitants of the said Town and Borough or the Neighbourhood thereof with Water; and that when and as often as the said Gas Light Company, their Successors or Assigns, or their Servants, Agents or Workmen, shall dig or sink any Trench or Trenches for laying any Pipe or Pipes for the Conveyance of Gas or other Apparatus, or shall open any Ground for the Purposes of this Act, or any of them in, upon, or near to which any Water, Water Pipe or Pipes, for the Supply of any Dwelling House or Building shall be laid, then and on every such Occasion the said Gas Light Company, their Servants, Agents, and Workmen, shall protect and secure such Water Pipe or Pipes from any Injury or Damage, and shall also repair and make good any Damage that shall or may be done to any such Pipe or Pipes on any such Occasion; and in Default of repairing and making good any such Damage, the said Gas Light Company, their Successors or Assigns, shall for each and every such



such Default, forfeit and pay for the Use of the several Proprietors of such Water Pipe or Pipes any Sum not exceeding Twenty Pounds, and also the Costs and Expences which shall have been incurred by any of the Proprietors in and about the protecting and securing of any such Water Pipe or Pipes, or in and about the repairing or making good any Injury or Damage that may have been done thereto by the Means aforesaid, such Costs and Expences to be ascertained by any Justice of the Peace for the said Town and Borough, and to be recovered in the same Manner as any other Expences or Penalty under this Act may be recovered.

XLVI. Provided always, and be it further enacted, That the said Company shall at their own Expence, on the Expiration or Determination of the Tenancy or Tenancies of any such Occupier or Occupiers so giving Consent as aforesaid, or within Twenty-one Days after the Expiration or Determination of such Tenancy or Tenancies, upon receiving Notice in Writing for that Purpose, for or on Behalf of the Owner or Owners, or the succeeding Occupier or Occupiers of any such Dwelling House or Dwelling Houses, Manufactories, public or private Buildings 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 Pipe which shall have been introduced or laid by the said Company of Proprietors in or against any such Dwelling House or Dwelling Houses, Manufactories, public or private Buildings as aforesaid, pursuant to the Power for that Purpose herein-before contained, and repair and make good such Dwelling House or Dwelling Houses, Manufactories, public or private Buildings, where the same shall have been so introduced, any thing herein contained to the contrary thereof in anywise notwithstanding; and in Default thereof it shall be lawful for such Owner or Owners, or such new Occupier or Occupiers, as the Case may require, or any other Person or Persons acting under their, his, or her respective Authorities or Authority, to cause such Pipes, Cocks or Branches to be removed, taken and carried away, and the Dwelling House or Dwelling Houses, Manufactories, public or private Buildings where the same shall have been introduced, to be repaired and made good, and the reasonable Costs and Charges for the same shall be immediately paid by the said Company or their Treasurer for the Time being, to such Owner or Owners, Occupier or Occupiers, as the Case may require; provided nevertheless, that if such reasonable Costs and Charges be not paid within One Calendar Month next after Demand shall be made by such Owner or Owners, Occupier or Occupiers, (Proof of such Demand being made by the Oath of One credible Witness before One Justice of the Peace for the said County of *Suffolk*), all such reasonable Costs and Charges shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, together with the Costs and Charges of such Distress and Sale, by Warrant under the Hand and Seal of One Justice of the Peace of the said County, and which Warrant such Justice is hereby empowered to grant, and such Costs and Charges shall be paid to such Owner or Owners, Occupier or Occupiers, as the Case may require.

Company to remove Pipes, &c. when Tenants quit if required.

XLVII. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which 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 in Writing or by Parol of any such Escape of Gas, cause the most speedy and effectual

For stopping the Escape of Gas.

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 being given of any such Escape of Gas, effectually stop and prevent the Gas from escaping, and fully and satisfactorily remove the Cause of Complaint, that 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 like Manner, and subject to the like Provisions as are herein directed touching the Recovery of other Penalties from the said Company; and the same shall on being so recovered go and be paid to the Commissioners acting under the said recited Acts of the Thirty-third, the Thirty-seventh, and the Fifty-fifth Years of the Reign of His said late Majesty King *George* the Third, or their Treasurer for the Time being.

Commissioners of Pavement empowered to raise, sink, or alter Pipes, &c.

XLVIII. And be it further enacted, That if for the Purposes of the said recited Act of the Fifty-fifth Year of His said late Majesty, or the Acts therein recited, it shall at any Time or Times be deemed necessary or expedient by the Commissioners acting under such Act or Acts, to require the said Company to raise, sink, or otherwise alter the Situation of any of the Mains, Pipes, Stop Cocks, Plugs, Syphons or Branches, which shall be laid down for the Purposes aforesaid, the said Company, shall within Two Calendar Months next after being required so to do, by Notice in Writing to them given by the said Commissioners signed by their Clerk, at the Costs and Charges of the said Company, raise, sink, or alter such Mains, Pipes, Stop Cocks, Plugs, Syphons or Branches, according to such Notice, in such Manner and in such Place or Places as the said Commissioners shall think right and proper; and if the said Company shall neglect or refuse to perform such Work, Matters, and Things as last aforesaid, it shall be lawful for the said Commissioners or their Surveyor, or any other Person by their Authority or under their Order, to cause such Mains, Pipes, Cocks, Plugs, Syphons or Branches to be raised, sunk or altered; and that the reasonable Costs and Charges for doing the same shall immediately thereafter be paid by the said Company or their Treasurer; and in Default thereof the same may be recovered in such and the same Manner as is herein directed with respect to the Recovery of any Penalty from the said Company.

Damages to be made good to the Company.

XLIX. Provided always, and be it further enacted, That if the said Commissioners or their Surveyor or Workmen shall by raising, sinking or altering any of the said Mains, Pipes, Cocks, Plugs, Syphons, or Branches, or in any other Manner, in the Execution of the Powers and Authorities vested in them as such Commissioners, wilfully or negligently do or commit any Damage or Injury thereto, then and in every such Case such Damage or Injury shall be made good by the said Commissioners at their own Costs with all practicable Expedition; and in Default thereof the same may be made good by the said Company, and the Costs, Charges and Expences thereof shall be paid by the said Commissioners to the said Company or their Treasurer, and in Default thereof may be enforced in such Manner as the Costs and Charges lastly herein-before mentioned are hereby authorized to be enforced from the said Commissioners.

L. And

L. And be it further enacted, That if any Person or Persons shall wilfully, wantonly or maliciously remove, take away, destroy, damage or injure any or any Part of any Pipe, Pedestal, Post, Plug, Lamp or other Apparatus, Matter or Thing, belonging to the said Company, or shall wilfully, wantonly or maliciously extinguish or put out any or either of the public Lamps and Lights, and wilfully or maliciously waste any of the Inflammable Air or Gas supplied by the said Company, every Person so offending in any One or either of the Cases aforesaid, and being thereof lawfully convicted on the Oath or Affirmation of One credible Witness, before One or more Justice or Justices for the said Town and Borough of *Ipswich*, shall forfeit and pay to the said Company any Sum not exceeding the Sum of Five Pounds, and Three Times the Amount of the Damage to be ascertained by such Justice or Justices to be done; such Penalty and Damage, together with reasonable Costs to be levied 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; or if it shall appear to the said Justice or Justices either by Confession or otherwise, that the Offender or Offenders hath or have not any Goods or Chattels sufficient to levy such Forfeiture or Damage as aforesaid, such Offender or Offenders shall and may be forthwith committed to the House of Correction or the Common Gaol of the said Town and Borough of *Ipswich*, there to remain for any Time to be fixed not exceeding Three Calendar Months, unless the said Penalty and Damage be sooner paid.

Penalty for  
damaging  
Pipes.

LI. Provided always, and be it further enacted, That no Person shall lay or cause to be laid any Iron, Leaden or other Pipe to communicate with any Pipe belonging to the said Company, without the Consent of the said Company under their Common Seal first had and obtained; nor use Burners of larger Dimensions or of a different Form, nor more in Number than he, she or they shall respectively contract or pay for, or supply any Inhabitant, Lodger or other Person with any Part of such Gas, on Pain of forfeiting and paying to the said Company the Sum of Five Pounds, and also the further Sum of Forty Shillings a Day for every Day such Pipe shall so remain, or such Burners be used, or such fraudulent Consumption of Gas shall be continued; to be recovered by Distress and Sale of the Offenders Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace for the Town and Borough of *Ipswich* aforesaid, and which Warrant such Justice or Justices is and are hereby required and empowered to grant; and the Surplus, after such Penalty or Forfeiture 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 Forfeiture shall not forthwith be paid, it shall be lawful for such Justice or Justices to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction in and for the Town and Borough of *Ipswich* aforesaid, there to remain without Bail or Mainprize for such Time as such Justice or Justices shall direct, not exceeding Three Calendar Months, unless such Forfeiture and all reasonable Charges shall be sooner paid and satisfied; and it shall be lawful for the said Company of Proprietors if they shall so think fit, to take off the Gas from the House and Premises of the Person or Persons so offending by such fraudulent Consumption of Gas as aforesaid, notwithstanding any Contracts or Agreements which may have been previously entered into.

No Pipes of  
Communica-  
tion to be laid  
without Con-  
sent of the  
Company.

LII. And

Rémedy for  
Recovery of  
Rents.

LII. And be it further enacted, That in case any Person or Persons who shall contract with the said Company, or agree to take, or shall use or enjoy the Benefit of the said Gas in, upon, or about their Dwellings, Shops, Inns, Taverns or other Buildings or Manufactories, shall refuse or neglect for the Space of Ten Days after Demand, to pay the Sum or Sums of Money then due for the same to the said Company, according to the Terms and Stipulations with the said Company, it shall be lawful for the said Company or their Clerk, Engineer or Superintendant, or any Person or Persons acting by or under their Authority, by Warrant under the Hand and Seal or Hands and Seals of any One or more of the Justices of the Peace for the said Town and Borough of *Ipswich*, to levy the said Sum or Sums in respect whereof such Refusal or Neglect shall happen, by Distress and Sale of the Goods and Chattels of the Person or Persons so neglecting or refusing to pay the same, rendering the Overplus (if any) to such 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*, or in any Court in the said Borough of *Ipswich*, wherein Debts may be recovered.

Gas to be sup-  
plied cheaper  
than Oil  
Light.

LIII. Provided always, and be it further enacted, That the said Company shall and they are hereby directed and required to supply all the public Streets, Lanes, Passages and other public Places in the said Town and Borough and Liberties thereof, with Gas of such Quality as shall at all Times afford a cheaper and better Light than could be obtained from Oil; and whenever the said Company shall fail so to do, the Powers and Authority hereby given to the said Company to break up the Soil or Pavement of any Street, Highway or Place in the said Town and Borough and the Liberties thereof, shall from thenceforth cease and determine; and every Contract or Agreement which shall be entered into for lighting with Gas any public Street, Lane or other public Place by the said Company, shall contain a Clause providing that it shall be obligatory on the said Company that such Street, Lane or other public Place shall at all Times be better and cheaper lighted by the said Company than could be done by Oil; and the Branch or Service Pipes which shall be put up by the said Company for lighting the Streets and other public Places of the said Town and Borough and the Liberties thereof, shall be kept fully charged with Gas, and the Stop Cocks 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.

Proviso, im-  
posing Penal-  
ty on Com-  
pany for con-  
veying Wash-  
ings into any  
River, &c.

LIV. Provided always, and be it further enacted, That if the said Gas Light Company shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow any Washings or other waste Liquids, Substances or Things whatsoever, which shall arise or be produced in the Prosecution of the Works of the said Gas Light Company, into any River, Brook, or running Stream, Reservoir, Aqueduct, Feeder, Pond, or Spring Head, belonging to or used or intended for the Supply of Water by any Corporation or Company established for the Supply of Water to the Inhabitants of any of the Parishes or Places in the said Town and Borough, or belonging to or used or intended for the Supply of Water by any other Corporation, or other Person or Persons whomsoever to the Inhabitants of any such Parishes or Places, or do or cause to be

done any Annoyance, Act, or Thing to the Water contained in any such River, Brook, or running Stream, Reservoir, Aqueduct, Water Way, Feeder, Pond or Spring Head, whereby the said Water or any Part thereof shall or may be soiled, fouled or corrupted, then in each and in every such Case the said Gas Light Company 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 in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than One Imparlance shall be allowed; and One Moiety thereof shall be paid to the Person or Persons who shall sue for the same, and the other Moiety to the Corporation or Company, or other the Person or Persons against whom any such Annoyance, Act, or Thing shall have been done or committed: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Twelve Calendar Months from the Time of such Penalty being incurred; provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances or Things shall be 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, Aqueduct, Water Way, Feeder, Pond, or Spring Head belonging to or used or intended for the Supply of Water by any such Corporation or Company established for the Supply of Water as aforesaid, or any other Corporation or other Person or Persons whomsoever, 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 such Corporation or Company established as aforesaid, or any other Corporation or other Person or Persons to whom the same shall belong, or used or intended as aforesaid, or by any other Person or Persons whatsoever on their or his Behalf, to the said Gas Light Company, and the said Gas Light Company shall not within Twenty-four Hours after such Notice shall have been given to them as aforesaid, stop, hinder, or prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances or Things from being drained, conducted or conveyed, or from running or flowing in Manner aforesaid, and every such other Annoyance, Act, or Thing from being done as aforesaid, then and in every such Case the said Gas Light Company 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 drained, conducted or conveyed, or caused or suffered to run or flow in Manner aforesaid, or such other Annoyance, Act, or Thing shall be so done or caused to be done as aforesaid; and such Penalty shall and may be recovered, levied and applied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered, levied, and applied.

LV. Provided also, and be it further enacted, That it shall be lawful for the said Company at any Time after the Tide in the River *Orwell* next the said Town of *Ipswich* shall have ebbed One Half Hour, to drain or convey or cause to be drained or conveyed into the said River, any Washings or other waste Liquids, Substances or Things whatsoever which shall arise or be produced in the Prosecution of the Works of the said Company; provided nevertheless, that if the said Company shall drain or convey or cause to be drained or conveyed any such Washings or other

Directing at what Time Washings shall be conveyed into the River *Orwell*.

[Local.] 26. O—P. Liquids,

Liquids, Substances or Things into the said River before the Tide shall have so ebbed Half an Hour, such Company shall forfeit and pay for each and every Offence the Sum of Two hundred Pounds; and such Penalty shall and may be sued for, recovered, levied and applied in such and the same Manner as any other Penalty or Forfeiture is by this Act directed to be sued for, recovered, levied, and applied.

Directing what may be deemed a Service of Notice, &c. in the Company.

LVI. 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 Notice or Notices upon the said Company, or any Writ or Writs, or other legal Proceedings, the Service thereof upon any Member of the said Committee of Management, or left at his usual Place of Abode, or upon the Clerk of the said Company or at the Office of such Clerk, or left at his last or usual Place of Abode, or at the Office of the said Company, or in case the same respectively shall not be found or known, then Service upon any Agent or other Officer employed by the said Company or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

For compelling the Attendance of Witnesses, and respecting Services of Notices.

LVII. And be it further enacted, That if any Person or Persons shall be summoned as a Witness or Witnesses to give Evidence before any Justice or Justices of the Peace 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, after having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges and Expences, refuse or neglect to appear from Time to Time, at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for his, her, or their Refusal or Neglect of appearing, or shall refuse to be examined upon Oath, such Person or Persons not being a Quaker or Quakers, or being a Quaker or Quakers shall refuse to be examined upon his, her or their solemn Affirmation (which Oath or Affirmation such Justice or Justices is and are hereby authorized and required to administer), and to give Evidence before such Justice or Justices of the Peace, then and in every such Case such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds; and that in all Cases of Notices and Summonses by this Act directed, or required to be given or served, which shall or may be necessary for carrying into Execution any of the Powers of this Act, the Services of any such Notices or Summonses, either on the Person or Persons to whom the same ought to be given, or leaving the same, or a true Copy thereof at his, her, or their Dwelling House, or usual or last Place of Abode, shall be good and sufficient Service of all and every such Notices or Summonses.

Recovery and Application of Penalties.

LVIII. And be it further enacted, That all Penalties and Forfeitures by this Act imposed, or by any Rule, Order or Bye Law made in pursuance thereof, in relation to which the Manner of convicting the Offenders is not particularly mentioned or directed, shall be adjudged by and recovered before any Justice or Justices of the Peace for the said Town and Borough of *Ipswich* in a summary Way, and who is and are hereby authorized and empowered to convict the Offender or Offenders upon Information, by the Oath or Affirmation of any Person or Persons, or on the Confession of the Party offending (which Oath or Affirmation such Justice is hereby authorized to administer); and that in default of Payment of such Penalties or Forfeitures, the same shall be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of

such Justice or Justices, rendering the Overplus (if any) on Demand, to the Party or Parties whose Goods and Chattels shall be so distrained (the reasonable Charges of such Distress and Sale being first deducted), and One Moiety of the Penalties and Forfeitures when recovered shall be paid to the Informer, and the other Moiety thereof shall be paid to the Treasurer of the said Gas Light Company for the Use and Benefit of the said Company; and in case sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be forthwith paid, it shall be lawful for such Justice or Justices, and he and they is and are hereby authorized and required 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 or Justices for his, her, or their Appearance before such Justice or Justices, 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 Ten Days from the taking of any such Security), and which Security the said Justice or Justices is and are 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 thereupon, then and in such Case it shall be lawful for such Justice or Justices of the Peace, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal, or Hands and Seals, to commit such Offender or Offenders to the Common Gaol or House of Correction for the Town and Borough of Ipswich aforesaid, there to remain for any Time not exceeding Three Calendar Months, unless such Penalty or Forfeiture shall be sooner paid and satisfied.

LIX. And be it further enacted, That if any Witness or Witnesses who shall be examined by or before any Justice of the Peace or otherwise under this Act, upon Oath or solemn Affirmation, shall wilfully and corruptly give false Evidence, and shall be thereof convicted, he, she or they so giving false Evidence shall be subject to the same Punishment as if he, she, or they had been convicted of wilful and corrupt Perjury.

Persons giving false Evidence to be punished.

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

‘ Town and Borough of } BE it remembered, That on the  
 ‘ Ipswich to wit. } Day of in the Year of  
 ‘ our Lord One thousand eight hundred and  
 ‘ is [or, are,] convicted before me [or, us, as the Case may be]  
 ‘ of His Majesty’s Justices of the Peace for the said Town and Borough of  
 ‘ Ipswich, by virtue of an Act passed in the Second Year of the Reign of  
 ‘ King George the Fourth, intituled *An Act [here insert the Title of this*  
 ‘ *Act]* of having [specifying the Offence, and the Time and Place when and  
 ‘ where the same was committed, as the Case shall be,] contrary to the said  
 ‘ Act, and for which Offence, I [or, we, as the Case shall be] do adjudge  
 ‘ the said to have forfeited the Sum of  
 ‘ Given under my Hand and Seal [or, our Hands and  
 ‘ Seals] the Day and Year first above written.’

Form of Conviction.

LXI. And be it further enacted, That no Person or Persons, Body or Bodies Politic or Corporate, shall be subject or liable to the Payment

Proceedings to be within Six Calendar Months.

ment of any of the Penalties or Forfeitures inflicted by virtue of this Act for any Offence or Offences against this Act, unless Information respecting such Offence or Offences shall have been lodged before a Magistrate within Six Calendar Months next after such Offence is committed.

Appeal.

LXII. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any thing done or to be done in pursuance of this Act, or by any Bye Law, Rule, or Order to be made in pursuance hereof, (and for which no particular Method of Relief is herein-before appointed), such Person or Persons may appeal to the Justices of the Peace for the said County of *Suffolk* at their General Quarter Sessions to be holden at *Ipswich* aforesaid, within the Space of Four Calendar Months next after the Cause of Appeal shall have arisen, such Appellant or Appellants first giving or causing to be given Fourteen Days Notice at least of his, her, or their Intention to bring such Appeal, and of the Cause thereof, to the said Company or other the Respondent or Respondents, and within Ten Days next after such Notice given entering into a Recognizance before One of His Majesty's Justices of the Peace for the said County, with Two sufficient Sureties conditioned to try such Appeal at such General Quarter Sessions, and to abide the Order of and to pay such Costs as shall be awarded by the Justices at such Sessions; and the said Justices at such Sessions, upon due Proof of such Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and shall award such Costs to either Party as they shall think proper; and the Determination of the Justices at such Sessions shall be final, binding, and conclusive upon all Parties.

Nothing in this Act to prevent Company from being indicted for a Nuisance.

LXIII. 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 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 Method which shall be employed by them for furnishing such Lights as aforesaid, as a public or private Nuisance, or from bringing any Actions against the said Company, or any of their Officers, Servants, or Workmen for any Injury sustained by reason of any such Works or Method of Lighting, whether such Injury shall proceed from the Nature of such Method of Lighting or the Carelessness or Want of Skill of the Persons employed therein or from any other Cause whatsoever.

Expences of the Act how to be paid.

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

Public Act.

LXV. 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, without being specially pleaded.