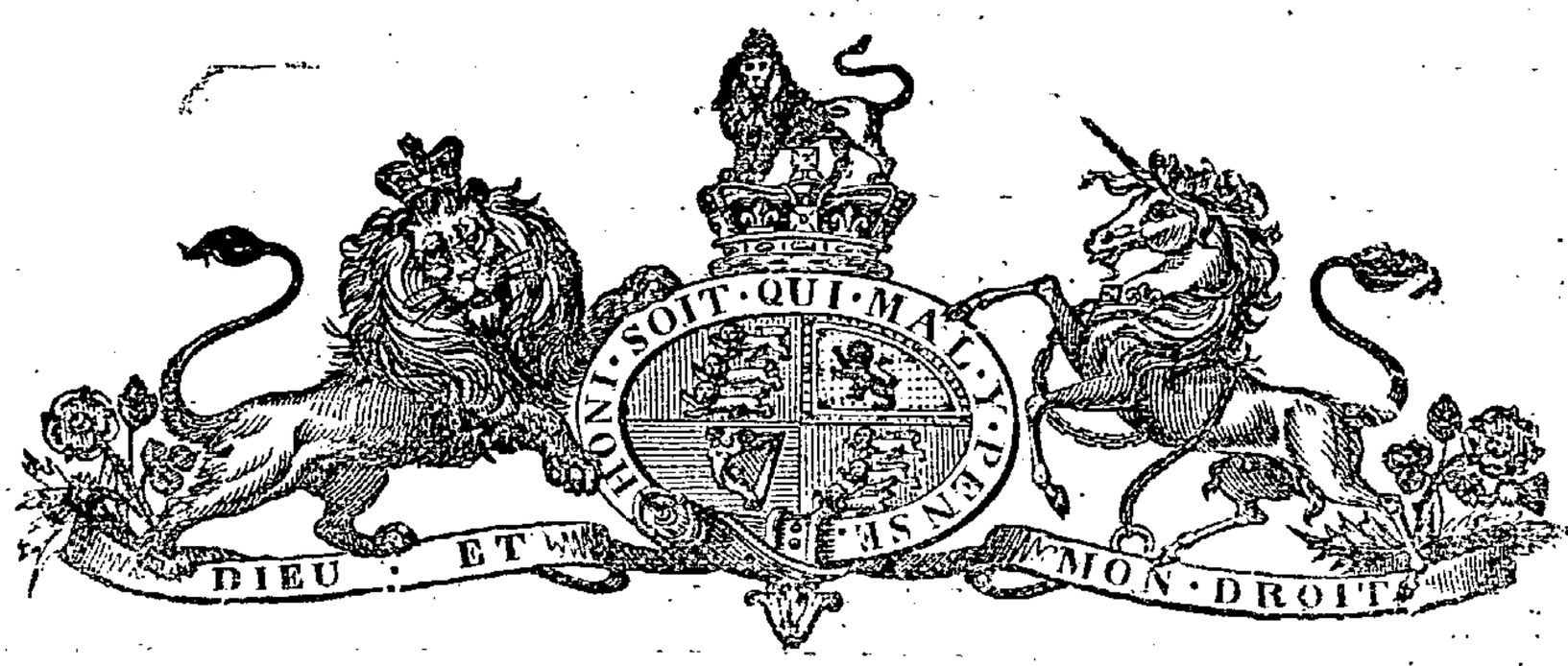

ANNO TRICESIMO PRIMO & TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

* * *

Cap. xl.

An Act for enabling the *Brentford* Gas Company to raise additional Capital; to construct new Works; to vary and extend the Limits of Supply; and for other Purposes. [25th *June* 1868.]

WHEREAS by "The *Brentford* Gas Act, 1858," (in this Act called "the Act of 1858,") the Acts relating to the *Brentford* Gas Company (in this Act called "the Company") were consolidated and amended, and their Capital was declared to be the Aggregate of the following Sums; (that is to say,) the Sum of Fifty-eight thousand five hundred Pounds Consolidated Stock, and the Sum of Thirty-one thousand two hundred Pounds Consolidated Stock, respectively vested as therein mentioned, and any further Sum from Time to Time raised by new Shares under that Act, and the Company were authorized to raise by new Shares, in addition to the Sum of Eighty-nine thousand seven hundred Pounds Consolidated Stock, a further Sum of Ninety thousand Pounds, and to borrow on Mortgage or Bond the Sums of Thirty thousand Pounds and Twenty thousand Pounds respectively in manner therein specified, which several Sums make a Total of Two hundred and twenty-nine thousand seven hundred Pounds, and the Company have raised and borrowed the whole of those Amounts, and expended them for the Purposes of their Undertaking: And 21 & 22 Vict. c. xliv.

whereas the District which the Company are authorized by the said Act to supply with Gas is very extensive, and the Population and Buildings within such District are rapidly increasing, and the Company are required Year by Year to furnish a larger Supply, and have from Time to Time to enlarge their Works and spend further Capital to keep pace with the increased Demand, and their present Works are now fully occupied, and the whole of their authorized Capital raised and expended on their Undertaking, and it is expedient that they should be authorized to raise further Sums of Money and to purchase more Lands, and to erect new and additional Works thereon, to enable them to fulfil the Purposes of their Incorporation: And whereas the Lands situate in the Parish of *Hayes* in the County of *Middlesex*, and more particularly described in the Schedule B. to this Act, are well adapted for the Purposes of the Company's Undertaking, and it is expedient that the Company should be authorized to purchase the same by Agreement: And whereas the said Lands are situate beyond the Limits within which the Company are authorized to supply Gas, and it is expedient that the Company should be empowered to extend their Limits of Supply so as to include the several Parishes and Places lying between their present Limits and their proposed new Works, which are to a considerable Extent now unsupplied with Gas, (that is to say,) *Norwood, Southall, Harlington, Cranford, East Bedfont*, and *Greenford*, all in the County of *Middlesex*, and so much of the Parish of *Hayes* in the said County as lies to the South of the *Grand Junction* Canal, and East or South-east of the *Paddington* Branch of the said Canal, and to amend the Limits of Supply already authorized so as to accord with the Limits assigned by Parliament to other Companies: And whereas it is expedient to enlarge the Company's Powers with reference to their Residual Products and Refuse Material from the Manufacture of Gas: And whereas the Objects of this Act cannot be attained without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Short Title.

1. This Act may be cited for all Purposes as "The *Brentford* Gas Act, 1868."

8 & 9 Vict. cc. 16. & 18., 10 & 11 Vict. c. 15., and 23 & 24 Vict. c. 106. incorporated.

2. "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," and "The Gasworks Clauses Act, 1847," are (except where expressly varied by this Act) incorporated with and form Part of this Act; provided that this Act shall not authorize the Purchase of Lands otherwise than by Agreement.

3. The

3. The Parts I., II., and III. of "The Companies Clauses Act, 1863," relating respectively to Cancellation and Surrender of Shares, to additional Capital, and to Debenture Stock, are (except where expressly varied by this Act) incorporated with and form Part of this Act.

Parts of 26 & 27 Vict. c. 118. incorporated.

4. In this Act the several Words and Expressions to which Meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective Meanings, unless there be something in the Subject or Context repugnant to such Construction; the Expression "the Company" means "the *Brentford* Gas Company," and the Expression "Superior Courts" or "Court of competent Jurisdiction," or any other like Expression in this Act or any Act wholly or partially incorporated herewith, shall be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute.

Same Meanings to Words in incorporated Acts as in this Act.

Interpretation of Terms.

5. Section 4 of the Act of 1858, defining the Limits within which the Company are authorized to supply Gas, is hereby repealed; and from and after the passing of this Act the Limits of the District to be supplied with Gas by the Company shall comprise the Parishes and Parts of Parishes following; (that is to say,)

Variation and Extension of Limit for Supply of Gas.

The whole of *Old* and *New Brentford*; that Part of *Fulham* which comprises the Road leading from *Brentford* through the *Broadway*, *Hammersmith*, to *High Street*, *Kensington*; those Parts of *Hammersmith* and *Acton* which are situated to the West of the *West London* Railway to a Point opposite the "*North Pole*" (Public House), at *Wormwood Scrubbs*, thence South of an imaginary Line drawn from the said Point on the *West London* Railway across the *Scrubbs* in a Westerly Direction to the Bridge carrying *Horn Lane* over the *Great Western* Railway, thence up and including both Sides of *Horn Lane*, and along and including the Footpath leading from *Horn Lane* to the *Paddington* Canal to the Boundary of the Parish of *Acton* where it crosses the said Footpath; the whole of *Ealing*, *Hanwell*, and *Greenford*; that Part of *Hayes* which lies to the South of the *Grand Junction* Canal and to the East or South-east of the *Paddington* Branch of the said Canal; the whole of *Cranford*, *Harlington*, *East Bedfont*, *Heston*, *Isleworth*, *Twickenham*, and *Chiswick*, all in the County of *Middlesex*:

The whole of *Kew* and *Barnes*; that Part of *Mortlake* which lies to the East of the Boundary Line of the District of the *Richmond* Gas Company which is defined in "The *Richmond* Gas Act, 1867," Section 4, as follows: "An angular Line from "the

" the Point in *Blind* or *Sandy Lane* where the Parishes of " *Richmond*, *Mortlake*, and *Kew* unite to that Part of the " *Mortlake Road* where it turns and leads to *Kew* by *Brick* " *Stables*, and thence proceeding in a straight Line to *Blind* " *Lane* in the Parish of *Mortlake*, and thence by the Road " leading to *East Sheen Common* and along the Edge of the " said Common to the Wall of *Richmond Park*;" and that Part of *Putney* which lies to the West of the Boundary of the District of the *Wandsworth and Putney* Gaslight and Coke Company, which starting from the Junction of *Putney Park Lane* with the *Upper Richmond Road* runs in a South-easterly Direction to the East Side of *Ashburton House*, thence in a direct Line to the South-eastern Angle of the National Schools, and thence parallel to and Northward of the *Alton Road* as far as the Boundary of *Richmond Park*, and following the said Boundary to *Baveley Bridge* in the *Kingston Road*, all in the County of *Surrey*.

Power to raise additional Capital by new Shares, &c.

6. The Company may from Time to Time raise (in addition to their present Capital) any further Sums not exceeding in the whole Two hundred and fifty thousand and three hundred Pounds by the Creation of new Ordinary Shares or Stock, or new Preference Shares or Stock, or (at the Option of the Company) by both of these Modes, making the aggregate Stock and Share Capital of the Company Four hundred and thirty thousand Pounds.

Shares not to issue until One Fifth paid up.

7. The Company shall not issue any Share or Stock created under the Authority of this Act, nor shall any Share or Stock vest in the Person accepting the same, unless and until a Sum not being less than One Fifth of the Amount of such Share or Stock shall have been paid in respect thereof.

Calls.

8. One Fifth of the Amount of a Share shall be the greatest Amount of a Call, and Three Months at least shall be the Interval between successive Calls, and Three Fourths of the Amount of a Share shall be the utmost aggregate Amount of the Calls made in any Year upon any Share.

Preference Shareholders not to vote except with Consent of Company.

9. No Person shall be entitled to vote in respect of any Stock or Share to be created under this Act to which a preferential Dividend shall be assigned, unless the Company shall at the Time of the Creation and Issue of such Preference Stock or Shares have determined otherwise.

Privileges, &c. of the Holders of new Capital.

10. The new Capital from Time to Time raised by the Company under this Act by Shares or Stock shall be Part of the general Capital

Capital of the Company, and, save as herein or in the Acts incorporated herewith otherwise provided, the Holders of Shares or Stock in the additional Capital by this Act authorized to be raised shall be entitled to the like Rights of voting, and other Rights, Qualifications, and Privileges, in proportion to the Amount of their Shares or Stock from Time to Time paid up, and be subject to the like Provisions, Forfeitures, and Liabilities, as the Holders of Shares or Stock in the Capital of the Company under the Act of 1858.

Limit of Dividends on Preference Capital.

11. The Company shall not in respect of any One Year pay out of their Profits any larger Dividend on any Part of their Capital raised or to be raised by Preference Shares or Stock than Six Pounds in respect of every Hundred Pounds actually paid of such Capital.

Limiting Dividends on Ordinary Capital.

12. The prescribed Rate of the Profits to be divided amongst the Shareholders or Stockholders in any Year upon the Ordinary Shares or Stock of the Company's Capital shall be as follows; (that is to say,)

The Rate of Seven Pounds in the Hundred by the Year on the Amount from Time to Time paid upon such Shares or Stock so long as the Company's maximum Charge for Gas shall exceed Four Shillings and Sixpence *per* One thousand Cubic Feet in the Limits of the District defined by the Act of 1858, or Five Shillings and Sixpence *per* One thousand Cubic Feet in any other Part of the District as extended by this Act;

The Rate of Eight Pounds in the Hundred by the Year so long as such maximum Charge shall not exceed Four Shillings and Sixpence *per* One thousand Cubic Feet in the said District as defined by the Act of 1858, and Five Shillings and Sixpence *per* One thousand Cubic Feet in any other Part of the said District as extended as aforesaid;

The Rate of Nine Pounds in the Hundred by the Year so long as such maximum Charge shall not exceed Four Shillings *per* One thousand Cubic Feet in the said District as defined by the Act of 1858, and Five Shillings *per* One thousand Cubic Feet in any other Part of the said District as extended as aforesaid; and

The Rate of Ten Pounds in the Hundred by the Year so long as such maximum Charge shall not exceed Three Shillings and Ninepence *per* One thousand Cubic Feet in the said District as defined by the Act of 1858, and Four Shillings and Ninepence *per* One thousand Cubic Feet in any other Part of the said District as extended as aforesaid.

Receipts on behalf of incapacitated Persons.

13. If any Money be payable to any Shareholder being a Minor, Idiot, or Lunatic, the Receipt of his Guardian or Committee, as the Case may be, shall be a sufficient Discharge to the Company for the same.

Power to borrow on Mortgage.

14. The Company may from Time to Time, in addition to the Sum of Fifty thousand Pounds authorized to be borrowed by the Act of 1858, borrow on Mortgage in respect of every Twenty thousand Pounds of the additional Capital by this Act authorized any Sums not exceeding in the whole Five thousand Pounds for every Twenty thousand Pounds of such additional Capital.

Restriction on borrowing.

15. Provided that no Part of the respective Sum of Five thousand Pounds to be so borrowed shall be borrowed until the whole of the respective Twenty thousand Pounds of Capital in respect of which it is to be borrowed is subscribed for, issued, and accepted, and One Half thereof is paid up, and the Company prove to the Justice who is to certify under Section 40 of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that the whole of the respective Twenty thousand Pounds of Capital has been subscribed for, issued, and accepted, and One Half thereof has been paid up, and not less than One Fifth Part of the Amount of every separate Share and Portion of Stock has been paid on account thereof before or at the Time of the Issue or Acceptance thereof, and that the respective Twenty thousand Pounds of Capital was issued *bonâ fide*, and is held by the Subscribers or their Assigns, and that such Subscribers or their Assigns are legally liable for the same; and upon Production to such Justice of the Books of the Company, and of such other Evidence as he shall think sufficient, he shall grant a Certificate that the Proof aforesaid has been given, which shall be sufficient Evidence thereof.

Existing Mortgages to have Priority.

16. All Mortgages and Bonds granted by the Company in pursuance of the Act of 1858, and subsisting at the Time of the passing of this Act, shall during the Continuance thereof have Priority over all Mortgages granted in pursuance of this Act.

Sect. 52 of Act of 1858, as to Appointment of a Receiver, repealed.

17. Section 52 of the Act of 1858 authorizing Mortgagees of the Company to enforce Payment of Arrears of Interest, or of Principal and Arrears of Interest, by the Appointment of a Receiver, is hereby repealed, but subject and without Prejudice to any Appointment of a Receiver heretofore made, or Proceedings taken under or by virtue of the said Section and in force or pending at the Time of the passing of this Act.

Arrears may be enforced by Appoint-

18. The Mortgagees of the Company may enforce Payment of Arrears of Interest or Principal, or Principal and Interest, due on their

their Mortgages, by the Appointment of a Receiver; and in order to authorize the Appointment of a Receiver in respect of Principal, or Principal and Interest, the Amount owing to the Mortgagees by whom the Application for a Receiver is made shall not be less than Five thousand Pounds in the whole. ment of a Receiver.

19. The Company may create and issue Debenture Stock, and the prescribed Rate of preferential Interest shall be Five Pounds *per Centum per Annum.* Debenture Stock.

20. All Monies raised under this Act, whether by Shares, Debenture Stock, or borrowing, shall be applied only for the Purposes of this Act and of the Act of 1858 as amended by this Act. Application of Monies.

21. Sections 58, 59, 60, and 61 of the Act of 1858 are hereby repealed, and after the passing of this Act all the Gas supplied by the Company shall be of such Quality as to produce from an Argand Burner having Fifteen Holes and a Seven-inch Chimney, and consuming Five Cubic Feet of Gas *per* Hour, a Light equal in Intensity to the Light produced by Fourteen Sperm Candles of Six in the Pound, each burning One hundred and twenty Grains *per* Hour, and shall be so far free from Ammonia and Sulphuretted Hydrogen as not to discolour either Turmeric Paper or moistened Test Paper imbued with Acetate or Carbonate of Lead when those Tests are exposed for One Minute to a Current of Gas issuing under a Pressure of Five Tenths of an Inch of Water. Quality and Purity of Gas.

22. The Gas supplied by the Company shall not contain more than Twenty Grains of Sulphur in any Form in One hundred Cubic Feet of Gas, and in ascertaining and estimating for the Purposes of this Act the Quantity of Sulphur contained in the Company's Gas the Process to be adopted shall, unless otherwise agreed upon between the Company and the Vestries of *Barnes* and *Mortlake,* be that known as Dr. *Letheby*'s Sulphur Test, the Description of which is as follows; (that is to say,) the Gas shall be burnt from a *Leslie*'s Burner at the Rate of not more than One Cubic Foot of Gas *per* Hour, and the Production of the Combustion of the Gas shall be conveyed, together with an Excess of the Vapour of Ammonia, into a Glass Receiver, where the condensible Products shall be condensed, and the Sulphur therein contained shall be estimated as Sulphate of Baryta according to the recognized chemical Methods of thus estimating Sulphur: Provided nevertheless, that if under or in pursuance of any Act or Acts of Parliament to be passed during the present or any future Session the Quantity of Sulphur permitted in Gas to be supplied in the Metropolis, or the Method of ascertaining and estimating the same, shall be other than that herein- As to Sulphur in Company's Gas.

herein-before prescribed with respect to the Gas supplied by the Company, then the Provisions or Regulations with respect to the Quantity of Sulphur, and the Method of ascertaining and estimating the same, applicable to the Gas supplied to the Metropolis, shall apply to the Gas to be supplied by the Company in lieu of the Provisions herein-before contained.

Testing Meter at the Company's Works.

23. The Company shall provide and at all Times after the passing of this Act maintain in some convenient Part of their Works, so placed as to afford a Test for all the Gas supplied by the Company, a proper and sufficient Testing Meter furnished with an Argand Fifteen-hole Burner and a Seven-inch Chimney, or other approved Burner and Chimney, capable of consuming Five Cubic Feet of Gas an Hour, with other Apparatus proper and sufficient for testing the illuminating Power and Purity of the Gas; and the Company shall at all Times keep and maintain the Testing Meter and Apparatus in good Repair and working Order, and if and when necessary renew the same.

Testing Meter in the Parish of Mortlake.

24. The Company shall at their own Expense, within Twelve Months after the passing of this Act, provide or cause to be erected in some suitable Place in the Parish of *Mortlake* a like proper and sufficient Testing Meter and Apparatus for testing the illuminating Power and Purity of their Gas, and shall at all Times keep and maintain the same in good Repair and working Order, and if and when necessary renew the same.

Power to Vestries of Barnes and Mortlake to erect experimental Meter for testing the Gas.

25. The Vestry of *Barnes* and the Vestry of *Mortlake* respectively may at their own Expense, out of any Highway Rates raised in those respective Parishes, provide or cause to be erected in a suitable Place within the Parish of *Mortlake*, as near as conveniently may be to the Site of the Testing Meter to be provided by the Company under the last preceding Section, a Testing Meter furnished with a Burner of the Description herein-before specified, and other necessary Apparatus for testing the illuminating Power and Purity of the Gas; and those Vestries respectively may, at the like Expense, at all Times keep and maintain the said Testing Meter and Apparatus in good Repair and working Order, and from Time to Time renew the same.

Power to Vestry to test Gas.

26. The Vestry of *Barnes* and the Vestry of *Mortlake* respectively, or, on the Application in Writing of any Consumers of the Gas of the Company, not being less than Five in Number, any Two Justices, may from Time to Time appoint some competent Person to test the illuminating Power and Purity of the Gas, and the Person so appointed, on giving Three Hours previous Notice in Writing to the

the Manager of the Company served personally upon him, or Six Hours previous Notice in Writing left at the Works of the Company, may at any reasonable Hour on producing the Order, and in the Presence of the Manager or other Officer of the Company, if the Company so require, and the Manager or other Officer be in attendance, and if not, then in his Absence and by means of the Testing Meter and other Apparatus by this Act required to be provided by the Company, either at the Company's Works or in the Parish of *Mortlake*, or by means of the Testing Meter and Apparatus provided by a Vestry as aforesaid, at the Option of the Person appointed, test the illuminating Power and Purity of the Gas, and the Company and their Officers and Servants shall afford all proper and sufficient Facilities for the testing.

Penalty if inferior Gas supplied.

27. If and whenever it is proved to the Satisfaction of any Two Justices not being Shareholders of the Company, after hearing the Parties, that the illuminating Power or Purity of the Gas supplied by the Company did not, when so tested, equal the illuminating Power or Purity by this Act prescribed, or that the Company or their Officers failed to afford the prescribed Facilities, or prevented or hindered the testing of the Gas, then and in every such Case the Company shall forfeit any Sum not exceeding Twenty Pounds, as the Justices determine.

Service Pipes to be kept fully charged, &c.

28. The Company shall, unless prevented by necessary Repairs or unavoidable Accident, at all Times keep their Branch or Service Pipes fully charged with Gas, and the Stopcocks so turned as not to prevent the Branch or Service Pipes from being at all Times filled with Gas.

Pressure of Gas.

29. All Gas supplied by the Company to every private Customer shall (except in case of Accidents or Repairs) from Midnight to Sunset be supplied at such Pressure as to balance a Column of Water not less than Six Tenths of an Inch in Height, and from Sunset to Midnight a Column of Water not less than Eight Tenths of an Inch in Height, at the Main, as near as may be to the Junction of the Service Pipe supplying the Customer's House or Premises; and if the Company fail in any Case to comply with the Requirements of this Section they shall for each Day on which they so fail be liable to a Penalty not exceeding Ten Pounds.

Cost of testing.

30. In the event of any such Penalty being imposed on the Company, the Costs of all Parties of and attending the testing of the Gas, including the Remuneration to be paid to the Person so testing the Gas and the Costs of the Proceedings before the Justices, shall be ascertained by the Justices, and shall be paid by the Company; but

but in the event of no such Penalty being imposed on the Company, then those Costs shall be ascertained by the Justices, and shall be paid by the Vestry or by the Consumers at whose Instance the testing was made, as the Case may be, and in either Event the Costs so ascertained shall be paid or levied accordingly.

Maximum Charge for Gas.

31. Section 63 of the Act of 1858 limiting the Charge for Gas is hereby repealed, and the Company shall not charge for any Gas within the District now supplied by them after a greater Rate than Five Shillings for One thousand Cubic Feet, nor in any other Part of their District as defined by this Act after a greater Rate than Six Shillings for One thousand Cubic Feet.

Compelling Company to supply Consumers.

32. The Company shall, at the Request of any Owner or Occupier of any House, Part of a House, Factory, or Premises, or of any public Body or public or private Company having Premises, within One hundred Feet of which any Main Pipe of the Company shall be laid, furnish to such Owner or Occupier, Body or Company, a Supply of Gas for such House, Factory, or Premises at a Rate not exceeding the Rate by this Act limited; and if the Company fail to supply such Gas to any such Owner or Occupier, Body or Company, then and in every such Case, on Proof before any Two Justices of such Failure, and that the Company had no sufficient Excuse for such Failure, the Company shall forfeit any Sum not exceeding Five Pounds, as the Justices think fit, for every Day such Failure shall have existed and be allowed to continue: Provided always, that the Company shall not be bound to supply any Gas under the foregoing Provision unless reasonable Security for Payment for the Gas to be supplied for Six Months be given, if required by the Company in Writing under the Hand of any of their Officers, at the Cost of the Person or Persons requiring such Supply of Gas: Provided also, that the Company alone shall be entitled to lay on all the Services up to the Meter used by each Consumer, and to attach the Service Pipe thereto, paying the Expenses thereof from their nearest Main up to the Premises of the Consumer, provided the Length of such Service Pipe does not exceed Thirty Feet, but if it exceed that Length then the Expense thereof beyond that Length, and also in every Case the Expense of the Service Pipe from the Boundary of the Consumer's Premises up to and of fixing to the Meter, shall be paid by the Consumer, and the estimated Cost thereof, if required by the Company, shall be paid in advance by such Consumer, and in case of a Dispute between the Company and such Consumer as to such Costs the same shall be settled by any Two Justices.

Company to supply Gas to public Lamps.

33. The Company shall and they are hereby required from Time to Time and at such Times as they may be called upon so to do by the

the Vestry of any Parish within their District as defined by this Act, or other the Persons charged with the lighting of any Street or Place within such Parish, supply Gas to all public Lamps or Burners adjoining or within Seventy Yards of any of the Mains of the Company, and that may be required and provided for lighting any Street or Place within the said Parish, upon such Terms and during such Hours as shall from Time to Time be settled by Agreement between the Company and the Vestry or other the Persons aforesaid; and in case any Difference or Dispute shall arise between such Parties as to the Quantity of Gas supplied or to be supplied to such Lamps, or on any other Matter referred to in this Section (other than the Price to be charged for Gas which shall be as herein-after provided), the same shall be settled by Arbitration under the Provisions in "The Companies Clauses Consolidation Act, 1845," contained with respect to the Settlement of Disputes by Arbitration, and for the Purposes of Section 131 of that Act, as if the Company were a Railway Company.

Charge for Gas supplied to public Lamps.

34. The Charge to be made by the Company for Gas supplied to such public Lamps or Burners (exclusive of the Charge for lighting, extinguishing, cleaning, and maintaining the same) shall not exceed the lowest Rate by the One thousand Cubic Feet from Time to Time charged by them to any private Consumer in the Parish within which such public Lamps are situate other than a Railway Company.

Penalty for Failure to supply Gas to public Lamps.

35. If and whenever the Company shall fail to supply Gas as by this Act required to all or any public Lamps, they shall, on a summary Conviction before Two Justices, forfeit and pay to the Vestry or other the Persons aforesaid such a Sum not exceeding Twenty Pounds for every such Offence, as the Justices think fit, and a further Penalty not exceeding Five Pounds for every Day after such Conviction during which the Offence continues.

Consumer may provide his own Meter.

36. Every Consumer of Gas supplied by the Company shall be at liberty, at his own Expense, to provide his own Meter, the same being duly stamped according to Law.

Purchase of additional Lands and Restriction as to Erection of Works.

37. The Company may, in addition to the Lands and Hereditaments vested in them at the Time of the passing of this Act, and which are described in Schedule A., purchase, take, and hold by Agreement (but not otherwise) for the Purposes of their Undertaking any of the Lands specified in Schedule B., and such other Lands, not exceeding Three Acres, which they may require for the Purposes of their Undertaking; but no Lands shall be used by them for the Purpose of manufacturing Gas except the Lands specified

specified in the said Schedules A. and B. respectively, and which are hereto annexed; nor shall they, except on such Lands, erect Works for the Storage of Gas within Three hundred Yards of any Dwelling House existing at the Time of the Acquisition by the Company of the Lands for such Storage Works without the Consent in Writing of the Owner, Lessee, and Occupier of every such Dwelling House.

Powers to take Licences of Patent Rights.

38. The Company may (but only for the Purposes of the Company within the Limits of the Act of 1858 and of this Act respectively) contract for, take, and use any Leave, Licence, or Authority to work, use, exercise, or put in practice any Invention or Inventions under any Letters Patent at any Time heretofore made, or hereafter to be made, granting any Right or Privilege of working, using, exercising, or vending any Invention in relation to the Manufacture and Distribution of Gas, or the Utilization of the residual Products arising from the Manufacture of Gas, or otherwise in relation thereto, but not so as to acquire an exclusive Right to the working, use, exercise, or putting in practice of any such Invention or Inventions, and may also manufacture and sell, let, or deal in Gas Fittings, Tubes, Meters, Pipes, and all other Articles and Things in any way connected with Gasworks, or with the Supply of Gas to the Consumers thereof, in such Manner as the Company may think proper, and generally carry on the Business usually carried on by Gas Companies, or which is or may become incident thereto.

Shareholders not disqualified from acting as Members of Corporations, Local Boards, &c.

39. A Person shall not, by reason of his being a Shareholder or Stockholder of the Company, be disqualified from being or acting as a Member of any Body Corporate, Local Board, Commission, or Trust within the Limits of the Act of 1858, or be liable to any Penalty, notwithstanding the Body Corporate, Local Board, Commissioners, or Trustees enter into or are interested in any Contract with or for the Company; provided that no Shareholder or Stockholder being a Member of the Body Corporate, Local Board, Commission, or Trust shall as such Member vote concerning any such Contract.

County Court Judges and Justices not disqualified.

40. No Judge of a County Court or Justice shall be disqualified from acting in the Execution of this Act or the Act of 1858 by reason of his being liable to any Gas Rent, Meter Rent, or other Charge under this Act or the Act of 1858.

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41. The Provisions of Sections 64, 65, 66, 67, and 68 of the Act of 1858 shall extend and apply to all public Roads and Footpaths within the District of the Company as defined by this Act, and every

every Expression in those Sections referring to the Commissioners of the Metropolis Roads North of the *Thames* and their General Surveyor shall be deemed to extend and apply to every Highway Board, Vestry, or other local Authority having the Charge of any of those Roads or Footpaths and to their Surveyor.

Footpaths extended.

42. The Main and Service Pipes of the Company to be hereafter laid down (except such as may be merely for the Purpose of replacing broken or damaged Pipes) shall be laid at the greatest practicable Distance from any Pipes which may have been laid down by the *Grand Junction* Waterworks Company and the *West Middlesex* Waterworks Company respectively, and wherever the Width of the Road will allow thereof shall be laid at least Four Feet from any such Pipes, except where it shall be necessary to lay the said Gas Pipes across or nearer to the said Water Pipes, in which Case the said Gas Pipes shall be laid above the said Water Pipes at the greatest practicable Distance therefrom, or shall form therewith an Angle as near to a Right Angle as the Situation will admit, and the said Gas Pipes shall be at least Nine Feet in Length, and shall (where the Width of the Road will admit thereof) be so laid that no Joint shall be nearer to any of the said Water Pipes than Four Feet at least.

For the Protection of Water Pipes.

43. All Costs, Charges, and Expenses of and incident to the preparing and applying for and the obtaining and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

Expenses of Act.

SCHEDULE A.

Of the LANDS vested in the BRENTFORD GAS COMPANY at the Time of the passing of this Act (Session 1868).

1. All that Piece of Land situate on the South Side of the High Street of Old Brentford in the Parish of Ealing in the County of Middlesex upon which, or on Parts of which, the Works of the Company now stand (and comprising the public Path or Footway by the 73rd Section of the Act of 1858 vested in the Company), and containing by Admeasurement 3,989 Square Yards, be the same little more or less, and bounded on the North by the said High Street of Old Brentford, on the East by a Wharf and Premises now in the Occupation of George William Andrews, on the South by the River Thames, and on the West by the public Path or Footway authorized to be made under the 72nd Section of the Act of 1858. All that Piece of Land with Buildings thereon, heretofore known as the Distillery, Malting House, and Premises, situate on the South Side of the said High Street of Old Brentford, and containing by Admeasurement 1,460 Square Yards, little more or less, and bounded on the North by the said High Street of Old Brentford, on th East by the public Path or Footway authorized to be made under the 72nd Section of the Act of 1858, on the South by the River Thames, and on the West by a House and Premises now in the Occupation of Charles Croxford.

2. All that Piece of Land with the Buildings thereon situate on the North Side of the said High Street of Old Brentford aforesaid, and containing by Admeasurement about 736 Square Yards, little more or less, and bounded on the North and East Sides thereof by Chapel Alley, on the South by the said High Street, and on the West partly by Property belonging or reputed to belong to the Trustees of the Public Infant School of Old Brentford, and partly by Property now in the Occupation of Louisa Barnes.

3. All that Piece of Land with the Houses, Gasholders, and Erections thereon situate in the Parish of Ealing aforesaid, and containing by Admeasurement 9,987 Square Yards, little more or less, bounded on the North by Land belonging or reputed to belong to the Grand Junction Waterworks Company, on the East partly by Land belonging or reputed to belong to the said Grand Junction Waterworks Company, and partly by Land belonging or reputed to belong to Alexander Dancer, and on the South and West by Chapel Alley aforesaid.

4. All that Piece of Land with a Building thereon now called or known as Plantation Cottage situate in the Parish of Hammersmith in the County of Middlesex, and containing by Estimation 1,270 Square Yards, little more or less, and bounded on the North and East by Land formerly belonging or reputed to belong to Robert Carey, deceased, and on the South and West by Land now or formerly belonging or reputed to belong to David Lewis and Charles Druce.

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SCHEDULE B.

Of the LANDS authorized to be purchased by this Act.

Land situate in the Parish of Hayes in the County of Middlesex, that is to say, a Piece or Parcel of Land situate in a Field known as the Southall Brickfield, and lying between the Paddington Branch of the Grand Junction Canal and the Great Western Railway, bounded on the North by the Works of the London Hydro-Carbon Oil Company, on the East by an imaginary Line carried from the South-east Corner of the said Works, inclining in a Westerly Direction to the Great Western Railway at a Point about One hundred and fifty Yards South of the Post marking Nine Miles Two Furlongs from London, on the South by the Great Western Railway, on the South-west by Land in the Occupation of Samuel Tildsley, and on the North-west by the said Paddington Branch of the Grand Junction Canal.

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