



ANNO VICESIMO & VICESIMO PRIMO

# VICTORIÆ REGINÆ.

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## *Cap. xxv.*

An Act for more effectually empowering the  
*United General Gaslight Company* to light the  
City of *Cork* and the Suburbs thereof with Gas.

[3d July 1857.]

**W**HEREAS the *United General Gaslight Company* were incorporated by Royal Charter, bearing Date the Thirty-first Day of *March* in the First Year of the Reign of His Majesty King *William* the Fourth: And whereas the Capital of the Company is Four hundred and fifty thousand Pounds, divided into Nine thousand Shares of Fifty Pounds each: And whereas the Company have Works in the several Cities of *Dublin*, *Cork*, and *Limerick*, and the said Works at *Dublin* are carried on under the Powers and Provisions of the several Acts of Parliament following, some or One of them; that is to say, an Act of the First Year of the Reign of His Majesty King *George* the Fourth, Chapter Fifty-five, another Act of the Fourth Year of His said Majesty, Chapter Thirty-eight, another Act of the Fourth Year of His said Majesty, Chapter Ninety-nine, another Act of the Fifth Year of His said Majesty, Chapter Forty-two, another Act of the Tenth Year of His said Majesty, Chapter Fifty-two, and an Act of the Fifth Year of His Majesty King *William* the Fourth, Chapter Forty-three; And whereas the

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said

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said Company, in pursuance of the Powers conferred on them by the said Charter, and by virtue and in fulfilment of certain Contracts entered into from Time to Time with the Commissioners of Wide Streets of *Cork*, have constructed extensive Works and Apparatus, and have laid down Mains and Pipes at great Expense for the Purpose of supplying Gas within the Streets and Thoroughfares of the said City and the Suburbs thereof: And whereas by the "*Cork Improvement Act, 1852*," the Powers, Rights, and Liabilities of the said Commissioners of Wide Streets of *Cork* were transferred to and are now vested in the Mayor, Aldermen, and Burgesses of the Borough of *Cork*: And whereas it is just and expedient that Parliamentary Powers should be conferred on the said Company for maintaining their existing Works, Mains, Pipes, and other Apparatus, and for constructing other Works and Apparatus, and laying down other Mains and Pipes for supplying Gas within the Limits herein-after specified: 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 of the Commons, in this present Parliament assembled, and by the Authority of the same, in manner following; that is to say,

"The Company."

I. The Expression "the Company" in this Act shall mean the *United General Gaslight Company*.

Short Title.

II. This Act may for all Purposes be sufficiently cited or referred to as "*The United General Gaslight Company's (Cork) Act, 1857*."

8 & 9 Vict.  
c. 18. and  
10 & 11 Vict.  
c. 15. incor-  
porated.

III. "*The Lands Clauses Consolidation Act, 1845*," (except so much thereof as relates exclusively to the Purchase and taking of Lands by Compulsion, and to the Recovery of Penalties, Forfeitures, and Costs,) and the "*Gasworks Clauses Act, 1847*," shall be incorporated with and form Part of this Act, save in so far as any of the Provisions of the said Acts may be expressly modified by this Act.

Company may hold and maintain existing Lands and Works, and purchase others.

IV. It shall be lawful for the Company to hold all Lands heretofore acquired by them for the Purposes of their Undertaking, for such Term or Estate as they had therein prior to the passing of this Act, together with all Works, Buildings, and Apparatus constructed thereon, such Lands being situate at or near *Monarea Marsh* and *Carrigeens* in the Parish of *Saint Nicholas* in the City and Borough of *Cork*, and to purchase and hold any additional Lands in connexion with or adjoining to the Lands so already purchased by them; but so nevertheless that the total Quantity of Land held by the Company at any One Time for the Purposes of this Act shall not exceed Six Acres.

V. The

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V. The Limits of this Act shall be held to comprise the following Parishes and Townlands; *videlicet, Saint Nicholas, Saint Finn Barrs, Carrigrohane, Saint Mary Shandon, Saint Anne Shandon, and Rathcooney*, in the County of the City and Borough of *Cork* and County of *Cork*.

Limits of Act.

VI. It shall be lawful for the Company, upon the Lands already purchased or rented by them, or which may be purchased under the Provisions of this Act, to maintain and use all existing Buildings, Machinery, Retorts, Gas Holders, and other Works and Apparatus, and to erect and maintain all such other Buildings, Machinery, Retorts, Gas Holders, and other Works and Apparatus as they may deem necessary for effectually making and supplying Gas within the Limits of this Act, and to manufacture and supply such Gas accordingly.

Powers to construct new Works and maintain existing Works.

VII. It shall also be lawful for the Company to maintain and continue all Mains, Pipes, and other Works and Apparatus already laid down or constructed by them for the Purpose of conveying Gas within the Limits of this Act, and to repair and renew the same from Time to Time, and to lay down such other Mains, Pipes, and other Apparatus as may be necessary for the Purpose aforesaid, and to convey and supply Gas by means of such Mains, Pipes, and Apparatus accordingly.

Company may maintain all existing Mains and Pipes and lay down others.

VIII. "The Gasworks Clauses Act, 1847," shall be held applicable as well to the Mains, Pipes, and Works of the Company already laid down and constructed, as to the Mains, Pipes, and Works hereafter to be laid down and constructed by them.

Provisions of 10 &amp; 11 Vict. c. 15. to apply to existing Mains and Works.

IX. And whereas the Sum of Fifty-six thousand Pounds, Part of the said Capital of Four hundred and fifty thousand Pounds, has been expended upon the Works of the said Company at *Cork*: Be it enacted, That a separate Account shall be kept by the Company of the said Sum of Fifty-six thousand Pounds already expended by them upon their said Works at *Cork*, and of all other Sums of Money which shall hereafter be laid out and expended by them in the Improvement or Extension of the said Works; and the Provisions of the Gasworks Clauses Act, with respect to the Amount of Profit to be received by the Undertakers shall, as regards the Profits of the Company derived from their said Works at *Cork*, be applicable to such Sum of Fifty-six thousand Pounds, and such other Sums as may be laid out upon the said Works as aforesaid.

Limitation of Dividend on Company's Expenditure at *Cork*.

X. That the Thirty-eighth Section of the "Gasworks Clauses Consolidation Act, 1847," shall be held applicable only to the yearly Receipt

Limiting Operation of Sect. 38. of 10 &amp; 11 Vict. c. 15.

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Receipt and Expenditure of the Company within the Limits of this Act.

Quality of  
Company's  
Gas.

XI. 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 Ten Sperm Candles of Six in the Pound, burning One hundred and twenty Grains *per* Hour.

Company to  
erect a Meter  
to test Purity  
of Gas.

XII. The Company shall, within Six Months after the passing of this Act, cause to be erected in some convenient Part of their Works an experimental 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 *per* Hour, with other necessary Apparatus for testing the illuminating Power of the Gas.

Power to  
Corporation  
to test the  
Purity of  
the Gas.

Penalty in  
Case of  
default.

XIII. It shall at any Time be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Cork*, by Order in Writing, to appoint some competent Person, not being a Member or Officer or Servant of the said Corporation, to proceed to the Works of the Company, and the Person so appointed, on giving Six Hours previous Notice in Writing to the Company, may at any reasonable Hour in the Daytime, on producing the said Order, enter on the Premises of the Company, and in the Presence of the Superintendent or other Officer of the Company, make Experiment of the illuminating Power of the Gas by means of the experimental Meter and other Apparatus before mentioned, and the Company and their Officers shall afford all reasonable Facilities and Assistance to the making of such Experiment; and if it shall be proved to the Satisfaction of any Two Justices, not being Directors or Shareholders of the Company, after hearing the Parties, that the illuminating Power of the Gas supplied by the Company did not, when so tested as aforesaid, equal the illuminating Power by this Act prescribed, or that the Company or their Officers refused to afford such reasonable Facilities as aforesaid, or hindered or prevented the making of such Experiment, in any such Case the Company shall forfeit such Sum, not exceeding Twenty Pounds, as the said Justices shall determine.

Cost of Ex-  
periment to  
be paid ac-  
cording to  
the Event.

XIV. The Costs of and attending such Experiment, including the Remuneration to be paid to the Person making the same, and the Costs of the Proceedings before the Justices, shall be ascertained by such Justices, and in the event of any Penalty being imposed on the Company, shall be paid, together with such Penalty by the Company; but in the event of the Gas being found when tested to be of not less  
illuminating

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illuminating Power than is by this Act prescribed, such Costs shall be awarded to be paid by the said Mayor, Aldermen, and Burgesses of the Borough of *Cork* to the Company, and shall be paid or levied accordingly.

XV. The Mayor, Aldermen, and Burgesses of the Borough of *Cork* may appoint, and from Time to Time remove and again appoint, an Inspector of Meters, such Inspector to be paid by the Mayor, Aldermen, and Burgesses, and such Inspector shall have at all Times, on the Application, and (if the Mayor, Aldermen, and Burgesses shall so determine) at the Expense of any Consumer of Gas supplied by the Company incorporated by this Act, a Right to inspect and test the Meters erected by the Company in the Premises of the Person making such Request, after giving Forty-eight Hours Notice of such intended Inspection to the Company, or to their Secretary, Superintendent, or other Officer.

As to Appointment of Inspector of Meters.

XVI. Before such Inspection, the Person requiring such Examination shall deposit in the Hands of the Inspector, all Monies due or appearing to be due by such Person to the Company, on an Account delivered, and in case such Deposit shall appear to be in excess of the Sum found to be due to the Company, such Excess shall be returned to the Consumer.

Arrears due required to be deposited.

XVII. The Price at which Gas shall at all Times be sold by the Company within the Limits of this Act shall not exceed Six Shillings *per* Thousand Feet, which shall include Meter Rent.

Limiting Price of Gas.

XVIII. All Sums of Money due to the Company for the Supply of Gas, or for the Hire or fixing of Meters or Fittings, and all Damages, Costs, and Expenses by this Act or any Act incorporated therewith directed to be paid, and the Amount of which shall not be disputed, may, if the Company think fit, (the Party in default being first duly summoned,) be levied by Distress, and any Justice on Application may issue his Warrant accordingly.

Gas Rents, &c. may be recovered by Distress.

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

Contents of Warrants.

XX. Any Justice who issues a Warrant of Distress for any of the Purposes of this Act may order that the Costs of the Proceedings for the Recovery of the Money to be levied shall be paid by the Person liable to pay such Money, and such Costs shall be ascertained by the  
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Costs.

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Justice, and shall be included in the Warrant of Distress for the Recovery of such Money.

Recovery of Sums under 50*l.*

XXI. Nothing contained in this Act or in any Act incorporated therewith shall prevent the Company from recovering, if they think fit, any Sum of Money not exceeding Fifty Pounds due to them for the Supply of Gas, or for the Sale, Hire, or fixing of any Meters or Fittings, or for Damages, Costs, or Expenses, by Action or Proceeding in any such Manner as is by Law provided for the Recovery of Debts not exceeding Fifty Pounds.

Power to remove Meters and Fittings.

XXII. It shall be lawful for the Company, after Twenty-four Hours Notice to the Occupier, or if unoccupied then to the Owner or Lessee, of any House or Building in which any Meters or Fittings belonging to the Company are fixed, and in which the Supply of Gas shall for any Cause be discontinued, to enter such House or Building between the Hours of Nine in the Morning and Four in the Afternoon, and to remove such Meters or Fittings.

Power to sell or lease Undertaking.

XXIII. It shall be lawful for the Company to sell or to lease their Undertaking, and all Lands, Buildings, Works, Mains, Pipes, and Apparatus connected therewith, and all their Powers, Rights, and Privileges in relation thereto, so far as applicable to the Manufacture and Supply of Gas within the Limits of this Act, to the Mayor, Aldermen, and Burgesses of the Borough of *Cork*; or it shall be lawful for the Company, if they think fit, to enter into Contracts for manufacturing and furnishing Gas to the said Mayor, Aldermen, and Burgesses, or to any other Company or Person who may have Power to light the Streets and Thoroughfares, and public and private Buildings within the Limits of this Act.

Saving Rights of Corporation.

XXIV. Save as by this Act specifically provided, nothing in this Act contained shall be held to prejudice or impair the Rights, Powers, or Privileges of the Mayor, Aldermen, and Burgesses of the Borough of *Cork*, or to invalidate or alter the Provisions of a certain Contract, bearing Date the Sixth Day of *June* One thousand eight hundred and forty-five, and made between the *United General Gaslight Company* of the One Part, and certain Persons, being Commissioners acting under and by virtue of several Acts then in force for making wide and convenient Streets, Ways, and Passages in the City of *Cork* and the Suburbs thereof, and for paving, lighting, cleansing, and otherwise improving the said City, of the other Part; the Rights and Liabilities under which Contract, so far as appertaining to or affecting the said Wide Street Commissioners, were transferred to and became vested in the said Mayor, Aldermen, and Burgesses by virtue of the *Cork Improvement Act, 1852.*

XXV. The

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XXV. The Costs, Charges, and Expenses of or attending the passing of this Act shall be paid by the Directors for the Time being of the *United General Gaslight Company* out of the Funds of the said Company. Expenses of Act.

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LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,  
Printers to the Queen's most Excellent Majesty. 1857.

