ANNO QUINQUAGESIMO NONO

GEORGII III. REGIS.

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Subſidiary or Additional Gaol has alſo been found inconvenient for that Purpoſe: And whereas it would be highly beneficial to the ſaid City and County if the Powers and Authority given by the ſaid recited Act were altered, amended, and enlarged, and the Area thereby taken and appropriated for the Purpoſe of building the ſaid Court Houſe, Offices, and Buildings, was veſted in the Commiſſioners herein-after appointed; and if the ſaid Commiſſioners were authorized to purchaſe an additional Area of Ground belonging to the Managers of the Poors' Hoſpital of the ſaid City of *Aberdeen*, with Power to them to proceed in erecting and building thereon a new Court Houſe, with all requiſite and neceſſary Offices, Buildings, and other Apartments connected therewith; and if the Area of Ground belonging to the Houſe of Correction, authorized to be taken by the ſaid Act for a new Public Subſidiary or Additional Gaol for the ſaid City and County, was veſted in the Commiſſioners herein-after appointed; and if the ſaid Commiſſioners were authorized to purchaſe an additional Area of Ground belonging to the Truſtees of the ſaid City, with Power to them to erect and build thereon a New Public Gaol, for the Confinement of Civil Debtors and Criminals, with proper Yards and Airing Grounds for the Claſſification and Work of Priſoners, and if the Old Gaol were altered and repaired, and a Number of Cells conſtructed on the ſaid Area of Ground contiguous to the ſaid Court Houſe, for the Purpoſe of being uſed as a Lock-up-Houſe or Subſidiary Gaol, for the Confinement of Civil Debtors and Criminals; but as the ſame cannot be effected without the Authority of Parliament, may it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Area taken and appropriated under the ſaid recited Act for the Purpoſe of building the Court Houſe, Offices, and Buildings thereby authorized to be built, and the Area lately belonging to the Managers of the Poors' Hoſpital of the ſaid City, and alſo ſo much or ſuch Part of the Area belonging to the Houſe of Correction which can be conveniently ſpared for that Purpoſe, as with the ſaid Area lately belonging to the Truſtees of the City of *Aberdeen* may be deemed neceſſary by the Commiſſioners herein-after appointed for the Purpoſes of this Act, and all Materials of or belonging to the ſaid Commiſſioners under and by virtue of the ſaid recited Act, ſhall, from and immediately after the paſſing of this Act, be veſted in the ſeveral Perſons named and elected, and to be from Time to Time named and elected Commiſſioners in purſuance of the ſaid recited Act, and who ſhall be and are hereby appointed Commiſſioners for the Purpoſes of this Act, and the ſaid Commiſſioners ſhall have Power and Authority to execute all and ſingular the Powers and Authorities hereby given and granted, and are hereby authorized and empowered to proceed in erecting, building, and furniſhing a New Court Houſe for the Uſe and Accommodation of the ſaid City and County, with all neceſſary Offices, Buildings, and Apartments connected therewith, and alſo to erect and build a New Public Gaol for the Confinement of Civil Debtors and Criminals, with proper Yards and Airing Grounds for the Claſſification and Work of Priſoners, and to alter and repair the preſent Gaol of the ſaid City, and conſtruct, contiguous to the ſaid Court Houſe, a certain Number of Cells, in addition to thoſe in the Old Gaol, for the Purpoſe of being uſed as a Lock-up Houſe or Subſidiary Gaol for the Confinement of Civil Debtors and Criminals.

Areas veſted in the Commiſſioners for the Purpoſe of building a new Gaol.

II. And

Power to purchase additional Area.

II. And be it further enacted, That the ſaid Commiſſioners ſhall and may, and they are hereby authorized and empowered to treat, contract, and agree with the Managers of the Poors' Hoſpital of the ſaid City, and with the Truſtees of the ſaid City, for the purchaſe of the ſaid Areas belonging to them; and from and after Payment of ſuch Sums of Money as ſhall have been contracted and agreed for between the Parties, the ſaid Areas ſhall be veſted in the ſaid Commiſſioners for the Purpoſes of this Act, in ſuch and the like Manner as if the ſame had been purchaſed under the Powers and Authorities of the ſaid recited Act, and the Purchaſe Money for the ſame ſhall be applied and diſpoſed of as thereby directed, with reſpect to Money to be paid for the Purchaſe of any Lands, Tenements, or Hereditaments authorized to be ſold for the Purpoſes thereof.

Election of Commiſſioners.

III. And be it further enacted, That Eight Commiſſioners, in addition to thoſe above nominated, ſhall be choſen and elected in the Manner and for the Time after mentioned; that is to ſay, Four Perſons by the Heritors within the ſaid City, Freedom and Liberties thereof; and Four other Perſons by the Freeholders, Juſtices of the Peace, and Commiſſioners of Supply of the ſaid County; and for the Purpoſe of making ſuch Election, the ſaid Heritors within the ſaid City, Freedom, and Liberties, after public Advertiſement to that Effect, to be given by the Town Clerk of *Aberdeen*, in the *Aberdeen* Newſpapers Ten Days before the Day appointed for ſuch Election, ſhall meet in the Court Houſe of the ſaid City, on the Fifth *Monday* after the paſſing of this Act, at Twelve of the Clock at Noon, and then and there elect the Four Commiſſioners from and out of their Number; and the Freeholders, Juſtices of the Peace, and Commiſſioners of Supply of the ſaid County, after public Advertiſement to that Effect to be given by the Clerk of the ſaid Commiſſioners of Supply in the *Aberdeen* Newſpapers Ten Days before the Day appointed for ſuch Election, ſhall meet on the Fifth *Tueſday* after the paſſing of this Act, and at the ſame Hour, within the ordinary Court Houſe of the ſaid County, and then and there elect the Four Commiſſioners, from and out of their Number; and the Eight Perſons ſo elected ſhall be and continue Commiſſioners under this Act until Six Months after all and ſingular the Works authorized by this Act ſhall have been completed and finiſhed in Manner aforeſaid, from which Period the Powers and Authorities hereby given to and conferred on the ſaid Eight Commiſſioners ſhall ceaſe and determine; and the ſeveral Perſons elected, and to be from Time to Time elected under and in purſuance of the ſaid Act paſſed in the Fifty-fourth Year of the Reign of His preſent Majeſty, ſhall be and are hereby nominated and appointed Commiſſioners for executing all the other Purpoſes of this Act; it being hereby declared that the ſaid Works ſhall be deemed to be ſo completed and finiſhed from the Date at which the Commiſſioners under this Act ſhall cauſe Notice thereof in Writing to be given to the Magiſtrates and Town Council of the ſaid City of *Aberdeen*, and to the Keeper or Keepers of the preſent Gaol in Manner after provided.

Powers veſted in the Commiſſioners under 54 G. 3.

First Meeting of Commiſſioners.

IV. And be it further enacted, That the ſaid Commiſſioners ſhall hold their firſt ſtated Meeting for the Execution of this Act, within the ordinary Court Houſe of *Aberdeen*, on the Seventh *Monday* after the paſſing of this Act, or as ſoon thereafter as conveniently may be, of which firſt Meeting the Clerk to the Commiſſioners of Supply of the ſaid County is hereby directed and required to give Notice by Advertiſement in the *Aberdeen*

Aberdeen Newſpapers, at leaſt Ten Days before the Day of ſuch Meeting, and that the ſaid Commiſſioners ſhall thereafter hold their Meetings at the ſeveral Times and at the Place directed and appointed by the ſaid recited Act.

For filling up Vacancies.

V. And be it further enacted, That in caſe of the Death, Reſignation, or Non-acceptance of any One or more of the ſaid Eight Commiſſioners ſo elected, it ſhall be lawful to and for the ſaid Heritors of the ſaid City, Freedom, and Liberties, and to and for the ſaid Freeholders, Juſtices of the Peace, and Commiſſioners of Supply of the ſaid County reſpectively, and they are hereby required, to meet in the ordinary Court Houſe of the ſaid City and County, within One Month after ſuch Vacancy or Vacancies ſhall have happened, by the Death, Reſignation, or Non-acceptance of any One or more of the ſaid Eight Commiſſioners, and ſupply ſuch Vacancy or Vacancies, by electing One or more Commiſſioners in the Manner before directed, in the Place or Stead of the Perſon or Perſons ſo dying, reſigning, or not accepting; that is to ſay, if the Vacancy ſhall happen amongſt the Four Commiſſioners named by the Heritors of the City, Freedom, and Liberties, the ſame ſhall be ſupplied by them; and if it ſhall happen amongſt the Four Commiſſioners named by the Freeholders, Juſtices of the Peace, and Commiſſioners of Supply of the ſaid County, the ſame ſhall be ſupplied by them; of which Vacancy or Vacancies the Clerk to the ſaid Commiſſioners is hereby required to give Notice by public Advertiſement in the *Aberdeen* Newſpapers Ten Days after ſuch Vacancy or Vacancies ſhall have occurred, and alſo of the Day and Hour of Meeting to ſupply ſuch Vacancy or Vacancies.

Aſſeſſment for building Court Houſe and Gaol, and repairing old Gaol.

VI. And be it further enacted, That in order to defray the Expences attending the paſſing of this Act, and the Execution of the Works hereby authorized, the Sum of Six thouſand Pounds, authorized to be raiſed by the Commiſſioners under the Authority of the ſaid recited Act ſhall be and the ſame is hereby veſted in the ſaid Commiſſioners under this Act; and that it ſhall and may be lawful for the ſaid Commiſſioners hereby appointed, and they are hereby authorized and required at their firſt or any ſubſequent General Meeting, to cauſe to be levied and aſſeſſed ſuch a Sum as they ſhall think neceſſary, not exceeding Ten thouſand Pounds; and the ſaid Sum ſo to be levied and aſſeſſed ſhall be payable by Four equal annual Rates or Inſtalments, One of ſuch Rates or Inſtalments to be rated and paid on the Twentieth Day of *June* next after the paſſing of this Act, and another thereof on the Twentieth Day of *June* One thouſand eight hundred and twenty, and the Two remaining Inſtalments on the Twentieth Day of *June* in the reſpective Years One thouſand eight hundred and twenty-one and One thouſand eight hundred and twenty-two; and the whole of the ſaid Rates or Inſtalments, not exceeding in the whole the ſaid Sum of Ten thouſand Pounds, ſhall be aſſeſſed and levied on the ſame Deſcription of Perſons and Property, and collected, paid over, and applied in the ſame Manner as the ſaid Sum of Six thouſand Pounds is in and by the ſaid recited Act authorized to be levied, aſſeſſed, and paid, and the Collectors thereof are to have the ſame Allowance, and to be liable in the ſame Rate of Intereſt; and the Proprietors of Houſes, Lands and Fiſhings within the ſaid City and County of *Aberdeen*, and all other Places comprehended in the ſaid recited Act of the Fifty-fourth Year of the Reign of His preſent Majeſty, ſhall be liable in and chargeable with the legal Intereſt

of all Arrears of the Aſſeſſments hereby impoſed, in the ſame Manner as in and by the ſaid recited Act of the Fifty-fourth Year of the Reign of His preſent Majeſty they are reſpectively made liable.

Power to raiſe a further Aſſeſſment.

VII. And be it further enacted, That in the Event of the ſaid Commiſſioners finding it neceſſary, in order to enable them to carry into complete Effect and Execution the ſeveral Purpoſes of this and the ſaid recited Act of the Fifty-fourth Year of the Reign of His preſent Majeſty, they ſhall be and are hereby authorized and empowered to cauſe to be aſſeſſed and levied ſuch further Sum or Sums as may be neceſſary for that Purpoſe, not exceeding Three thouſand Pounds; which Sum ſhall be aſſeſſed and levied on the ſame Perſons and Property, and collected in the ſame Manner and Proportion, and paid over and applied in like Manner, and under the ſame Allowance as is herein-before enacted with reſpect to the ſaid Sum of Ten thouſand Pounds; and the ſame ſhall be levied, raiſed, and paid at ſuch Time or Times as the ſaid Commiſſioners ſhall appoint: Provided always, that ſuch additional Aſſeſſment of Three thouſand Pounds, or ſuch leſſer Sum as may be neceſſary for the Purpoſes aforeſaid, ſhall not be impoſed by the ſaid Commiſſioners until the ſame is ſanctioned, authorized, and approved of at a General Meeting or Meetings of the Heritors of the ſaid City, Freedom and Liberties, and at a General Meeting or Meetings of the Freeholders, Juſtices of the Peace, and Commiſſioners of Supply of the ſaid County, to be held at *Aberdeen* upon Twenty Days previous Notice of each of the ſaid Meetings, ſpecifying the Object of ſuch Meeting or Meetings, to be given by the ſaid Commiſſioners in the *Aberdeen* Newſpapers.

Scite of the New Court Houſe.

VIII. And be it further enacted, That the ſaid New Court Houſe, Offices and Buildings attached thereto, ſhall be erected and built on the Area of Ground taken and appropriated under the ſaid Act, for the Purpoſe of building the Court Houſe, Offices, and Buildings thereby authorized, and on the ſaid Area lately belonging to the Managers of the Poors' Hoſpital herein-before mentioned, or ſuch Part thereof as by the ſaid Commiſſioners ſhall be deemed neceſſary for that Purpoſe; and that ſuch Court Houſe ſhall be built and erected in the moſt commodious and ſuitable Manner, for Judges, Magiſtrates of the ſaid City and County, Juries, Counſel, Witneſſes, and other Perſons connected with and forming Part of ſuch Court, with Power to the ſaid Commiſſioners, or their Quorum, as well during the Circuit held by the Court of Juſticiary as at all other Times, to lay out, divide, and appropriate the Area and Seats of the ſaid Court Houſe, Galleries thereof, and whole Buildings and Apartments connected therewith, in ſuch manner as may appear to them beſt calculated to accommodate the different Deſcription of Perſons having Occaſion to frequent the ſame, and to alter ſuch Appropriation from Time to Time as they may ſee neceſſary or expedient, and in all other Reſpects in ſuch a Way as to the ſaid Commiſſioners ſhall ſeem moſt fit and proper; and that the ſaid Gaol ſhall be in like Manner erected and built on the ſaid Area of Ground lately belonging to the Truſtees of the City of *Aberdeen*, and on ſuch Part or Parts of the Area of the Houſe of Correction as the ſaid Commiſſioners ſhall think neceſſary, and can be conveniently ſpared for that Purpoſe; and that ſuch New Gaol ſhall be conſtructed with proper Yards and airing Grounds, for the Claſſification and Work of Priſoners, and in all other Reſpects in ſuch Manner as the ſaid Commiſſioners ſhall deem right

Scite of Gaol.

and proper; and the Uſe of ſuch Yards and airing Grounds by the Priſoners confined in ſuch Gaol ſhall not be deemed or taken to be an Eſcape; any Law or Laws to the contrary thereof in anywiſe notwithſtanding.

Apartments to be provided for Commiſſioners under the Act of the 58th Year of His preſent Majeſty.

IX. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby authorized and required, to ſet apart and appropriate to and for the Uſe and Accommodation of the Commiſſioners acting under an Act paſſed in the Fifty-eighth Year of the Reign of His ſaid Majeſty, intituled *An Act for better paving, cleanſing, lighting, watching, and improving the Streets, Lanes, and other public Places and Paſſages of the City of* Aberdeen, *and the Roads and Avenues within the Freedom and Royalty thereof; and for ſupplying the Inhabitants of the ſaid City with Water*, ſuch Part or Parts of the Buildings and Apartments attached to the ſaid Court Houſe as may be requiſite for a Watch Houſe, and alſo ſome or One of the Rooms ſet apart for the Accommodation of Juries or Witneſſes, in which the ſaid Commiſſioners of Police may hold their Meetings for the Purpoſes of the ſaid Act, at all Times when the ſaid Room is not actually uſed or occupied for the other Purpoſes for which the ſaid Court Houſe and other Buildings are hereby declared to be intended.

Sale of Materials and Ground.

X. And be it enacted, That it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby authorized and empowered, to ſell by public Auction for an adequate Price, all Materials purchaſed or acquired but not uſed under the Authority of this or the ſaid recited Act, and alſo any Ground which may remain after all the Purpoſes of this and the ſaid recited Act ſhall have been complied with, and apply the Money ariſing therefrom to and for the Purpoſes of this and the ſaid recited Act, and for no other Purpoſe whatſoever.

Contracts to remain in force.

XI. And be it further enacted, That all Contracts made and entered into by and with the ſaid Commiſſioners, or their Treaſurer by their Orders, under the ſaid recited Act, ſhall be held and taken as if made by or with the Commiſſioners hereby appointed; and that it ſhall and may be lawful to and for the ſaid Commiſſioners, and they are hereby fully authorized and empowered, to order and perform the ſame, and to contract with and employ all ſuch other Artiſts or Tradeſmen, and other Perſons, for making Plans, and for building and erecting the ſaid Court Houſe, Gaol, Offices, and other Buildings herein-before mentioned, as they ſhall think proper, and for procuring and furniſhing the neceſſary Materials for ſuch Purpoſe, and to direct Alterations and Improvements in the reſpective Works at all Times during the Execution thereof, and to do whatever may appear to them to be neceſſary, proper, and expedient for carrying the ſeveral Purpoſes of this Act into complete Effect, and to purchaſe ſuitable Furniture for the ſaid Court Houſe, Gaol, Offices, and other Buildings, when the ſame reſpectively ſhall be completed.

Commiſſioners to repair the preſent Gaol; and conſtruct Cells conti-

XII. And be it further enacted, That it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered, to make ſuch Repairs and Alterations in the preſent Gaol of the ſaid City and County, and to conſtruct ſuch Number of Cells and neceſſary Accommodations contiguous to the Court Houſe upon the Area purchaſed from the

the Managers of the Poors' Hoſpital, as may appear to them to be required for a Lock-up Houſe or Subſidiary Gaol for the Confinement of Civil Debtors and Criminals. guous to Court Houſe.

XIII. And be it further enacted, That after the ſaid New Court Houſe, Offices, and other Accommodations are completed, the preſent Court Houſe and Area thereof ſhall remain veſted in the Magiſtrates and City Council of *Aberdeen*, and ſhall be uſed and appropriated by them in any Manner which they may think proper; but provided nevertheleſs, that at all Meetings of the Circuit Court of Juſticiary the ſame ſhall and may be uſed as a Court Room for the Trial of Civil Caſes by Jury, when found neceſſary for that Purpoſe. Preſent Court Houſe to veſt in Magiſtrates.

XIV. And be it further enacted, That when ſuch intended New Gaol and Cells contiguous to the ſaid Court Houſe ſhall be completed and made fit for the Reception of Priſoners, the ſaid Commiſſioners or any Five or more of them ſhall cauſe Notice thereof in Writing to be given to the Magiſtrates and Town Council of the ſaid City of *Aberdeen*, and to the Keeper or Keepers of the preſent Gaol, who ſhall reſpectively remove to ſuch New Gaol or Cells all or any of ſuch Debtors, Felons, and other Priſoners as ſhall be then in Cuſtody as they may think proper, and ſuch Removal or Removals ſhall not be deemed or taken to be an Eſcape or Eſcapes; and ſuch new Gaol and Cells hereby authorized to be conſtructed, together with the preſent Gaol of the ſaid City and County, ſhall be conſidered, taken, and made uſe of in all Time coming as the Common Gaol of the ſaid City and County of *Aberdeen*, for Debtors and Criminals of every Deſcription, and for Priſoners brought to Trial, and tried and ſentenced at the Circuit Courts of Juſticiary or other competent Court held or to be holden at *Aberdeen*, or within the ſaid County, and for all ſuch other Purpoſes whatſoever as the preſent Gaol is or can be uſed; and it ſhall be in the Power of the ſaid Magiſtrates of *Aberdeen*, as the legal Keepers of the ſaid Gaol, to confine Priſoners of all Deſcriptions either in the Subſidiary Gaol hereby provided, or in the ſaid New Gaol hereby authorized to be built, or in the Old or preſent Gaol, or in ſuch Parts of them, or any of them, as they may think proper, and to remove the ſaid Priſoners from one Gaol to another, and from one Part of the ſame Gaol to another Part, from Time to Time, as they may judge moſt expedient for the ſafe and proper Cuſtody of ſuch Priſoners, and as Circumſtances may render neceſſary and expedient; and the Magiſtrates and Council of the ſaid City, and the Gaoler or Keeper or Gaolers or Keepers thereof, appointed or to be appointed by them, ſhall reſpectively be liable and anſwerable, to all Intents and Purpoſes whatſoever, for the ſafe Cuſtody of all ſuch Perſons as may from Time to Time be committed to their or his Cuſtody, and confined in any of the ſaid Gaols, in like Manner as the Magiſtrates and Council of the ſaid City and Keeper now are and is liable by Law for the ſafe Cuſtody of all Perſons committed to or confined in the preſent Gaol; and the Magiſtrates and Council of the ſaid City ſhall have the like Power over the ſaid New Gaol, and the preſent Gaol, and Subſidiary Gaol, as they now have over the preſent Gaol by any Law now in force, and ſhall be bound to defray the Expences neceſſary for keeping in repair and maintaining the ſaid ſeveral Gaols, and for keeping up and maintaining the neceſſary Eſtabliſhment and other Charges thereof, in the ſame Manner and to the ſame Extent as they are bound Removal of Priſoners to New Gaol.

bound with regard to the preſent Gaol, and as all Magiſtrates of Royal Burghs in *Scotland* are bound with regard to the Gaols within their Burgh.

Appointment of Viſitors.

XV. And be it enacted, That the Commiſſioners for executing the ſaid Act of the Fifty-eighth Year of the Reign of His preſent Majeſty, ſhall, and they are hereby authorized, at their Firſt General Meeting after their Biennial Elections, in purſuance of the ſaid Act, to appoint Two of their Number, who, together with Two Perſons to be elected and appointed by the Heritors of the ſaid County of *Aberdeen*, and the Convenor of the County, and of the Trades of the ſaid City, for the Time being, ſhall be a Committee for the Purpoſe of viſiting and inſpecting the ſaid Gaol; and the ſaid Committee, or any Three or more of them, ſhall once in every Quarter of a Year, viſit and inſpect the ſaid Gaol, and Report in Writing to the ſaid Commiſſioners acting under the ſaid Act of the Fifty-eighth Year of the Reign of His preſent Majeſty, the internal State of ſuch Gaol, the Diſcipline thereof, the Health of the Priſoners therein, and ſuch other Circumſtances as to the ſaid Committee ſhall appear expedient, which Report the ſaid Commiſſioners under the ſaid Act are hereby authorized to publiſh in ſuch Manner as they ſhall deem expedient; and that ſome One of the Magiſtrates of the ſaid City ſhall, upon receiving Twenty-four Hours previous Notice, in Writing, to be left at the Council Chamber of the ſaid City, naming and ſpecifying therein the particular Day and Hour of ſuch Inſpection, accompany the ſaid Commiſſioners to the ſaid Gaol on ſuch Inſpection.

Account of the Receipts and Payments to be made up.

XVI. And be it further enacted, That when the whole of the ſaid Works authorized and directed by this Act ſhall be finiſhed, an accurate Account of the whole Receipts and Payments in and about the Execution of the ſame, ſhall be made up and atteſted by any Five or more of the Commiſſioners; which Account, with the Books, Papers, Receipts, and other Writings and Vouchers, Plans, Drawings, and Deſigns, relative to the Execution of the Works, ſhall be depoſited either with the Town Clerk of the City of *Aberdeen*, on his Receipt, or with the Treaſurer or Clerk to the ſaid Commiſſioners, as they may judge proper; and the ſame ſhall be open for the Inſpection and Information of all who are concerned or who ſhall have been aſſeſſed for the Purpoſes of this Act, and an Abſtract of the Accounts ſo made up ſhall be publiſhed in the *Aberdeen* Newſpapers.

Part of the Houſe of Correction taken for a Gaol to be returned.

XVII. And be it further enacted, That ſo much and ſuch Part or Parts of the ſaid Houſe of Correction as ſhall have been taken under the Authority of the ſaid recited Act, and by the ſaid Commiſſioners thereby appointed, appropriated, and converted, as and for a new Public ſubſidiary or additional Gaol for the ſaid City and County, ſhall, on the completing of the ſaid intended New Gaol, be reſtored and again become Part of the ſaid Houſe of Correction, and be again under the Management and Controul of the Commiſſioners appointed by an Act of the Forty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act for building and maintaining a Houſe of Correction in and for the City and County of* Aberdeen; *and raiſing a Fund for defraying the Charge of apprehending, proſecuting, and ſubſiſting Criminals, Rogues, and Vagabonds, found within the ſaid City and Liberties thereof.*

XVIII. And

Care of House of Correction and Gaol may be in the same Person.

XVIII. And whereas it might be a considerable Saving of Expence to commit the Charge of the House of Correction and the said intended Gaol to the same Person; be it therefore enacted, That on the Office of Governor of the said House of Correction becoming vacant by Death, Resignation, or otherwise, it shall and may be lawful to and for the Magistrates and Town Council of the said City for the Time being, when such Vacancy occurs, and they are hereby authorized, if they shall see proper, to nominate a fit and proper Person to act and officiate as Governor of the said House of Correction and Gaoler of the said Gaol; but in case it shall appear to the Commissioners, or to any Three of them who are hereby named as a Quorum, acting and chosen on the Part of the County of *Aberdeen* for the Time being under the said Act of the Forty-second Year of the Reign of His present Majesty, at a Meeting to be called for the Purpose after Ten Days previous Notice in the *Aberdeen* Newspapers, that the Person so nominated is unfit for the Situation of Governor of the said House of Correction, they shall have Power and are hereby authorized to reject such Person, and also to discharge any Person or Persons who shall in their Opinion fail in the Performance of their Duty of Governor of the said House of Correction: Provided always, that the Nomination of another Person to fill the joint Situation of Governor and Gaoler shall remain and be vested in the Magistrates and Town Council of the said City, under and subject to the Conditions aforesaid; and provided also, that the Proportion of Salary to be paid to such Person by the Commissioners under the said recited Act of the Forty-second Year of the Reign of His present Majesty, as Governor of the said House of Correction, shall never exceed One Half of such Salary; and that in Case of Difference between the said Commissioners and the Magistrates as to the Settling of the Proportion to be paid at any Time by the said Commissioners, the same, under the Limitations aforesaid, shall be fixed and determined by the Sheriff Depute of the said County of *Aberdeen* for the Time being.

Appointment of additional Officers.

XIX. And be it further enacted, That in case it shall appear to the Magistrates of the said City, that any other Officer or Officers, Attendant or Attendants other than besides the Gaoler or Keeper of the said Gaol hereby authorized to be appointed, is or are necessary for the Care and safe Custody or more correct Discipline of the Persons confined in the said Gaol, or for the Accommodation of the Magistrates of the said City, as the legal Keepers of the said Gaol, they are hereby authorized and empowered to name a fit and proper Person, or such Number of fit and proper Persons as they shall see proper or find necessary, to act and officiate in any of the before-mentioned Situations, with such Allowance for his or their Trouble as the said Commissioners under this Act and Magistrates shall determine.

Fund for Insurance and Repairs of Court House.

XX. And, in order to raise a sufficient Fund for insuring the said Court House and Buildings, Offices and Apartments connected therewith, from Risk or Damage by Fire, and for the necessary Repairs thereof, and also for paying a reasonable Allowance to a Person or Persons for keeping and taking charge of the same, and defraying any other Expence necessarily connected therewith, be it enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, to charge the Amount of such Expence against the Rogue Money of the said City and County in equal Proportions, provided the Amount of such

Expenditure shall have been submitted to and approved of by Meetings of the Heritors of the said City and County respectively, such Meeting of the Heritors of the said City to be held in the ordinary Court House of the said City on the Twenty-ninth Day of *April*, and of the Heritors of the said County to be held at the same Place on the Thirtieth Day of *April* in each and every Year, or on the first lawful Day thereafter; and in case the said respective Meetings shall disagree, the same shall be determined by the Sheriff Depute of the said County of *Aberdeen* for the Time being, whose Decision shall be final.

Fund for Care of Prisoners.

XXI. And, in order to raise a Fund for enabling the Magistrates of the said City of *Aberdeen*, to defray the additional Charges and Expences which may be incurred in relation to the Commitment and Confinement of Prisoners to and in the said Gaol, and in transmitting such Prisoners to and from the same or otherwise in virtue of this Act; be it enacted, That the said Magistrates and their Successors, shall be and are hereby authorized and empowered annually to tax and assess, or cause to be taxed and assessed, by such and so many Stent Masters as they shall think proper to appoint, the Proprietors, Tenants, and Occupiers of all Lands, Burgh Roods, Fishings, and other Heritages within the said City and Freedom and Liberties thereof, in One Half Penny of the real Rent of all such Lands, Burgh Roods, and Fishings; and also the whole Occupiers and Possessors, whether Heritors or Tenants, of all Houses, Shops, Cellars, Warehouses and other Buildings, within the said City itself and Royalty thereof, rated at or above Two Pounds Sterling yearly, in One Penny Sterling on each Pound Sterling of the real Rent of all such Houses, Shops, and other Buildings; and that proportionably according to the several Rents at which the said Lands, Burgh Roods, and Fishings shall stand respectively charged for the Time in the Tax Roll of the said City for their Proportion of the King's Subsidy, and also according as the said Houses, Shops, and other Buildings within the said City and Royalty, shall be rated and charged by the Commissioners of Police for the Police Tax of the said City, and the Commissioners of Police of the said City shall be obliged, and they are hereby required to give in and deliver to the said Magistrates of *Aberdeen* for the Time, in the Month of *September* yearly, a certified Copy of the Police Rent Roll annually made up by them, of all the said Dwelling Houses, Shops, Cellars, Warehouses, and other Buildings within the said City and Royalty, with the Names and Designations of the Occupiers and Possessors thereof, according to which Rent Roll the aforesaid Assessment of One Penny on each Pound Sterling of the Rent thereof shall be ascertained and imposed as aforesaid; the Clerk to the said Commissioners of Police being allowed a reasonable Gratification for his Trouble in furnishing said certified Copy of the Police Roll, and which several Assessments shall be levied, collected, and accounted for along with the other Taxes payable within the said City and Liberties, by such Person or Persons and in such Manner as the said Magistrates shall from Time to Time appoint, and shall be applied and appropriated in Aid of the Rogue Money collected for the said City, and for defraying the additional Charges and Expences that may be incurred by the said Magistrates or Commissioners in virtue of this present Act, and for no other Purpose whatsoever; and the said Magistrates of the said City shall, in each and every Year, on the First Day of *September* make up a just and true Account of all Sums of Money received and paid in the Name of Rogue Money, collected

under this or any other Act, a Copy or Duplicate of which Account shall be deposited with the Town Clerk of *Aberdeen*, who shall be obliged and is hereby required to permit any Person assessed as aforesaid to inspect and examine the said Accounts at all seasonable Times, without Payment of any Fee or Reward for such Inspection; and the said Clerk shall also upon Demand give certified Copies or Extracts of the said Accounts to any Person requiring the same, upon Payment of such reasonable Fee or Reward for his Trouble as the said Magistrates shall determine and appoint, and an Abstract of such Account shall be published in the *Aberdeen* Newspapers; and in case it shall appear that the said Rates or Assessments hereby authorized, together with the Rogue Money at present payable in the said City and Liberties, will raise more Money than will be sufficient to meet the necessary Charges and Expences to which the said Assessments and Rogue Money are appointed to be applied, then the said Magistrates shall and they are hereby directed and required to reduce the said Rates or Assessments to such Sum as will in their Estimation be sufficient to meet such Charge, and again to raise the same to such Sum as they shall think proper, not exceeding the respective Rates herein-before authorized to be rated and assessed.

For defraying Expence of maintaining Officers attending Public Business.

XXII. And in order to defray the Expence of maintaining such Officers as may be appointed by the said Commissioners to attend on the different Public Meetings of the said County of *Aberdeen*, and on the Judges and Juries on their Circuits on the Part of the County of *Aberdeen*, be it enacted, That it shall and may be lawful to and for the Commissioners of Supply, or Freeholders of the said County, and they are hereby authorized and empowered, at the Annual Meeting held at *Michaelmas*, to charge the Amount thereof against the Rogue Money of the said County.

Act of 54 G. 3. to continue in force.

XXIII. And be it enacted, That the whole Powers, Authorities, Provisions, Clauses, Matters, and Things of and in the said recited Act of the Fifty-fourth Year of the Reign of His present Majesty, shall continue in force, in so far as not altered by this Act.

Expences of obtaining and passing this Act.

XXIV. And be it further enacted, That the Expence of obtaining and passing this Act, as the same shall be fixed and ascertained by the Commissioners at their first or any subsequent General Meeting, shall be paid out of the first of the Money which shall come to their Hands or be received under and by virtue of this Act.

Public Act.

XXV. And be it 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.

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