ANNO OCTAVO & NONO

VICTORIÆ REGINÆ.

* *

C A P. XL.

An Act for amending an Act for making Provision for Parish Schoolmasters in *Scotland*.

[21st *July* 1845.]

WHEREAS an Act was passed in the Forty-third Year of the Reign of His Majesty King *George* the Third, intituled *An Act for making better Provision for the Parochial Schoolmasters, and for making further Regulations for the better Government of the Parish Schools, in* Scotland: And whereas by the said Act it is provided, that if the Heritors, qualified as thereby required, and Minister, shall fail to elect a Schoolmaster within Four Calendar Months from the Time the Vacancy shall have taken place, then the Presbytery within the Bounds of which the Parish is situated shall apply to the Convener of the Commissioners of Supply of the County or Stewartry, who, or any Five of them, at a Meeting to be called by the Convener upon Thirty Days Notice, shall have Power, *jure devoluto*, and are hereby directed, to elect a Person to supply the Vacancy: And whereas in various Cases of Vacancies the Presbyteries have failed to apply to the Convener of the Commissioners of Supply, so as to enable him to call such Meeting for the Exercise by the Commissioners of Supply of the *ius devolutum* so conferred upon them, and great Inconvenience and Injury have been experienced by Parishes, in consequence of Schoolmasters not having been elected to supply such Vacancies: Be it therefore enacted by the Queen's most Excellent Majesty, by and with

43 G.3. c. 54.

On Failure of Election of Schoolmaster, and of Application to Convener, the Commissioners of Supply to appoint.

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 failing such Election as aforesaid, and such Application by the Presbytery to the Convener of the Commissioners of Supply, then, within Twenty-one Days after the Expiration of the Four Months after which the Presbytery is so required to apply to the Convener of the Commissioners of Supply, it shall be lawful for any Heritor of the Parish to make Intimation of the Vacancy, whether now existing or that may hereafter occur, by Letter to the Convener of the Commissioners of Supply of the County or Stewartry within which the Parish is situated, requiring him to call a Meeting of such Commissioners upon Thirty Days Notice; and the Commissioners of Supply, or any Five of them, assembled at such Meeting or any adjourned Meeting, shall have Power, *jure devoluto*, to take the Matter of such Vacancy into consideration, and, unless good Cause be shown to the contrary, to proceed forthwith to the Election of a Schoolmaster, according to the Intent and Meaning of the said recited Act, and such Election shall be good and valid to all Intents and Purposes.

LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1845.