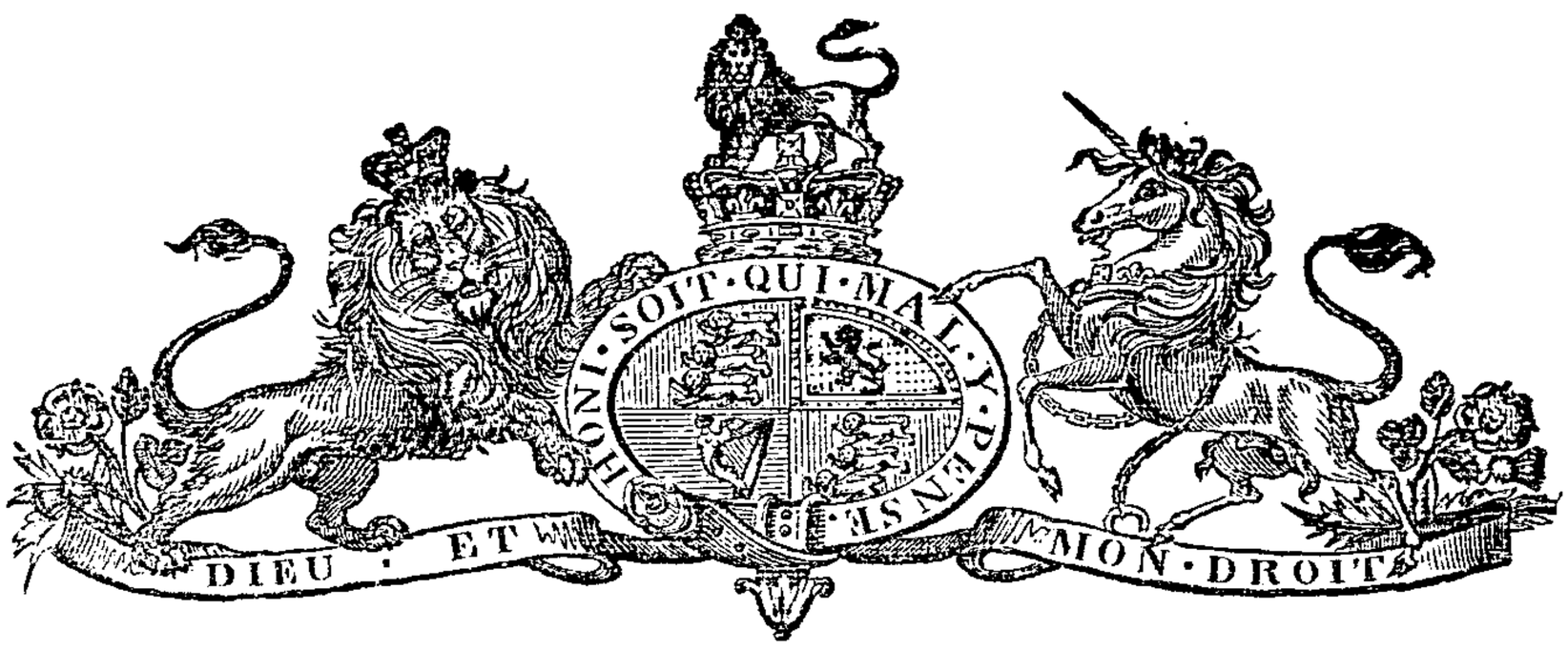


ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

VICTORIÆ REGINÆ.

****

Cap. ccvi.

An Act for making and maintaining Highways, Bridges, Quays, and Ferries; and for regulating Ferries in the Shire of *Argyll*.

[14th *July* 1864.]

WHEREAS an Act of the Parliament of *Scotland* was passed in the Year One thousand six hundred and sixty-nine, intituled *An Act for repairing Highways and Bridges*; and another Act of the same Parliament was passed in the Year One thousand six hundred and eighty-six, intituled *Additional Act anent Highways and Bridges:* And whereas an Act was passed in the Sixth and Seventh Years of the Reign of Her present Majesty, intituled *An Act for making and maintaining Highways, Roads, Bridges, and Quays, and for regulating Ferries in the Shire of* Argyll, *and for altering and repairing certain Military and other Roads, Bridges, and Quays in the said Shire:* And whereas an Act was passed in the Eighth and Ninth Years of Her present Majesty, intituled *An Act for amending the Laws concerning Highways, Bridges, and Ferries in* Scotland, *and the making and maintaining thereof by Statute Service, and by the Conversion of Statute Service into Money:* And whereas an Act was passed in the Twenty-fifth

Act (*Parl. Scotland*), 1669, c. 16.
Act (*Parl. Scotland*), 1686, c. 8.
6 & 7 Vict. c. xcvii.
8 & 9 Vict. c. 41. (*Pub.*)

25 & 26 Vict. c. 105. (*Pub.*) 6 & 7 Vict. c. xcvii.

and Twenty-sixth Years of the Reign of Her present Majesty, intituled "The Highland Roads and Bridges Act, 1862:" And whereas the Period for the Continuance of the said third-recited Act is about to expire: And whereas the Powers given in the said first, second, fourth, and fifth recited Acts are not sufficient for the proper making and maintaining of the Highways, Bridges, Quays, and Ferries, and for regulating the Ferries in the said Shire of *Argyll*; and it is expedient that sufficient Powers be granted for these Purposes, but this 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 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; (that is to say,)

Short Title.

1. This Act may be cited for all Purposes as "The *Argyllshire* Roads Act, 1864."

Interpretation of Terms.

2. In this Act the following Words and Expressions shall have the Meanings hereby assigned to them respectively, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Word "Sheriff" shall mean the Sheriff of the County or Shire of *Argyll*:

The Expression "the Trustees" shall mean the *Argyll* County Road Trustees qualified and acting under this Act:

The Expression "the District Trustees" shall mean the *Argyll* District Road Trustees for the respective Districts into which the County is divided for the Purposes of this Act, qualified as herein provided:

The Expression "the *Campbeltown* Trustees" shall mean the Trustees appointed and acting under "The *Campbeltown* Harbour and Burgh Act, 1846:"

The Word "Clerk" shall mean the County Road Clerk appointed and acting for the Time being under this Act:

The Expressions "District Clerk," "District Surveyor," and "District Collector," shall respectively mean the Clerk, Surveyor, and Collector, appointed and acting for the Time being under the District Trustees:

The Word "Creditor" shall include the Trustee, Tutor or Curator, Judicial Factor, or Curator bonis of any Creditor:

The Expression "the County" shall mean the County of *Argyll*:

The Word "Burgh" shall mean and include any Royal Burgh or Parliamentary Burgh within the County:

The Expressions "the Roads" or "the Highways," where not specially defined, shall mean and include all Roads, Highways, Bridges,

Bridges, Streets, Squares, Alleys, Lanes, Thoroughfares, or Passages now or by this Act vested in or otherwise belonging to or maintained by the District Trustees:

The Words "Proprietor," "Tenant," "Occupier," and the Expression "Lands and Heritages" shall have the same Meanings as are attached thereto respectively in and by the Act Seventeenth and Eighteenth *Victoria*, Chapter Ninety-one, intituled *An Act for the Valuation of Lands and Heritages in* Scotland; and the Expression "the Valuation Roll" shall mean the Valuation Roll in force for the Time for the County and each of the Burghs therein respectively, made up under the Authority of the said Act or any other Act relating to the Valuation of Lands and Heritages in *Scotland* which may be in operation for the Time being; and the Words "annual Value" shall mean the Sum at which any Lands are entered in such Valuation Roll: 17 & 18 Vict. c. 91.

"Local Newspaper" shall mean any Newspaper published in the County, or any Newspaper published in a County adjoining or near thereto and commonly circulating therein:

"Special Advertisement" shall mean Notice by Advertisement published once at least in One *Glasgow* Newspaper generally circulating in the County, and in the *North British Advertiser* Newspaper, or if the same shall cease to be published, in One *Edinburgh* Newspaper published at least Three Days in the Week.

3. From and after the First Day of *October* One thousand eight hundred and sixty-four the said third-recited Act of the Sixth and Seventh Years of the Reign of Her present Majesty shall be and the same is hereby repealed, and this Act shall take effect and be put in force instead thereof, save and except as to any Assessment authorized to be levied or exacted by the said third-recited Act, and as to any Debt due by the Trustees under the said Act which at the First Day of *October* One thousand eight hundred and sixty-four shall remain unpaid, and as to any Fine, Forfeiture, or Penalty under said Act which shall have been previously incurred. 6 & 7 Vict. c. xcvii. repealed, except as to outstanding Debts.

4. From and after the First Day of *October* One thousand eight hundred and sixty-four the Two recited Acts of the Parliament of *Scotland* passed in the Year One thousand six hundred and sixty-nine, and in the Year One thousand six hundred and eighty-six, shall not extend or apply to the County or to the Trustees or District Trustees. Recited Acts of Parl. of Scotland not to apply to County of Argyll.

5. The Provisions of the said Act, Eighth and Ninth *Victoria*, Chapter Forty-one, shall, in so far as not altered by or inconsistent with this Act, extend and apply thereto, and the Expression "the Trustees" 8 & 9 Vict. c. 41. (*Pub.*) incorporated.

Trustees" in the said Act shall mean the Trustees or District Trustees or any Committee of Trustees under this Act, as the Case may be.

8 & 9 Vict. c. 19. and 23 & 24 Vict. c. 106. incorporated.

6. The "Lands Clauses Consolidation (*Scotland*) Act, 1845," and "The Lands Clauses Consolidation Acts Amendment Act, 1860," so far as not altered by or inconsistent with this Act, are hereby incorporated herewith, and the Expression "the Promoters of the Undertaking" in the said Acts shall mean the Trustees or District Trustees under this Act, as the Case may be.

10 & 11 Vict. c. 16. incorrated.

7. "The Commissioners Clauses Act, 1847," so far as not altered by or inconsistent with this Act, is hereby incorporated herewith, with the Exception of the Clauses with respect to the Election and Rotation of Commissioners, and with the Exception of Clauses Fifteen, Sixteen, Thirty-six, Thirty-seven, of Clause Thirty-eight as far as regards District Meetings under this Act, of Clauses Thirty-nine, Forty, Forty-one, Forty-two, Forty-three, Forty-five, Forty-six, Forty-seven, and Eighty-four.

As to Division of County into Districts.

8. For the Purposes of this Act the County is hereby divided into the Eleven Districts following; viz. *North Argyll*, *South Argyll*, *Cowal*, *Kintyre*, *Tarbert*, *Lorn*, *Mull*, *Ardnamurchan*, *Morven*, *Islay*, and *Dunoon;* the First of the said Districts called *North Argyll* shall extend from the West March of the Lands of *Dunderave* to the South Marches of the Lands of *Inverae*, *Strone*, and *Feorline*, thence by the South Marches of the Lands of *Craignure* and *Ardary* to *Loch Awe*, thence along the South-east Side of the said Loch to the Water of *Tettle*, excepting the Island or Peninsula of *Inistrynich*, and thence in a straight Line to the March between the Lands of *Dunderave* and the Lands of *Auchintraw;* the Second District called *South Argyll* shall comprehend the whole Lands from the North and North-east Marches of the Lands of *Achagoyle* by *Loch Fine* to the South March of the Lands of *Strondour*, the East Marches of *Drimdrisaig*, *Clachbreck*, and *Ormsary*, and the East and South Marches of *Shengart*, thence by *Loch Keolisport* and Sound of *Jura* to the South March of *Lower Kaims*, and thence by the South-east Marches of *Upper Kaims*, *Lagganlochan*, *Duchra*, *Barlia*, and *Dalchelish* to *Loch Avich*, and along the Water of *Avich* to *Loch Awe*, and by the South-west March of *Ardary*, *Craignure*, *Feorline*, *Strone*, and *Inverae*, to *Loch Fine*, including the Islands attached to the Parishes of *North Knapdale* and *Craignish;* the Third District called *Cowal* shall comprehend the whole Lands from the South Coast of *Cowal* to the West March of the Lands of *Dunderave*, from *Loch Fine* to where it meets the Boundary Line between *North Argyll* and *Lorn*, thence prolonging the said Boundary Line to the Confines of the County

County of *Dumbarton*, but excepting therefrom the Lands comprehended in the Eleventh or *Dunoon* District as herein-after defined; the Fourth District called *Kintyre* shall comprehend the whole Lands from the South End of *Kintyre* to the North Marches of the Lands of *Carnbeg* and *Cour* including the Island of *Sanda*, but excluding the Royal Burgh of *Campbeltown* within the Boundaries of the Royalty thereof; the Fifth District called *Tarbert* shall comprehend the whole Lands from the South Marches of the Lands of *Rannachan* and *Crossaig* to the North Marches of the Lands of *Erins*, *Sleibgoyle*, and *Drimdrissaig*, including the Parish of *Gigha;* the Sixth District called *Lorn* shall comprehend the whole Lands from the South March of *Lower Kaims* on *Loch Melford*, and thence by the South-east Marches of *Upper Kaims*, *Lagganlochan*, *Duchra*, *Barlia*, and *Dalchelish*, to *Loch Avich*, and along the Water of *Avich* to *Loch Awe*, and thence by *Loch Awe* to the Water of *Tettle*, including the Island or Peninsula of *Inistrynich*, thence by the Northern Boundaries of the said Districts of *North Argyll* and *Cowal* to the Confines of *Dumbartonshire*, and thence by the Boundaries of *Dumbartonshire*, *Perthshire*, *Inverness-shire*, and *Loch Leven* to *Linnheloch*, and thence by the *Linnheloch* to the South March of *Lower Kaims* on *Loch Melford*, including all the Islands in the united Parishes of *Appin* and *Lismore*, *Kilmore* and *Kilbride*, and *Kilbrandon* and *Kilchattan*, and the Islands of *Balnahua* and *Pladda;* the Seventh District called *Mull* shall comprehend the Islands of *Mull*, *Ulva*, *Ikolmkill*, *Tyree*, *Coll*, *Inchkenneth*, *Gommetra*, and the small Islands adjacent; the Eighth District called *Ardnamurchan* shall comprehend *Ardnamurchan*, *Sunart*, *Ardgour*, and that Part of the Parish of *Kilmallie* which is situated in *Argyllshire*, *Muck*, *Rum*, and *Canna*, and the small Islands adjacent; the Ninth District called *Morven* shall comprehend the Parish of *Morven* and the Lands of *Kingerloch;* the Tenth District called *Islay* shall comprehend the Islands of *Islay*, *Colonsay*, *Oronsay*, and all the adjacent Islands, and the Island and Parish of *Jura*, excepting the Islands of *Balnahua* and *Pladda;* and the Eleventh District called *Dunoon* shall commence at *Chapelton*, being the Southmost Point of the Property of *Innellan* belonging to *John Henry Campbell Wyndham* of *Dunoon*, and shall terminate at the Northmost Point of *Blairmore Farm* on *Loch Longside*, the Property of *Alexander Campbell* of *Inverawe*, all in the united Parishes of *Dunoon* and *Kilmun*, such District being bounded on One Side for its whole Length by the Sea, and comprising the Farms and Lands of *Innellan*, *Newton*, *Knockamillie*, *Burnmakiman*, and *Cluniter*, now or lately belonging to the said *John Henry Campbell Wyndham* and his Vassals; *Garhallow*, belonging to *John McArthur Moir* and his Vassals; *Kilbride*, belonging also to the said *John Henry Campbell Wyndham* and his Vassals; the Lands of *Milton*, belonging to the

said *John McArthur Moir* and his Vassals; the Estate of *Hafton*, belonging to *James Hunter* and his Vassals (with the Exception of the Farms of *Corrichaive* and *Glenlean*); and also the Farms and Lands of *Kilmun*, *Strone*, and *Blairmore* on the Estate of *Kilmun*, belonging to *Alexander Campbell* of *Inverawe* and his Vassals, together with all intervening Lands, including the Road from *Hunter's Quay* to *Sandbank*, and all the other Roads within the said District which are now under the Charge of the Trustees appointed by the third-recited Act: Provided that no Part of the Lands of *Benmore* belonging to *James Patrick*, or of the Lands of *Ballochyle* belonging to Major *William Rose Campbell*, shall be included in the said District: Provided also, that as regards the Islands of *Tiree*, *Coll*, *Jura*, and *Colonsay*, with *Oronsay*, Three Fourths of the Assessments levied by virtue of this Act in each of these Islands shall be laid out on the Roads within the same, any Provision herein contained notwithstanding.

Power to alter Districts.

9. It shall be competent for the Majority of a Meeting of the Trustees, consisting of Ten or more Trustees assembled at any *Michaelmas* General Meeting, to alter and vary the Boundaries of the said Districts excepting the *Dunoon* District, and to increase or diminish the Number of the same as they shall think proper; provided always, that Notice in Writing signed by Two or more Trustees of the Intention to propose such Alteration shall have been given at the General Meetings of Trustees in *October* and *April* preceding, and that such Notices shall respectively have been intimated by special Advertisement by the Clerk, and that a Copy thereof shall have been sent by him, within Fifteen Days after each of the said previous General Meetings, to each of the District Trustees and to the Clerk of the District or Districts in which such Alterations are proposed.

Qualification of Trustees.

10. This Act shall be carried into execution by Trustees, and, except as regards the *Dunoon* District and the Royal Burgh of *Campbeltown*, for which special Provision is herein-after made, every Person qualified to act as a Commissioner of Supply within the County by virtue of the Nineteenth Section of the said Act of Seventeenth and Eighteenth *Victoria*, Chapter Ninety-one, or by virtue of the Provisions of any Act which may be passed in the present or any future Session of Parliament amending that Act, shall be a Trustee for executing this Act; but no Person whose Qualification to act as a Commissioner of Supply arises from Property within the *Dunoon* District or the Royal Burgh of *Campbeltown* shall be entitled in virtue of such Qualification to act as One of the General or District Trustees under this Act.

11. The

Provosts of certain Burghs to be Trustees.

11. The Provost of the Royal Burgh of *Inverary*, the Provost of the Royal Burgh of *Campbeltown*, and the Chief Magistrate of the Burgh of *Oban*, all for the Time being, shall be Trustees for executing this Act, and the Provost of *Inverary* and the Chief Magistrate of *Oban* shall respectively be a District Trustee for the District in which each such Burgh is situate.

General Trustees and District Trustees.

12. The Trustees shall meet and act in General Meeting and in District Meeting as is herein-after provided; and, except as regards the *Dunoon* District, every Trustee duly qualified or appointed as aforesaid, within all or any of the said Districts, shall be a Trustee in the District or Districts where he possesses such Qualification or Appointment, and not otherwise, and the Trustees shall be called "the *Argyll* County Road Trustees" and "the *Argyll* District Road Trustees" respectively.

Meetings of the Trustees.

13. The Trustees shall hold a General Meeting at *Inverary* within Four Months after the passing of this Act, and they shall hold a General Meeting, to be called "the Annual General Meeting," at *Inverary* on the Thirtieth Day of *April* in each Year, and if such Day be a *Sunday*, on the next Day, and another General Meeting at *Inverary*, to be called "the *Michaelmas* General Meeting," on the Fourth *Wednesday* of *October* in each Year, or on such other Days or at such Places as may be resolved on at any Annual General Meeting of the Trustees: Provided always, that Notice of the Intention to propose any Alteration of the Days or Places of Meeting shall have been given by special Advertisement or by Circular Letter addressed by the Clerk to each Trustee at least Three Months previously.

Provisions with respect to the Dunoon District, and Number of Trustees.

14. And whereas that Portion of the County which is comprised within the said *Dunoon* District is densely populated, and its Circumstances require special Provision to be made with respect to the Number and Qualification of the District Trustees therein, their Election, and otherwise: Be it therefore enacted as follows: The Number of District Trustees for the said District shall be Fifteen.

Qualification of Trustees for Dunoon District.

15. Any Person being the Proprietor or the Husband of a Proprietor infeft in Liferent or in Fee not burdened with a Liferent in Lands and Heritages within the *Dunoon* District of the annual Value of at least Fifty Pounds, in Terms of the said Act of Seventeenth and Eighteenth *Victoria*, Chapter Ninety-one, or of any Act which may be passed in the present or any future Session of Parliament amending that Act, may be elected a Trustee for the said District.

16. For

Mode of electing Trustees for Dunoon District.

16. For the Purpose of electing Trustees for the *Dunoon* District, a Meeting of the Proprietors of Lands and Heritages therein, qualified as herein-after mentioned, shall be held at a convenient Place within the said District on the First *Wednesday* in the Month of *October* One thousand eight hundred and sixty-four, at Twelve o'Clock Noon, and such Meeting shall be convened by the Clerk, if then appointed, and if not then appointed by the Clerk of Supply for the County, by special Advertisement, requiring all Proprietors of Lands or other Heritages within the said District, of the annual Value of Twenty-five Pounds and upwards, as entered in the Valuation Roll of the County, to repair to the Place mentioned in the Advertisement at the Time before prescribed, and there to elect to be Trustees for the said District Persons qualified as aforesaid; and the Trustees who shall be elected at such Meeting shall continue in Office until the First *Wednesday* in the Month of *October* One thousand eight hundred and sixty-five, when a similar Meeting of Proprietors, duly qualified as before mentioned, and convened by the Clerk to the Trustees for the said District by special Advertisement as aforesaid, shall be held for the Election of Trustees for the said District for the ensuing Year; and at a similar Meeting convened as last above mentioned, and held on the First *Wednesday* in the Month of *October* in every subsequent Year, Trustees shall be elected for the Year next ensuing, and at every such Meeting the Trustees who have acted for the preceding Year shall be eligible for Re-election: Provided always, that at every such Meeting Twenty shall be a Quorum, and a Chairman shall be elected who shall have a Deliberative as well as a Casting Vote, and the Election shall be determined by the Majority of Votes of Electors present (each Elector having One Vote); and the Chairman shall certify to the District Clerk, in Writing under his Hand, the Names, Designations, and Addresses of the Trustees elected at such Meeting, and such Certificate shall be conclusive Evidence of the Persons named therein having been duly elected Trustees for the said District for the Purposes of this Act: Provided also, that if a Quorum of Electors shall not be present at any such Meeting the Trustees of the said District for the immediately preceding Year shall continue in Office for the Year then ensuing.

Meetings of the District Trustees.

17. The Trustees for each District shall hold a District Meeting on the Second *Wednesday* of *October* One thousand eight hundred and sixty-four, and they shall hold a District Meeting annually thereafter on the Second *Wednesday* of *October* in each Year, at some convenient Place within each District, and they shall from thence, and from Time to Time during the Year, adjourn to meet at such Times and Places in the Neighbourhood of any of the Roads under their Charge as they shall resolve.

18. At

Chairman of Meetings of Trustees.

18. At each Meeting of the Trustees they shall, by the Majority of the Votes of the Trustees present, elect One of their own Number to be the Chairman of such Meeting; and in case of an Equality of Votes, the Trustee present whose Name stands alphabetically first shall preside at such Meeting; and in all other Cases of Equality of Votes at any Meeting of the Trustees, the Chairman or other Person presiding thereat shall, in addition to his own Vote as a Trustee, have a Second or Casting Vote.

Chairman of District Meetings.

19. At the First Meeting of the District Trustees, and at each Annual District Meeting to be held on the Second *Wednesday* of *October* thereafter, they shall elect One of their own Number to be Chairman and Convener of the District by Vote in accordance with the Provisions herein-after made, who shall when present preside at all District Meetings of the District, and such Chairman shall hold Office until the Annual District Meeting to be held on the Second *Wednesday* of *October* in the Year succeeding his Appointment, or until his Successor is appointed, and may be re-elected on the Expiration of his First or other Period of Office; and in the event of the Death or Resignation of such Chairman and Convener the District Trustees may, at their next District Meeting, appoint a Chairman and Convener to fill such Vacancy, who shall hold Office only so long as the Person in whose Place he was elected would have been entitled to continue Chairman and Convener: Provided always, that at every Annual Meeting the Chairman going out of Office shall, if present and willing to act, be the Chairman of such Meeting.

Voting in Districts.

20. All Questions arising among the District Trustees in District Meeting assembled, except as regards the *Dunoon* District, shall be determined by the Vote of the District Trustees holding or representing by proxy Property within the District of the annual Value of Two Thirds of the Property held or represented by all the District Trustees present at such Meeting, and not by the Number of individual Votes, and when any Question shall not be so determined, the same shall stand referred to the Determination of the next General Meeting: Provided always, that the Provost of *Inverary* and the Chief Magistrate of *Oban* shall be qualified to vote at all such Meetings as holding or representing Property of the annual Value of One hundred Pounds Sterling.

Voting at Meetings of Trustees for District of Dunoon.

21. At all Meetings of the District Trustees for the *Dunoon* District, all Questions shall be decided by the Votes of the Majority in Number of the Trustees present, and if there be an equal Division of Votes upon any Question the Chairman shall in addition to his own Vote have a Second or Casting Vote.

Vote by Proxy.

22. In all Meetings of the Trustees or District Trustees, whether General, Special, or District (except Meetings of the Trustees of the *Dunoon* District), it shall be lawful for and in the Power of any absent Trustee or District Trustee to act and vote by proxy, general or special, to be by him given to any other Trustee or District Trustee, or by a Commissioner or Factor duly appointed under a Deed of Commission and Factory: Provided always, that such Proxy, or Commission and Factory, shall be produced, and the Particulars thereof shortly entered in the Sederunt Book at the Time the Name of the Holder thereof is entered therein, in default of which he shall not be entitled to vote by virtue of such Proxy or Commission and Factory.

Meetings and Proceedings of Trustees and District Trustees.

23. The following Provisions shall be applicable to the Meetings and Proceedings of the Trustees and District Trustees:

The Quorum of a Meeting of the Trustees shall be Five, and of the District Trustees Three:

Special Meetings of the Trustees or District Trustees may be held on a Requisition, stating the Object and Business of such Special Meeting, signed by Two Trustees or District Trustees, as the Case may be, being presented to the Convener of the County or the Clerk in the Case of the Trustees, or to the Chairman and Convener of the District, or to the District Clerk in the Case of the District Trustees, who shall call such Meeting by special Advertisement, or by Circular Letter, stating the Object and Business of such Meeting, addressed to each Trustee or District Trustee, as the Case may be, at least Fifteen Days previously to the Day fixed for such Meeting:

No Business shall be discussed or transacted at any Special Meeting except the Business specified in the Advertisement or Circular Letter calling the same:

Any Meeting, General, Special, or District, of the Trustees or District Trustees may be adjourned to a Time and Place to be specified in the Minutes of such Meeting; and in the event of a Quorum not being present at any such General, Special, or District Meeting, the Convener of the County or the Clerk, if the Meeting be a Meeting of the Trustees, or the Chairman and Convener of the District or the District Clerk, if the Meeting be a Meeting of the District Trustees, may call an adjourned Meeting to be held at the same Place on any Day within Three Weeks after the Day fixed for such Meeting, whereof Notice shall be given by special Advertisement or by Circular Letter addressed to each Trustee or District Trustee at least Fifteen Days previously to the Day fixed for such adjourned Meeting:

Any Business appointed by this Act to be transacted, and any Assessment by this Act authorized to be imposed, at any General, Special,

Special, or District Meeting of the Trustees or District Trustees, may be transacted or imposed at any adjourned Meeting: Provided always, that, except at Meetings adjourned under Section Seventeen hereof, no Business shall be brought before or transacted at such adjourned Meeting which was not brought or appointed to be brought before the original Meeting which was so adjourned.

Officers to be appointed.

24. The Trustees shall appoint a Clerk who shall be called the "County Road Clerk," and the District Trustees shall appoint a Clerk, Surveyor, and Collector for each District, and such other Officers and Servants as they respectively may think necessary for carrying this Act into execution, and shall respectively pay such Salaries and Allowances to the said Officers as they shall think reasonable; and such Officers and Servants shall perform the Duties from Time to Time prescribed by the Trustees or District Trustees, as the Case may be, and shall be subject to Removal at any Time by the Trustees or District Trustees respectively; and they and all other Officers so appointed shall find such Security for the faithful Execution of their Offices as the Trustees or District Trustees shall require.

Auditors.

25. The District Trustees may appoint Auditors, and they shall have Power from Time to Time to remove any Auditor so appointed if they shall see fit, and to appoint another in his Place.

District Meetings to report to General Meeting.

26. On the Second *Wednesday* in *October*, annually, the District Trustees in District Meetings assembled, or, in their Absence, the Clerks of such District Meetings, shall make up full and exact Reports of their whole Proceedings, containing an Account of the whole Monies received and expended by them in virtue of this Act on the Roads, and of the Offences against this Act committed within such Districts respectively during the Year preceding the Fifteenth *May* then immediately previous, and such Reports shall be signed by the Chairmen or Clerks of such District Meetings, and except as regards the *Dunoon* District shall be transmitted within Ten Days thereafter by such Clerks to the County Road Clerk; and the Reports so transmitted shall by the last-mentioned Clerk be entered in a Book or Books to be kept for that Purpose, which at all seasonable Times shall be open to the Inspection of all Persons interested, who may take Copies thereof or Extracts therefrom; and in case of Failure to make out and transmit such Reports, except as regards the *Dunoon* District, it shall be lawful for the Trustees, at the Annual General Meeting, to order Payment to the County Road Clerk by the Collector of the District so failing of the Sum of Ten Pounds Sterling,

Sterling, and the Sum so to be paid over shall remain at the Disposal of the Trustees for the Purposes of this Act.

Rights of District Trustees.

27. From and after the First Day of *October* One thousand eight hundred and sixty-four, all the Roads, Bridges, Lands, Houses, and other Buildings, Ferries, Quays, Piers, Works, Rights, Interests, Arrears of Assessments, Monies, Property and Effects, Rights of Action, Claims and Demands, Powers, Immunities, and Privileges whatsoever, vested in or belonging to or under the Management of the Trustees or District Trustees of any public Roads and Bridges, Ferries, Quays, or Piers, within the County, under and by virtue of any of the recited Acts, or to which they were in any Manner of way entitled in Law or in Equity, or otherwise, except as herein provided, shall respectively become and be by virtue of this Act transferred to and vested in the respective District Trustees of each of the said Districts into which the County is hereby divided, who may use, possess, sue for, and recover the same, and act in respect thereof within their respective Districts as effectually as if the same had been vested in them by the said recited Acts, or any of them, and who shall, subject to the Qualifications herein-after expressed, be liable in all the Debts, Liabilities, Claims, and Demands within the same Districts in which any Road Trustees acting for the County before the passing of this Act are or were liable under the said recited Acts, or any of them.

Powers of Trustees.

28. The Trustees shall have and exercise such Control over the Proceedings of the District Trustees, except as regards the *Dunoon* District, and such other general Powers of acting as a Court of Appeal, and for regulating Ferries and otherwise, as is herein provided: Provided always, that as regards chartered Ferries the Power of the Trustees shall only extend to the Regulation thereof as after provided.

Powers of District Trustees.

29. The District Trustees shall superintend and have the Management of the Roads within their respective Districts, and shall be entitled to apply the Assessments to be raised within the said respective Districts in manner hereby authorized for the Purposes of this Act, but subject always, except as regards the *Dunoon* District, to the Control of the Trustees and to the Right of Appeal herein provided.

Trustees and Officers under recited Acts to account for Monies and deliver up Books.

30. All Persons acting or who have acted under the recited Acts or any of them, at or previous to the First Day of *October* One thousand eight hundred and sixty-four, as Trustees or District Trustees of any of the Roads, or as Clerks or Officers of such Trustees or District Trustees, who shall at or after the First Day of *October*

October One thousand eight hundred and sixty-four have in their Custody, Power, or Possession any Monies collected or raised by virtue of such Acts, or belonging to the Trustees or District Trustees under the same, or any Books, Deeds, Papers, Writings, Property, or Effects belonging or which belonged to the said Trustees or District Trustees, or relating to the Execution of such Acts, shall pay and deliver up the same to the Trustees or District Trustees hereby appointed, as the Case may be, or to such Person as they shall appoint to receive the same; and in case of Neglect or Refusal the Person so neglecting or refusing shall for every such Offence be liable in a Penalty not exceeding Twenty Pounds, and shall also be liable to such Actions as the Trustees or District Trustees may commence for the Recovery of the Money, Books, Deeds, Papers, Writings, or Effects so refused or neglected to be paid or delivered up as aforesaid: Provided always, that the Persons acting or who have acted as Trustees of the *Cowal* District as constituted by the third-recited Act, or as Clerks or Officers of such District Trustees, shall pay any such Monies as may be in their Custody, Power, or Possession as aforesaid to the Trustees of the *Cowal* and of the *Dunoon* Districts respectively, as constituted by this Act, or to their respective Collectors, in the Proportions following, that is to say, One Half thereof to the *Cowal* District Trustees, and One Half thereof to the *Dunoon* District Trustees.

Persons owing Debts under recited Acts to be liable to District Trustees.

31. Every Person who at the First Day of *October* One thousand eight hundred and sixty-four shall be liable to the Payment of any Assessment to the Trustees or District Trustees acting in the Execution of the recited Acts, or any of them, shall, notwithstanding the Repeal thereof, be liable to the Payment of such Assessment to the District Trustees in like Manner as every such Person would have been liable to the Payment thereof to the Trustees or District Trustees acting in the Execution of the recited Acts if this Act had not been passed, and the same shall be paid, with all Interest due or to accrue thereon, to the District Trustees, and the Payment thereof may be enforced by them in the like Manner as the same might have been enforced by the Trustees or District Trustees acting in the Execution of the recited Acts, or any of them, if this Act had not been passed, or in the same Manner as any Assessment leviable under this Act: Provided always, that any such Assessment which may on the said First Day of *October* One thousand eight hundred and sixty-four remain due within the Boundaries of the *Cowal* District, as constituted by the third-recited Act, shall be payable to and Payment thereof may be enforced as aforesaid by the Trustees for the *Cowal* District or the Trustees for the *Dunoon* District, as constituted by this Act, according as the same shall be leviable within the Boundaries of the last-mentioned Districts respectively.

Contracts may be enforced by and against the Trustees.

32. All Contracts and Obligations for the Maintenance and Repair of Roads, or of Sea Walls connected with any Roads, and other Contracts and Engagements entered into with the Trustees of any District acting by virtue and under the Power and Authority of the recited Acts, or of any of them, previous to the First Day of *October* One thousand eight hundred and sixty-four, shall, at and from the said Date, be binding on and enforceable by and against and incumbent on the District Trustees hereby appointed for the District to which such Contracts, Obligations, or Engagements relate, and the several other Parties to such Contracts, Obligations, and Engagements respectively, as fully as they would have been binding on or enforceable by and against and incumbent on the said first-mentioned Trustees, and the several other Parties to such Contracts, Obligations, and Engagements respectively, or any of them, if this Act had not been passed: Provided always, that any such Contracts, Obligations, or Engagements with respect to Roads, Sea Walls, or other Matters situate within the District described in the third-recited Act as the *Cowal* District, shall be binding and incumbent on and enforceable by and against the Trustees for the *Cowal* and the *Dunoon* Districts respectively as defined by this Act, and the several other Parties to such Contracts, Obligations, and Engagements respectively, according as such Roads, Sea Walls, or other Matters are situate within the Two last-mentioned Districts respectively.

Books of former Trustees to be Evidence.

33. All Books containing the Accounts and Proceedings of the Trustees or District Trustees or other Persons who have acted under the recited Acts, or any of them, shall and may be given in Evidence in all Claims, Prosecutions, Appeals, and Actions whatever under this Act in the same Manner as they might have been under the recited Acts.

Actions by or against former Trustees to continue against Trustees under this Act.

34. No Action, Prosecution, or other Proceeding by or against the Trustees or District Trustees or other Persons acting previously to the First Day of *October* One thousand eight hundred and sixty-four, under the Authority of the recited Acts, or any of them, in relation to the Roads, shall abate, cease, or be discontinued, or prejudicially affected by this Act, but the same shall continue and take effect, both in favour of and against the Trustees or District Trustees, in the same Manner in all respects as the same would have continued and taken effect in relation to the Trustees or other Persons under the recited Acts if this Act had not been passed.

Proceedings of District Meetings subject to Control of General Meetings.

35. Excepting as regards the Trustees of the *Dunoon* District, all Proceedings of the District Trustees shall be subject to the Control of the Trustees, to whom any District, Person, or Persons who may think themselves aggrieved by such Proceedings may appeal; and the

the Trustees in General Meeting assembled shall have Power to consider and finally to decide the Appeal; and in case the District Trustees do not comply with the Orders of the Trustees in General Meeting assembled, the Trustees shall have Power to appoint a Committee of their own Number to carry the said Orders into execution, and such Committee shall have and exercise all the Powers hereby given to District Meetings as far as relates to the Object of their Appointment (but not further or otherwise), whether the Members of such Committee be or be not possessed of a Qualification within the District in which they are to act.

Appeal to Sheriff or Justices as regards Dunoon District.

36. Any Person or Persons who may think himself or themselves aggrieved by any Proceedings of the District Trustees of the *Dunoon* District may appeal against the same within Fifteen Days from the Date of the Proceedings complained of to the Sheriff of the County, or, in the Option of such Person or Persons, to the Justices of the Peace of the County, at their Sessions at *Dunoon*, by intimating such Appeal to the District Clerk, and also to the Sheriff Clerk or Clerk of the Peace for the County, as the Case may be; and the Sheriff or Justices, as the Case may be, shall have Power to hear Parties *vivâ voce* and thereafter to decide the Appeal, and the Decision of such Sheriff or Justices, as the Case may be, shall be final and conclusive, and not subject to Review by Suspension, Reduction, or otherwise.

Assessment for ordinary Purposes.

37. On the Second *Wednesday* of *October* in each Year the District Trustees in District Meeting assembled may and shall assess all Lands and Heritages within their respective Districts described or enumerated in the Valuation Roll, including the Burghs situated therein, except as herein provided, in such Sum as they may think necessary for the Maintenance, Repair, and Management of the Roads, Quays, Piers, and Ferries within their respective Districts, not exceeding Eightpence as regards all the Districts except the *Dunoon* District, and as regards that District not exceeding Tenpence nor less than Fourpence Sterling on every Pound Sterling of the real annual Value of such Lands and Heritages, One Half of such Assessment to be payable by the Proprietor, and the other Half by the Tenant or Occupier thereof, except in Cases where the Name of the Tenant or Occupier is not set forth in the Valuation Roll, or when the annual Value of such Lands and Heritages is in such Roll stated to be less than Four Pounds, in which Cases the whole of the Assessment imposed on such Lands and Heritages shall be levied from and paid by the Proprietor, who shall have Right to recover the Half of the Sum so paid by him from the actual Tenant or Occupier of any such Lands and Heritages, and such Assessment shall be held to be for the Year commencing at the previous *Whitsunday*; and if in any Year the Trustees of any District shall neglect to make the Assessment in manner

manner herein-before directed, then and in that event an Assessment at the same Rate as the Assessment of the preceding Year shall be held as imposed for the then current or ensuing Year; and the District Collector is hereby empowered to levy the same as if such Assessment had been actually made and imposed: Provided always, that the Trustees of the *Dunoon* District may include in any such Assessment imposed by them as aforesaid such Sum as may be necessary for defraying the Expense incurred in obtaining the Separation of that District from the *Cowal* District, or incidental thereto, as by this Act provided.

Extra Assessment for general Purposes.

38. Should the Assessments herein-before provided for the ordinary Purposes of this Act in any District at any Time become insufficient, it shall be lawful for the Trustees of such District, at their Annual Meeting in any Year, to impose an extra Assessment not exceeding Fourpence in the Pound of annual Value upon Proprietors only: Provided always, that Notice of the Intention to propose such extra Assessment shall have been given by special Advertisement, or by Circular Letter addressed by the District Clerk to each District Trustee at least Three Months previously.

Additional Assessment for sudden Damage on Proprietors only.

39. It shall be lawful for the District Trustees in District Meeting assembled to impose an additional Assessment on Proprietors only, not exceeding Fourpence in each Pound of annual Value, whenever any sudden and extensive Damage to the Roads, Bridges, Quays, or Piers of any District shall occur, or whenever it is expedient to make new Roads, Bridges, Quays, or Piers, or extensive Alterations of old ones, which the District Trustees are hereby empowered to do, subject to the Provision herein-after contained, for which the usual Assessment of the District is inadequate, or whenever it may be necessary or desirable to provide for the Extinction of Debt: Provided always, that not less than Three Months Notice of the Intention to impose such additional Assessment shall be given by Circular Letters, to be addressed by the District Clerk to each of the Trustees of such District, except in Cases of sudden Damage, when One Month's Notice shall be sufficient.

Estimates to be furnished.

40. In every Case where the Expense of any new Line of Road, or any new Bridge, Quay, or Pier, or any Alteration of any old Road, Bridge, Quay, or Pier, shall be estimated to exceed Two hundred Pounds Sterling, such new Line of Road, Bridge, Quay, or Pier, or Alteration thereof, and Plans and Estimates thereof by Persons properly qualified, shall be approved of by a Special District Meeting of Trustees before any Order shall be issued for executing the same, of which Meeting and the Object thereof Notice shall have been given at an Ordinary or Special District Meeting held not less than Three Months

Months previously, and also by Circular Letters addressed by the District Clerk to each Trustee of the District as herein-before provided; and in all Cases where such Plans and Estimates have been ordered by a District Meeting of Trustees the Expenses of the said Plans and Estimates may be paid from the Funds at the Disposal of the Trustees of such District under the Authority of this Act.

Assessment for Debt in Cases where Districts altered.

41. If at the Time of making any Alteration of Districts under this Act Lands within any then existing District which shall be transferred to and included within another District shall be liable for Debt due by the District to which they formerly belonged, it shall be lawful for the Trustees of such last-named District to assess such Lands for the Extinction of the said Debt, as herein-before provided, along with the Lands remaining therein, in the same Manner as they might have done had such Transference not been made, not, however, in any Case exceeding the Maximum of Fourpence on each Pound of annual Value.

Assessments may be levied from Tenants, who may deduct Proprietors Proportion.

42. All Assessments imposed under the Authority of this Act may be levied on and recovered from the Tenant or Occupier of the Lands and Heritages assessed, but such Tenant or Occupier shall be entitled to deduct the Sum paid by him beyond the Proportion for which he is liable from the First Rent payable by him to the Proprietor of the Lands and Heritages assessed.

Military Roads to be maintained by Districts.

43. In consideration of the Liability lately imposed upon the Trustees of the Districts of *North Argyll*, *Lorn*, and *Cowal*, to maintain such Portions of the Military Road managed under the Authority of the Acts relating to Highland Roads and Bridges as lie within their respective Districts, in the same Manner as the other Roads therein, the other Districts in the County and the Burgh of *Campbeltown*, but excepting the *Dunoon* District, shall collectively, in each Year, pay to the County Road Clerk out of the Assessments levied under this Act the Sum of One hundred Pounds Sterling, in Proportions to be agreed upon, to be by him divided amongst the Three first-named Districts in the following Proportions; that is to say, to the District of *Cowal* Twenty-one Pounds Twelve Shillings and Fivepence Halfpenny, to the District of *North Argyll* Twenty Pounds Two Shillings and Fourpence Three Farthings, and to the District of *Lorn* Fifty-eight Pounds Five Shillings and One Penny Three Farthings.

Payment by Dunoon Trustees to Cowal Trustees.

44. The Trustees of the *Dunoon* District shall pay to the Trustees of the *Cowal* District in each Year, out of the Assessments levied by them under this Act, the Sum of Fifty Pounds towards the Maintenance of the Military Roads within the *Cowal* District.

Collector to levy Assessments.

45. The several District Collectors, and the Collector of the Burgh of *Campbeltown* to be appointed by the *Campbeltown* Trustees, shall proceed to levy the Assessments as soon as may be after the Eleventh Day of *November* in each Year, and to facilitate their Collection the Clerk of Supply for the County shall be bound to furnish to each District Clerk a Copy of the Valuation Roll, so far as relates to his District, within One Month after the said Roll shall have been completed.

Recovery of Assessments.

46. The Collector of each District and of the Burgh of *Campbeltown* respectively shall give to all Persons assessed under this Act Notices in Writing of the Sums payable by them respectively, and of the Day and Place when and where the Assessments are proposed to be collected, and also of the Day and Place when and where Appeals from the said Assessments shall be heard and determined by the District Trustees, and in the Case of the said Burgh of *Campbeltown* by the Provost and Bailies of the said Burgh, except as regards the *Dunoon* District, with respect to which an Appeal to the Sheriff or Justices of the County is herein-before provided, which Notices respectively shall be affixed on the principal Door of each Parish Church and of each *quoad sacra* Parish Church in the District, on a *Sunday*, One Calendar Month at least previous to the Day of Collection and Fourteen Days at least previous to the Day appointed for hearing and determining Appeals; and upon Failure of Payment upon the Day of Collection of the said Assessment, and a Certificate thereof being returned by the Collector, the whole Powers and Rights of issuing summary Warrants and Proceedings, and all Remedies and Provisions enacted for collecting, levying, and recovering the Land and Assessed Taxes, or any of them, and other public Taxes, shall be applicable to the collecting, levying, and recovering the Assessments under this Act, and all Sheriffs, Magistrates, Justices of the Peace, and other Judges may grant the like Warrants for recovering all such Assessments, in the same Form and under the same Penalties as are provided in regard to such Land and Assessed Taxes and other public Taxes: Provided that it shall nevertheless be competent to prosecute for and recover such Assessments by ordinary Action in any Court of competent Jurisdiction, and if not exceeding Twelve Pounds in Amount by Action in the Sheriff Small Debt Court.

Monies to be lodged in Bank.

47. All Monies received on account of the Trustees or District Trustees under the Authority of this Act or otherwise shall, on receipt thereof, be paid by the Person receiving the same into some incorporated or Joint Stock Bank or Branch thereof to be for that Purpose appointed by the Trustees or District Trustees, as the Case may be, and the Interest accruing on such Payments shall be accounted

accounted for to the Trustees or District Trustees, and all Cheques or Drafts on any Bank Account kept by the Trustees or District Trustees shall be signed by not less than Two Trustees or District Trustees, and no Drafts shall be made on such Accounts for any other Purpose than to meet Payments which shall from Time to Time be authorized by the Trustees or District Trustees.

Charge of Roads within Burghs.

48. The Magistrates of the Royal Burgh of *Inverary* in the District of *North Argyll* shall have the Charge and Management of the Roads and Streets within the Royalty of the said Burgh, and the Trustees of the said District shall pay over to the said Magistrates Two Thirds of the Assessment raised by virtue of this Act on Lands, Houses, and other Heritages situated within the Royalty of the said Burgh after deducting the Expenses of assessing and collecting the same; and the Magistrates of the Parliamentary Burgh of *Oban* in the District of *Lorn* shall have the Charge and Management of the Roads and Streets within the Boundaries of such Burgh, as determined by an Act passed in the Second and Third Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to amend the Representation of the People in* Scotland, and the Trustees of the said District of *Lorn* shall pay over to the said Magistrates Two Thirds of the clear Assessment raised on Houses, Feus, and Gardens, but not on Farms or Portions of Farms, situated within the said Boundaries, after deducting the Expense of assessing and collecting the same: Provided always, that the said Magistrates of the said Burghs shall respectively render to the District Trustees, in the Month of *June* in each Year, correct Accounts of the Expenditure of the Monies thus placed at their Disposal, and shall be bound to keep the Streets and Roads within their respective Boundaries as aforesaid, more especially the chief Thoroughfares leading to and from the District, in sufficient Repair to the Satisfaction of the said District Trustees.

2 & 3 Will. 4. c. 65.

Roads and Streets in Burgh of Campbeltown transferred to Campbeltown Trustees.

49. From and after the First Day of *October* One thousand eight hundred and sixty-four, the Roads and Streets within the Royalty of the said Burgh of *Campbeltown* at present vested in the District Trustees of the District of *Kintyre*, and managed by the Magistrates of the said Burgh by virtue of Section Thirty of the third-recited Act, shall be transferred to and vested in the *Campbeltown* Trustees, who shall manage and maintain the same.

Assessment may be imposed by Campbeltown Trustees.

50. It shall be lawful for the *Campbeltown* Trustees, at a Meeting to be held on the Fourth *Wednesday* of *December* in the Year One thousand eight hundred and sixty-four, and at a Meeting to be held on the Fourth *Wednesday* of *June* in each Year thereafter, or as soon as conveniently may be after the said Days respectively, to impose and

and levy an annual Assessment on all Lands and Heritages situate within the Royalty of the said Burgh, not exceeding Eightpence in the Pound on the annual Value of such Lands and Heritages as entered in the Valuation Roll.

Such Assessments to be paid by Proprietors and Occupiers.

51. One Half of the said Assessments shall be payable by the Proprietor and the other Half by the Occupier of such Lands and Heritages, except in Cases where the Name of the Tenant or Occupier is not set forth in the Valuation Roll, or where the annual Value of such Lands and Heritages is entered in the Valuation Roll at less than Four Pounds, in which Cases the whole of the Assessment imposed on such Lands and Heritages shall be levied from and paid by the Proprietor, who shall be entitled to recover One Half of the Sum so paid by him from the actual Tenant or Occupier of such Lands and Heritages, and every such Assessment shall be held to be for the Year commencing at the previous *Whitsunday*; and the First Assessment to be levied by the *Campbeltown* Trustees under the Authority of this Act shall be for the Year from *Whitsunday* One thousand eight hundred and sixty-four to *Whitsunday* One thousand eight hundred and sixty-five.

Such Assessments may be recovered under this Act.

52. The Assessments to be imposed by the *Campbeltown* Trustees under the Authority of this Act may be levied and recovered under the Provisions of this Act in the same Manner as the other Assessments to be imposed under the Authority thereof.

Application of Assessments in Burgh of Campbeltown.

53. The Assessments leviable by the *Campbeltown* Trustees under the Authority of this Act shall be applied in or towards the Maintenance, Management, and Repair of the Roads and Streets within the Royalty of the said Burgh, transferred to the *Campbeltown* Trustees as aforesaid, and the Proportion payable by the said Trustees of the Expenses of the Military Roads and of the Expenses of this Act, and to no other Purpose whatsoever.

No Assessments to be levied by District Trustees of Kintyre in Burgh of Campbeltown.

54. From and after the First Day of *October* One thousand eight hundred and sixty-four it shall not be lawful for the District Trustees of the District of *Kintyre* to levy any Assessment for the Purposes of this Act within the Royalty of the said Burgh, excepting any Arrears which may be outstanding of Assessments imposed for the Year ending at *Whitsunday* One thousand eight hundred and sixty-four, or for any preceding Year.

Campbeltown Trustees to transmit Abstract of their Accounts

55. An Account in abstract of the Receipt and Expenditure of the Assessments levied and recovered by the *Campbeltown* Trustees under the Authority of this Act, attested and certified by any Two of the Trustees, shall be transmitted free of Charge to the Town Clerk of the

the said Burgh on or before the Twentieth Day of *October* in each Year, which Accounts shall be open for Inspection of all Proprietors and Occupiers of Lands and Heritages within the Royalty of the said Burgh at all seasonable Hours. annually to Town Clerk of Burgh.

56. Any Person who may think himself aggrieved by any Proceedings of the *Campbeltown* Trustees may appeal against the same to the Sheriff of the County, by intimating such Appeal to the Clerk to the said Trustees and also to the Sheriff Clerk of the County within Fifteen Days from the Date of the Proceedings complained of; and the Sheriff shall have Power to hear Parties *vivâ voce* and thereafter to decide the Appeal, and the Decision of the Sheriff shall be final and conclusive, and not subject to Review by Suspension, Reduction, or otherwise. Appeal to Sheriff as regards Burgh of Campbeltown.

57. The District Trustees of the District of *Kintyre* and the *Campbeltown* Trustees may enter into Agreements from Time to Time with respect to the Maintenance, Repair, and Management by the *Campbeltown* Trustees of the Roads and Streets beyond the Royalty and within the Parliamentary Boundaries of the Burgh of *Campbeltown*; and such Agreements may be made for such Periods and on such Terms and Conditions as may be agreed on, and may contain Provisions for Payment by the said District Trustees, out of the Assessments leviable by them under the Authority of this Act, of such Sums as may be agreed to be paid to the *Campbeltown* Trustees for maintaining, repairing, and managing the said Roads and Streets. Agreements between Kintyre District Trustees and Campbeltown Trustees.

58. Nothing herein contained shall extend or be construed to extend to take away, alter, abridge, lessen, or prejudice any Jurisdiction or Power of the Magistrates and Town Council of the Burghs of *Inverary*, *Campbelltown*, or *Oban*, and Communities thereof respectively, or of the *Campbeltown* Trustees, or any Right, Authority, or Interest of the said Burghs, or of the Duke of *Argyll*, his Heirs and Successors, under or by virtue of the Charters of Erection of the said Burghs respectively. Saving the Rights of Burghs and Duke of Argyll.

59. The Trustees or District Trustees shall have Power to acquire and hold such Lands under the Powers and Provisions of "The Lands Clauses Consolidation (*Scotland*) Act, 1845," as may be requisite for the making, widening, diverting, altering, improving, or repairing the Roads, Quays, and Piers, or for making convenient Places for turning Carriages or for storing Materials, depositing Mud, Sand, or other Matter removed from the same, or for taking Materials from or otherwise appearing proper to them, to be used in any way for the Purposes of this Act. Power to take Lands under 8 & 9 Vict. c. 19.

Power to widen Roads.

60. The District Trustees shall have Power and are hereby authorized to widen and extend any of the existing Roads within the said Districts, so that the same shall be in all Places Twenty Feet in Width of clear passable Road, exclusive of the Bank, Ditch, or Fence on either Side thereof, or a sufficient Allowance therefor, and the said Trustees shall not be liable to pay for any Ground necessary to make any such Road of the requisite Width, without Prejudice to all Claims of Damages to the Proprietor for any Fences which may be altered or removed by widening such Road as aforesaid; and the said Trustees within the said respective Districts shall have further Power and they are hereby authorized, if they shall see fit, to extend any of the existing Roads within the said Districts to the Width of Thirty Feet of clear passable Road, exclusive of the Bank, Ditch, or Fence on either Side thereof, or a sufficient Allowance therefor, on making Compensation as provided by "The Lands Clauses Consolidation (*Scotland*) Act, 1845," to the Proprietors and Occupiers of any Ground, Buildings, or Fences taken or removed for the Purposes of such widening, over and above the Width of Twenty Feet as aforesaid.

Junctions of Roads.

61. In case any private Road or Passage shall be made by any Person to enter upon any of the Roads under the Management of the District Trustees, the Proprietor or Occupier of such private Road or Passage shall be obliged to construct the same in such a way as to enter as nearly as possible upon the Level of the public Road so entered upon, and shall build sufficient Conduits or Bridges over the side Drains and Ditches of any Road so joined or entered upon opposite to any such other private Road or Passage, and thereafter maintain and uphold the same, all to the Satisfaction of the said Trustees; and in case the Proprietor or Occupier of such private Road or Passage shall neglect or refuse to maintain the said Conduits or Bridges, it shall be lawful for the said Trustees to repair the same, and charge such Persons respectively with the Expense thereof; and it shall not be lawful for any such Proprietor or Occupier to make or keep any Mound, sloping Bank, or Projection, into or upon the Sides of any Road, or to cut or slope away any Part of the Sides of any Road, or keep or use any such Slope, and if any such Proprietor or Occupier shall neglect or refuse to remove such Mounds, Bank, or Projection, or to make up such Cut or Slope, it shall be lawful for the said Trustees to remove such Obstruction and repair such Defects at the Expense of such Proprietor or Occupier.

District Trustees may remove Mounds, Projections, &c. upon Sides of Road.

Trees and Hedges to be cut.

62. The Owners and Occupiers of Lands adjoining to every Road shall cut, prune, and trim all Branches of Trees, Bushes, Shrubs, and Hedges growing adjacent thereto, or which shall impede or annoy any Carriage or Person travelling thereon; and if such Owner and Occupier shall not, within Ten Days after Notice given by the District

trict Surveyor for that Purpose, cut, prune, and trim such Branches of Trees, Bushes, Shrubs, and Hedges in manner aforesaid, it shall be lawful for such District Surveyor, and he is hereby required, to make Complaint to the Sheriff or Justices of the Peace, who shall grant Warrant to summon the Occupier of such Lands and the Owner thereof, or his Agent or Factor in his Absence, Twenty Days after Service to appear and answer the said Complaint; and if it shall appear to such Sheriff or Justices that such Occupier or Owner has not complied with the Requisites of this Act in that Behalf, it shall be lawful for such Sheriff or Justices, upon hearing the District Surveyor and the Occupier and Owner of such Land, or any Agent authorized to appear for either of them, or, in default of their Appearance, upon having due Proof of the Service of such Summons, and considering the Circumstances of the Case, to order such Branches of Trees, Bushes, Shrubs, and Hedges to be cut, pruned, and trimmed in such Manner as may best answer the Purposes aforesaid; and if the Owner or Occupier of such Lands shall not obey such Order within Ten Days after it shall have been made, and he shall have had due Notice thereof, he shall forfeit the Sum of Two Shillings as a Penalty for every Twenty-four Feet in Length of such Hedge which shall be so neglected to be cut, trimmed, and pruned, and the Sum of Twopence as a Penalty for every Tree, Bush, or Shrub which shall be so directed to be cut, pruned, or trimmed; and the District Surveyor in case of such Default made by such Owner or Occupier shall cut, prune, and trim such Branches of Trees, Bushes, Shrubs, and Hedges in the Manner directed by such Order, and such Owner or Occupier shall be charged with and pay over and above such Penalties the Expenses of such cutting, pruning, and trimming.

Time of cutting or pruning.

63. No Person shall be compelled nor any Surveyor permitted by virtue of this Act to cut or prune any Hedge at any other Time than between the last Day of *September* and the last Day of *March*, nor to cut, prune, or lop the Branches of any ornamental Trees, unless the same shall hang over the Roads or any Part thereof so as to impede or annoy any Carriage or Person travelling thereon, if the Proprietor or Tenant of the Lands shall become bound to pay the additional Expenses which their remaining uncut or unlopped may occasion to the said Trustees in keeping any such Roads in repair.

Distance of Fences, &c. from Road.

64. No Person shall erect any new Dykes, Rails, or other Fence or Enclosure within Twelve Feet from the Centre of any Road, or within Twenty-four Feet from any Fence, or within Thirty-two Feet of any House or Building on the opposite Side of the Road, nor any House or other Building within Twenty Feet from the Centre of the Road, or within Forty Feet of any House or Building, or within Thirty-

Thirty-two Feet of any Fence on the opposite Side of the same; and if any such House or Building, or new Dyke, Fence, Rail, or other Enclosure, shall be erected within the said Distances, any Two of the said District Trustees, being authorized so to do by a District Meeting, after causing One Month's Notice to be given to the Person who erected the same, or to the Occupier of the Land on which the same is erected, may order the same to be pulled down and removed at the Expense of such Person or Occupier, and every Person so offending shall be liable in a Penalty not exceeding Five Pounds Sterling.

No Gate to be erected without Licence.

65. No Person shall be entitled to erect any Gate upon any Road or Highway without having obtained a Licence to that Effect from the District Trustees; and every such Licence shall be void and of no effect unless the Person obtaining the same shall erect a House, not more than Forty Feet from such Gate and not less than Twenty Feet from the Centre of the Road, for the Residence of a Person who shall always be in attendance to open the Gate when required by Passengers, and unless such Gate be not less than Ten Feet in Width; and any Person erecting a Gate upon any Road without such Licence or in any Manner inconsistent with the Provisions before specified, or not keeping a Person always in attendance to open such Gate as aforesaid, shall forfeit and pay a Penalty not exceeding Five Pounds Sterling, to be recovered, levied, and applied in manner herein-after directed; and it shall be lawful for the Sheriff or any Justice, and they are hereby fully authorized, upon Application being made to them, and upon Proof being adduced before them, to order such Gate to be taken down and removed at the Expense of the Person who may have erected the same, and to grant Warrant for Recovery of the said Expense in the same Mode as a Penalty under the Provisions of this Act.

Defining Centre of Road.

66. For the Purposes of this Act, that Portion of Ground shall be deemed and taken to be the Road which has been maintained by the District Surveyor as Road and repaired with Stones or other Materials used in forming Roads for the Six Months immediately preceding, and the Centre of the Road shall be the Middle of such Road, where, a Line being drawn along the Road or a Point marked, an equal Number of Feet of Road which have been so maintained and repaired as aforesaid shall be found on each Side of such Line or Mark.

Milestones and Direction Posts to be erected.

67. The Trustees, in General or District Meetings assembled, may cause the Roads to be measured and Milestones and Guideposts to be erected thereon as near the Sides thereof as they may judge convenient.

68. If

As to Punishment of Offences herein named.

68. If any Person shall suffer any ferocious Dog to be at large upon the Roads, or shall set on any Dog or allow any Dog belonging to him to attack, annoy, or put in Fear any Person or Horse or other Animal on the Roads:

Or shall suffer any Swine to be at large on the Roads, or to root up or damage any Road or the Sides thereof, or the Fences or Ditches:

Or shall throw or put any Ballast, Earth, Dust, Ashes, Stones, or other Thing into the Sea, or into any Lake or River within Three hundred Yards of any Quay:

Or shall throw any offensive Matter over the Breastwall of any Road:

Or shall draw up any Boat, or erect or place any Line, Cord, or Pole, and hang any Net or Sail thereon, within Forty Feet of the Centre of any Road:

Or shall assault, interrupt, or hinder any Collector, Surveyor, or other Person employed in the Execution of this Act:

Or shall throw or discharge any Stone or other Missile to the Damage or Danger of any Person travelling on the Roads:

Or shall make or maintain any exposed Fire within Forty Feet of the Centre of any Road, except for the Repair of Pipes laid therein:

Or shall dig or remove any Sand, Gravel, Stone, Clay, or other Material, from within Twenty Yards of the Foot of any Breastwall, or pitched or causewayed Slope adjoining to any Road, Bridge, Quay, or Pier:

Every Person offending in any of the Cases aforesaid shall for each and every such Offence forfeit and pay any Sum not exceeding Fifty Shillings over and above any Damage occasioned thereby.

No Windmill, &c. to be hereafter erected within 50 Yards of any Road.

69. No Person shall hereafter erect any Windmill, Water Mill, Steam Engine, or Limekiln within the Distance of Fifty Yards from any Part of any Road, under a Penalty of Five Pounds for every Day such Windmill, Water Mill, Steam Engine, or Limekiln shall continue, unless the same shall be so placed or screened as to prevent Damage or Detriment to any Traveller on such Road, by frightening Horses or otherwise; and all Mill Wheels already erected within Fifty Yards of the Road shall be so screened by the Proprietors, and on their failing to do so, after Fifteen Days Notice given to him or her by the District Clerk, it shall be competent for the District Trustees to order the same to be screened at the Expense of the said Proprietors; nor shall any Person hereafter place any Powder Mill or Skinner's Washing Pond within the Distance of Fifty Yards from any Part of any Road under a Penalty not exceeding Five Pounds for every Day the same shall continue.

Power to borrow on Mortgage.

70. It shall be in the Power of any District Meeting of Trustees specially convened for the Purpose in the Manner herein-before directed, upon having previously obtained the Consent of the Trustees in General Meeting assembled, and in the Case of the *Dunoon* District it shall be in the Power of any District Meeting of Trustees specially convened as aforesaid without such Consent to borrow from Time to Time, upon the Credit of the Assessments at the Disposal of such District Trustees, any Sum or Sums of Money the legal Interest whereof shall not exceed One Half Part of the annual Amount of the Assessments for ordinary Purposes at the Disposal of the said District Trustees, and to assign any Part of the Funds of the District in Security therefor: Provided always, that besides the Sum necessary to pay the Interest of the Money so borrowed, a further Sum of not less than Five Pounds for every One hundred Pounds of the Amount borrowed shall be laid aside each Year as a Sinking Fund for the Extinction of the Debt, and that the Money so borrowed shall be applied in the same Manner as the Monies at the Disposal of the District Trustees are by this Act directed to be applied, and not otherwise.

District Trustees and Magistrates may borrow from Public Loan Commissioners. 14 & 15 Vict. c. 23.

71. It shall be lawful for the District Trustees for the respective Districts and for the Magistrates and Town Council of any Burgh for such Burgh to make Application for the Advance of any Sum for the Purposes of this Act to the Commissioners acting in the Execution of the Act Fourteen and Fifteen *Victoria*, Chapter Twenty-three, intituled *An Act to authorize for a further Period the Advance of Money out of the Consolidated Fund to a limited Amount for carrying on Public Works and Fisheries and Employment of the Poor*, and any Act or Acts amending or continuing the same.

Assessments not to be reduced until Money borrowed be repaid.

72. After any Assignment for Security of Debt shall be made, it shall not be in the Power of the said District Trustees to lessen or reduce the annual Amount of the Monies at the Disposal of such District Trustees, and so assigned in Security, until the Money borrowed with the Interest thereof shall be repaid.

Debt unpaid to remain a Charge.

73. All Debts affecting any District which shall remain unpaid at the First Day of *October* One thousand eight hundred and sixty-four, and which shall have been established to the Satisfaction of the Trustees of such District within Twelve Months after the passing of this Act shall, in so far as the Funds raised under the recited Acts or any of them may at the passing of this Act be insufficient to discharge the same, remain a Charge on the said District, and the whole Lands which were included in any District which had borrowed Money or incurred Debt previous to the passing of this Act shall remain liable to Assessment for Payment of the same till repaid, notwithstanding any

subsequent

subsequent Alteration of the Boundaries of Districts: Provided always, that the Trustees of the *Cowal* District and the Trustees of the *Dunoon* District respectively, as such Districts are constituted by this Act, shall relieve each other of any such Debts affecting the *Cowal* District as constituted by the third-recited Act, in the Proportions following, that is to say, the *Cowal* District Trustees shall pay One Half thereof and the *Dunoon* District Trustees shall pay One Half thereof.

How sudden Damage may be repaired.

74. In case of any sudden Damage happening to the Roads, Quays, or Piers which may require immediate Repair or Support, it shall be in the Power of the District Surveyor, or of any One of the District Trustees, and he is hereby empowered, to give Orders for executing such Repair, provided the Expense thereof shall not exceed the Sum of Five Pounds Sterling, and such Surveyor and One District Trustee, or any Two or more District Trustees, are hereby empowered to order the same, provided the Expense thereof shall not exceed the Sum of Fifteen Pounds Sterling; and the Sum so expended shall be paid by the District Collector to the Order of such Surveyor or District Trustee, and shall be allowed to him in his Accounts with the District in which the Damage shall arise.

Power to regulate Ferries.

75. It shall be lawful for the Trustees, in General Meeting assembled, and they are hereby authorized and required, from Time to Time to regulate the Rates and other Matters connected with the Ferries and Ferrymen in the County in such Manner as the Situation of such Ferries respectively shall appear to them to require, and to impose and inflict such Fines or Punishments upon all Persons guilty of any Breach of such Rules and Regulations as shall be made by them for the above Purposes, but no such Fines shall exceed the Sum of Five Pounds Sterling, and no such Punishment shall be but by Imprisonment for a Period not exceeding One Month: Provided always, that before the Trustees shall make any such Rules and Regulations they shall order and receive from the Trustees of the District wherein such Ferry is situated (who are hereby required to furnish the same, when so ordered, at any General Meeting,) a special Report of every Particular respecting such Ferry, specifying the Number of Ferrymen and the Number and Description of Boats kept and necessary to be kept at such Ferry, a Copy of which Report shall be transmitted to the Proprietor of the Ferry, if residing in the County, and if not resident, to the Tenant, Lessee, Occupier, or Ferryman of such Ferry, at least Three Months before the General Meeting of the said Trustees, for the Consideration of the same, who are required to receive and consider all Objections to the said Report which such Proprietor, Tenant, Lessee, Occupier, or Ferryman shall deliver in Writing to such

such Meeting, otherwise such Rules and Regulations shall be null and of no Effect.

Rates and Regulations to be affixed to Ferrymen's Houses.

76. After the said Rules and Regulations shall from Time to Time have been made, the Tenant, Lessee, Occupier, or Ferryman of every such Ferry shall have a Copy thereof, or of so much thereof as the said Trustees at their General Meeting shall direct (of which the Rates or Fares exigible at such Ferry shall always form a Part), painted on a Board in conspicuous Roman Characters and Arabic Numerals, and affixed on the Front of the House occupied by him at such Ferry, under the Penalty of Five Pounds Sterling for every Month during which he shall neglect or refuse to affix the same; and all Complaints for Breach of such Rules and Regulations shall be made to any One or more of the Justices of the Peace for the said Shire, who are hereby empowered and required, after duly summoning the Party complained of to appear, summarily to decide the same upon the Evidence of One or more credible Witness or Witnesses, or upon the Oath of the Complainer or the Oath or Confession of the Ferryman or other Person or Persons complained of; and if the Tenant, Lessee, Occupier, or Ferryman of any such Ferry shall be thrice convicted of any such Offence, it shall be in the Power of the Proprietor of such Ferry, immediately after such Third Conviction, if he shall think fit, to remove such Tenant, Lessee, Occupier, or Ferryman therefrom, and from all Houses and Lands held therewith, without any legal Warning, notwithstanding any Covenant or Lease granted by such Proprietor, and then and in that Case such Covenant or Lease shall be and the same is hereby declared null and void and of no Effect for the Remainder of the Term which shall be then unexpired thereof, but shall be effectual for the Recovery of the Rent and the Performance of the Obligations which on the Part of such Tenant, Lessee, Occupier, or Ferryman shall be due and unperformed at the Time of such Removal.

Ferries given up by Proprietors may be maintained by Trustees.

77. When any Proprietor of a Ferry, Quay, or Pier shall have notified in Writing to the Clerk of the District or Districts in which such Ferry, Quay, or Pier is situate that he is desirous to relinquish the same, or shall for the Space of One Month have neglected or discontinued to supply the Service thereof, and it shall not appear that any Obligation to continue the same can be enforced upon such Proprietor, then the Trustees of the said District or Districts may, if they think fit, and if such Ferry, Quay, or Pier appear to them to be of public Utility, assume and maintain the same, and levy Rates thereat, either themselves or by their Lessees, and shall defray the Cost and Expenses of such Ferry, Quay, or Pier out of the Assessments to be levied under this Act, and shall apply the Proceeds of the

the Rates taken at such Ferry, Quay, or Pier to the Purposes thereof; and the former Proprietor or Proprietors of such Ferry, Quay, or Pier, or of the Lands adjacent thereto, shall be bound to afford the said Trustees or their Lessees such Accommodation in Houses or Lands, by Lease or Purchase, as may be required for the Purposes of the Ferry, Quay, or Pier, and for the Accommodation of the Public using the same; and thereafter the said Trustees shall enjoy the same exclusive Right of ferrying at such Ferry and using such Quay or Pier, and in the same Manner and under the same Obligations under which they respectively were held by the Proprietor relinquishing it.

Penalty on Proprietors not giving Accommodation.

78. Any Proprietor who shall have so resigned or abandoned any Ferry, Quay, or Pier, but, after being duly required to give the Accommodation necessary to enable the Trustees to carry on and maintain the same as aforesaid, shall refuse or neglect to grant the same, shall forfeit and pay by way of Penalty a Sum not exceeding Ten Pounds Sterling for each Week during which the same shall be withheld, without Prejudice to any Claim for Damage or otherwise competent to any Person who may have sustained Loss or Damage by reason of such Delay or Refusal, or by Stoppage of such Ferry or Disuse of such Quay or Pier.

Useless Roads or Ferries may be shut up.

79. It shall be lawful to the District Trustees, or to any Person conceiving himself interested, to apply by Petition to any of the General Meetings of the Trustees, to have any superfluous or useless Road, Ferry, Quay, or Pier shut up or abandoned, which General Meeting shall thereupon name a Committee of at least Five Trustees, Three of whom shall be a Quorum, to inspect such Road, Ferry, Quay, or Pier, and to report their Opinion of what is proposed to the next General Meeting, and shall also order the said Petition to be intimated to the Proprietor of the Grounds through which such Road passes, or to which such Ferry, Quay, or Pier is adjacent, and to the Proprietor of the Ferry, Quay, or Pier, if there be any such Proprietor, either personally or at his Place of Abode (if residing within the County), and to Possessors of the Grounds, either personally or at their Places of Abode, Two Calendar Months before the Day of the Meeting of such Committee for that Purpose, and also by public Advertisement at the Doors of the Church of the Parish in which the Road, Quay, or Pier shall be situated, or to which the Ferry is adjacent, and of the Churches of the Two next adjacent Parishes, on the Six preceding *Sundays*, immediately on the Dismissal of the Forenoon Congregation; and upon such Report being made to the next General Meeting of Trustees, they shall hear all Parties having an Interest therein, and they are hereby empowered, if they shall see just Cause, and it shall be made appear that the Interest of the

County or of the adjoining Property shall not be thereby hurt, to order and ordain such Road, Ferry, Quay, or Pier thus become superfluous or useless, to be shut up or abandoned: Provided also, that in the Case of the *Dunoon* District the District Trustees may exercise all the Powers herein conferred on the Trustees.

Disposal of Roads shut up.

80. When any Highway shall have been shut up as aforesaid, the Property therein shall be vested in the Owner or Owners of the adjoining Lands, unless it can be shown that they or their Predecessors had received Compensation for the public Right of Way given by them over it, or had expressly conveyed away the "Solum" thereof; and in Cases where such Compensation can be shown to have been received, or such Conveyance to have been executed, the Proprietor of the adjoining Lands shall be bound to pay to the District Trustees such Compensation or Consideration as may be determined by the Valuation of an Arbitrator, to be mutually chosen by the Parties, before taking Possession of the abandoned Highway, and on his refusing or neglecting for the Space of Six Months so to do, the District Trustees may dispose of the said abandoned Highway to the highest Offerer.

Power to Trustees to shut up Highways during Repairs.

81. The District Trustees, on a written Report from the Surveyor that it is necessary to shut up for a limited Period any Highway within the District for the Purpose of repairing the same, may from Time to Time authorize the shutting up of such Highway for such Period as they may deem necessary: Provided that Notice of the Intention so to shut up such Highway shall be given by special Advertisement at least One Month before such Highway shall be so shut up.

Power to appeal against certain Orders of Trustees.

82. It shall be lawful for any Proprietor of Lands in the County who shall conceive himself aggrieved by any Order for the shutting up of any Road, or for the Alteration, Surrender, Transference, or Appropriation of any Road, Ferry, Quay, or Pier, to appeal against the Order of the said Trustees at any Time within Six Months from the Date of such Order, and not afterwards, to the Junior Lord Ordinary of the Court of Session, and to the Lord Ordinary officiating on the Bills in Time of Vacation, and the Decision of such Lord Ordinary shall be final and not subject to Review on any Ground except Fraud, any Provision of the said Act passed in the Eighth and Ninth Year of the Reign of Her present Majesty, and commonly called the "General Highway (*Scotland*) Act, 1845," to the contrary notwithstanding.

No Lender of Money to be disqualified as Trustee, Sheriff, or Justice.

83. No Lender of Money upon the Credit of the Assessments to be raised in virtue of this Act, nor any Assignee of such Lender, nor any Person receiving Interest out of said Assessments for Money lent, shall on that account be disqualified to act as a Trustee or District Trustee

Trustee or Sheriff or Justice of the Peace in the Execution of this Act.

Expenses of Act.

84. As soon as conveniently may be after the passing of this Act, the Trustees shall ascertain the Costs, Charges, and Expenses of the same and incident thereto, and they shall determine the Amount to be defrayed by each District, including the *Dunoon* District and the Burgh of *Campbeltown*, which shall be in proportion to the Valuation of the Districts and the said Burgh in the Valuation Roll, and the Amount in proportion so determined shall be forthwith certified by the Clerk to the District Trustees, including the Trustees of the *Dunoon* District and the *Campbeltown* Trustees, who shall be bound to pay the same out of the first and readiest of their Funds to the Trustees, to be applied by them in satisfying such Costs, Charges, and Expenses.

General Expenses of Trustees.

85. At the First Annual General Meeting, and at the Annual General Meeting of the Trustees in each Year thereafter, they shall determine what Sum is required for the Purpose of paying the Salary of the County Road Clerk, and any other general Expenses which they may incur, and they shall divide such Sum among the Districts excepting the *Dunoon* District in proportion to their Valuation in the Valuation Roll, and on the Proportions being certified by the Clerk to the District Trustees they shall in like Manner be bound to pay the same out of their first and readiest Funds to the Trustees, to be applied by them for the Purposes aforesaid.

Application of Funds.

86. All Monies levied and received by the District Trustees shall be applied as follows:

In Payment of the Expenses of obtaining this Act and of the Separation of the *Dunoon* District as aforesaid, and (except as regards the *Dunoon* District) of the general Expenses of the Trustees as herein-before provided for;

In Payment of the Salaries and Allowances of the District Officers and Servants, and the general Expenses of the Management of the several District Trusts respectively;

In Payment of the Expense of the Maintenance and Repair of the Roads, Quays, Piers, and Ferries hereby vested in the District Trustees respectively, or which may be made or adopted under this Act;

In Payment of the Expenses of making such new Roads, Bridges, Quays, Piers, and Ferries in the respective Districts as may be deemed expedient;

In Payment by any District of the Interest or Principal of any Debt affecting such District;

And to no other Use or Purpose whatever.

87. Nothing

Saving Obligations on Feuars in Dunoon District.

87. Nothing in this Act contained shall alter, prejudice, or affect any Obligations or Liabilities incumbent on Feuars of Land within the *Dunoon* District, under any Feu Charters or Feu Contracts, with reference to the Construction, Maintenance, or Repair of Roads within the said District, or of Sea Walls, Bulwarks, or other Works for the Protection of the Roads leading along the Sea Shore.

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