CAP. LXXII.

An Act to provide for Payment of the Salaries of the Sheriff and Sheriff Clerk of Chancery in Scotland. [31st *July* 1854.]

10 & 11 Vict. c. 47.

'WHEREAS by an Act passed in the Session of Parliament holden in the Tenth and Eleventh Years of the Reign of Her present Majesty, intituled *An Act to amend the Law and Practice of* Scotland *as to the Service of Heirs*, it was enacted, that it should be lawful for Her Majesty to appoint a fit Person, being a Person qualified for the Office of Sheriff of a County in *Scotland*, to be the Sheriff of Chancery for the Purposes of the said Act, and also to appoint a fit Person to act both as Sheriff Clerk of Chancery and as Clerk of the Presenter of Signatures in Exchequer; and it was thereby provided that such Sheriff and Sheriff Clerk should respectively receive such Salaries in respect of their Offices as should be from Time to Time fixed by the Commissioners of Her Majesty's Treasury, and that such Salaries should be payable "out of the Fees receivable in the Office of "Chancery:" And whereas Her Majesty appointed a Sheriff of Chancery and a Sheriff Clerk of Chancery, and Salaries were fixed by the said Commissioners payable as aforesaid: And whereas the Fees now receivable in the Office of Chancery have been diminished, and are inadequate to provide for Payment of the said Salaries, and Part of the Salary due and payable to the said Sheriff is unpaid, and it is proper that the said Salaries should be paid out of the Funds from which the Salaries of Sheriffs of Counties are payable, and that Provision be made for Payment of the Arrears of the Salary of the said Sheriff now unpaid:' Be it therefore 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:

Funds from which Salaries of Sheriff and Sheriff Clerk of Chancery to be payable.

I. The said recited Act, in so far as it enacts that the said Salaries of the said Sheriff of Chancery and Sheriff Clerk of Chancery shall be payable out of the Fees receivable in the Office of Chancery in *Scotland*, is hereby repealed; and the said Salaries, and any Increase thereof, shall hereafter be payable out of the Funds from which the Salaries of Sheriffs are payable, and the Part of the Salary due, but not hitherto paid to the Sheriff of Chancery, shall be paid out of the said Funds.

Power to Treasury to grant to Sheriff of Chancery such Salary as shall seem meet, and a retiring Annuity, subject to Provisions of 16 & 17 Vict. c. 80. s. 38.

II. 'And whereas by an Act passed in the last Session of Parliament, intituled *An Act to facilitate Procedure in the Sheriff Courts in* Scotland, it was enacted, that it should be lawful to grant to any Sheriff such Salary as to the Commissioners of Her Majesty's Treasury might seem meet, not being less than Five hundred Pounds by the Year, and also to grant to any Sheriff a retiring Allowance or Annuity in respect of long Service: And whereas Doubts exist whether the said Enactments apply to the Office of Sheriff of Chancery, and it is just and proper that such Doubts should be removed:' Be it enacted, That it shall be lawful to grant to the Sheriff of Chancery such Salary as to the Commissioners of Her Majesty's Treasury may seem meet, not exceeding Five hundred Pounds by the Year, commencing from the First Day of *November* One thousand eight hundred and fifty-three, and also a retiring Annuity in respect of long Service, subject to the Provisions and Conditions set forth in the Thirty-eighth Section of the said last-recited Act, which Salary and Annuity shall be payable out of the same Funds from which the Salaries and Annuities of Sheriffs of Counties are payable.

CAP. LXXIII.

An Act to amend the Acts for the Regulation of Joint Stock Banks in *Scotland*. [31st *July* 1854.]

7 & 8 Vict. c. 113.

9 & 10 Vict. c. 75.

'WHEREAS an Act passed in the Eighth Year of the Reign of Her present Majesty, intituled *An Act to regulate Joint Stock Banks in* England: And whereas the said Act was extended to *Scotland* and *Ireland* by an Act passed in the Ninth and Tenth Years of the Reign of Her Majesty, intituled *An Act to regulate Joint Stock Banks in* Scotland *and*

'*and* Ireland: And whereas it is expedient that the recited Acts should be amended in 'certain of the Provisions thereof, in so far as the same apply to *Scotland*:' 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:

Right of Retention or Lien over Shares of Partners not to be affected.

I. No Clause directed by the said Acts to be inserted in the Deed of Partnership of any Joint Stock Banking Company in *Scotland* to be executed previous to such Company being incorporated under the recited Acts shall take away or impair the Right of Retention or Lien which, in virtue of the Common Law of *Scotland*, such Company has or may be entitled to exercise over the Shares of its Partners, for or in respect of any Debt or Liability incurred or Obligation undertaken by them to the Company.

The Company to sell Shares acquired in virtue of Right of Lien.

II. Provided, That as often as the Company may, in virtue of their Right of Lien or Retention, acquire any Shares in the Company's Stock, they shall be bound to sell the same within Six Months after the same shall have been so acquired, and in such Manner as is by the said first-recited Act provided for the Sale of forfeited Shares; and the Company shall be bound to account to the Party or Parties interested in such Shares, or to their Creditors, or Heirs or Executors, for the Balance of the Price or Prices which may have been realized by such Sale, after paying the Debt due to the Company, and the Expenses incurred by them in securing their Debt and selling the Shares.

Provision to be made as to signing Bills and Notes.

III. In such Deed of Partnership there shall be inserted Provisions regulating the Manner in which Bills of Exchange or Promissory Notes of the Company may be made, accepted, or endorsed, and it shall not be necessary that such Bills of Exchange or Promissory Notes be signed in the Manner prescribed by the first-recited Act.

CAP. LXXIV.

An Act to render Reformatory and Industrial Schools in *Scotland* more available for the Benefit of Vagrant Children. [7th *August* 1854.]

'WHEREAS it is expedient that Reformatory and Industrial Schools in *Scotland* should 'be made more available for the Education and Training of Vagrant Children:' Be it therefore 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:

Power to Sheriff or Magistrate to send Vagrant Children to School unless Security found for good Behaviour.

I. When any young Person apparently under the Age of Fourteen Years shall, from and after the passing of this Act, be found begging, or, not having any Home or settled Place of Abode or proper Guardianship, and having no lawful or visible Means of Subsistence, shall be found wandering, and though not charged with any actual Offence, shall be brought by any Constable or Police Officer before any Sheriff or Magistrate, it shall be lawful for the said Sheriff or Magistrate, after due Inquiry, and Intimation to the Inspector of the Poor, and due Intimation to the Parents, Guardians, or others interested in such young Person, if the same can be found, and unless the Parents, Guardians, or other Persons interested in such young Person shall appear and find Security for his or her good Behaviour, enacted in the Books of Court according to the Form (or as near thereto as may be) contained in the Schedule (B.) annexed hereto, such Security to be for any Sum not less than One Pound and not more than Five Pounds, and for any Period not exceeding Twelve Calendar Months, if he shall see Cause, to order by a Writing under his Hand, according to the Schedule (A.), or as near thereto as may be, such young Person forthwith to be transmitted to and received at any Reformatory School, Industrial School, or other similar Institution within *Scotland*, whether established by a Parochial Board or by an Association of Individuals, which may have been sanctioned by the Secretary of State for the Purposes of this Act, the Directors or Managers of which may be willing to receive such young Person,