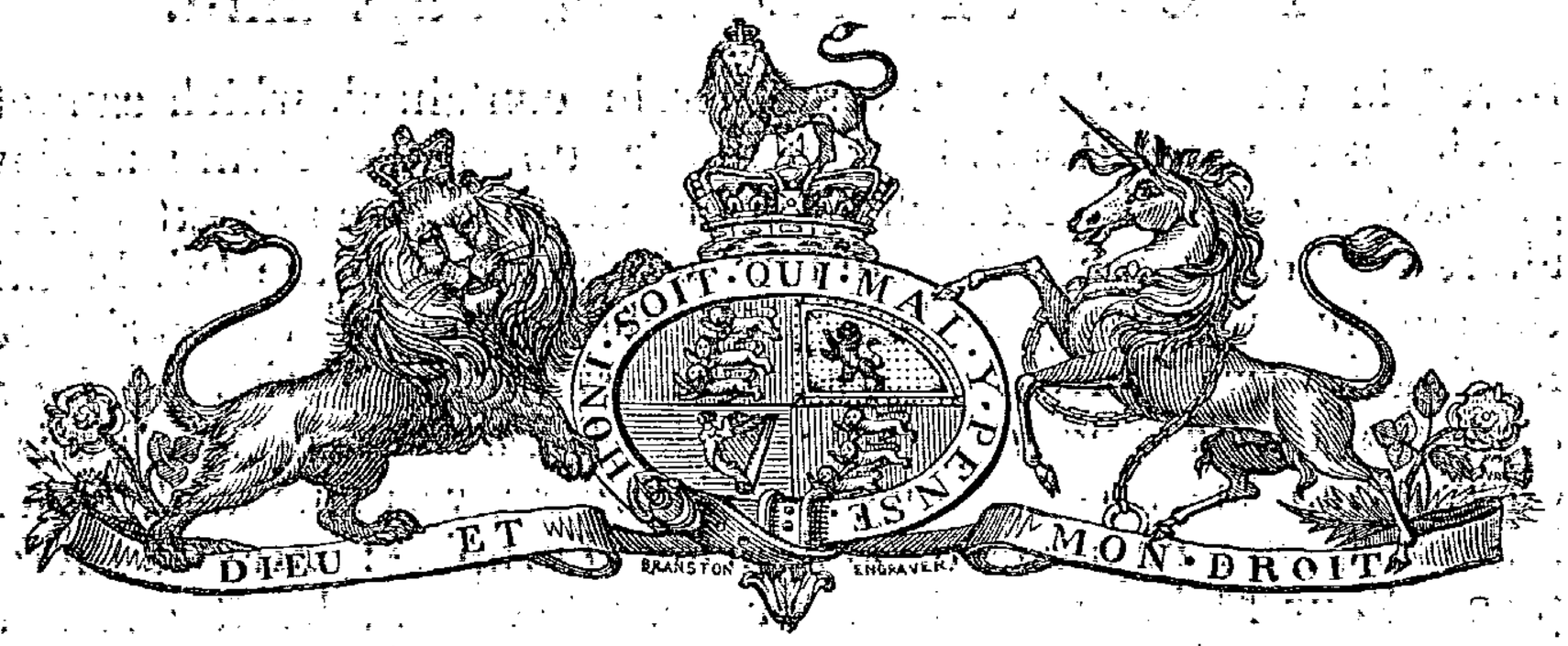


ANNO PRIMO & SECUNDO

VICTORIÆ REGINÆ.

Cap. lxxiii.

An Act for more effectually repairing and maintaining the Road from *Borrowstounness*, by the West End of *Linlithgow*, and by *Torphichen*, *Bathgate*, and *Whitburn*, to the Confines of the County of *Linlithgow* at or near *Hollhouseburn*; the Road from *Borrowstounness* to the River *Avon*; and the Road leading Eastward from *Borrowstounness* to *Champany* by the Kirk of *Carriden* in the County of *Linlithgow*.

[4th *July* 1838.]

WHEREAS an Act was passed in the Fifty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for more effectually repairing and maintaining the Road from* Borrowstounness *by the West of* Linlithgow, *and by* Torphichen, Bathgate, *and* Whitburn, *to the Confines of the County of* Linlithgow *at or near* Hollhouseburn; *and for making and maintaining a certain Road from* Borrowstounness *to the River* Avon: 56 G. 3. c. 75.
And whereas an Act was passed in the First and Second Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for amending and making more effectual the Laws concerning Turnpike Roads in* Scotland: 1 & 2 W. 4. c. 43.
And whereas the said first-recited Act has by the Trustees therein named been put in execution, and the Roads therein mentioned have been amended, repaired, and maintained, for which Purposes various Sums of Money have been borrowed,

rowed in virtue of the Powers therein contained, which cannot be repaid, or the said Roads kept in repair, unless the Term and Powers granted by the said Act which are about to expire are extended and altered: And whereas it would be of advantage to the Inhabitants of the adjoining Country and to the Public at large if the Parish Road leading Eastward from *Borrowstounness* in the Parish of *Borrowstounness* to *Champany*, by the Kirk of *Carriden* in the Parish of *Carriden* in the said County of *Linlithgow*, was amended, widened, improved, and maintained, and made Turnpike: 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,

First-recited Act repealed, except as herein-after mentioned, and this Act to take effect.

That the said first-recited Act shall from and after the passing of this Act be and the same is hereby repealed, under the Exception herein-after mentioned; and this Act shall from and after the passing thereof commence and take effect and be put into execution for and during the Term herein-after mentioned.

Powers of 1 & 2 W. 4. c. 43. applied to this Act.

II. And be it enacted, That the said recited Act of the First and Second Years of the Reign of His late Majesty King *William* the Fourth, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are hereby expressly varied, altered, or repealed,) shall be as good, valid, and effectual for carrying this Act into execution as if the same had been herein repeated and re-enacted.

Trustees appointed.

III. And be it enacted, That all and every Person who is at present, or shall be at any Time after the passing of this Act; in his own Right, or the Right of his Wife, in the actual Possession and Enjoyment, as Proprietor or Liferenter, of Lands lying in the County of *Linlithgow* valued in the Cess Books or Tax Roll of said County at One hundred Pounds *Scots* of valued Rent, and all and every the eldest Sons of such Heritors or Liferenters, the Provost of the Burgh of *Linlithgow* for the Time being, and the Baron Bailie of the Barony of *Borrowstounness* for the Time being, shall be and they are hereby nominated and appointed Trustees for surveying, ordering, repairing, and keeping in repair and improving the Roads herein-before mentioned, namely, the Road leading from *Borrowstounness* by the West of the Burgh of *Linlithgow*, and by the Towns of *Torphichen*, *Bathgate*, and *Whitburn*, and from thence Southward to the Confines of the County of *Linlithgow* at or near *Hollhouseburn*; the Road from *Borrowstounness* to the Ford on the River *Avon* at or near *Jinkabout Mill*; and for surveying, ordering, making, repairing, and keeping in repair the said Road from *Borrowstounness* to *Champany* by the Kirk of *Carriden* in the County of *Linlithgow*, as laid down in the Map or Plan herein-after mentioned; and for putting in execution all the Powers in and by this Act given, granted, and continued: Provided always, that neither the said Provost nor Baron Bailie shall be capable of acting as a Trustee unless he shall be possessed of a Personal Estate alone, or a Real and Personal Estate together, of the Amount or Value of Five hundred Pounds.

IV. And

IV. And be it enacted, That at all General Meetings of Trustees under this Act the Majority of Trustees assembled, the Number present not being less than Three, shall and they are hereby authorized to do, order, and perform all Acts, Matters, and Things which the Trustees appointed by this Act are authorized to do, order, and perform; and all such Acts, Matters, and Things so done shall be as good, valid, and effectual as if the same were done by the whole of the said Trustees.

Three Trustees to be a Quorum.

V. And be it further enacted, That the said Trustees shall hold their First General Meeting by virtue of this Act at *Bathgate* on the Fourth *Wednesday* after the passing of this Act, or as soon thereafter as conveniently may be, of which General Meeting Notice shall be given by Advertisement, to be published in Two of the *Edinburgh* Newspapers Ten Days at least before the Day of Meeting; and the said Trustees shall in each and every Year thereafter, during the Continuation of this Act, hold Two General Meetings, the first to be held at *Linlithgow* on the first *Friday* of *March*, and the second to be held at *Bathgate* on the last *Wednesday* of *August*; and such first Meeting, or any subsequent Meeting of Trustees under this Act, may be adjourned from Time to Time as the Trustees present thereat shall judge necessary; and in the event of a smaller Number of Trustees than Three attending at the first Meeting so to be held at *Bathgate* as aforesaid, or at any subsequent Meeting, it shall be in the Power of the Trustees so assembled, though less than Three, to adjourn the said General Meeting to a Day not earlier than Ten Days nor more distant than Twenty Days thereafter; and such Trustee or Trustees so adjourning any Meeting as last aforesaid shall authorize the Clerk or Treasurer to give Notice of such Adjournment by Advertisement to be published in Two of the *Edinburgh* Newspapers: Provided always, that a Space of not less than Ten Days shall elapse between the Publication of each and every such Advertisement and the Day or Days appointed for holding such adjourned Meeting or Meetings as aforesaid.

First Meeting of Trustees.

Regulations as to General Meetings.

VI. And be it enacted, That the Contracts, Agreements, or Securities granted to any Person or Persons for Money borrowed on the Credit of the Tolls authorized to be levied by the said first-recited Act, and still owing, shall not be prejudiced by the Repeal thereof, but the Tolls hereby authorized to be levied shall be and the same are hereby made subject and liable to the Payment of all Sums of Money now due and owing on the Credit of the said first-recited Act, to the Extent and in Terms of the Securities granted for such Sums.

Existing Securities not to be prejudiced.

VII. And be it enacted, That all Bonds, Covenants, Agreements, and Securities made or entered into by any Person or Persons to or with the Trustees for executing the said recited Act hereby repealed, according to the Provisions and Directions thereof, shall remain in full Force and Effect, and shall continue available in all Courts of Law and Equity, until the same are fully satisfied and performed.

Covenants under repealed Act to remain in force.

VIII. And

Former Books made Evidence.

VIII. And be it enacted, That all Books containing the Accounts and Proceedings of the Trustees for executing the said recited Act hereby repealed, and made Evidence thereby, shall and may be given in Evidence of all Prosecutions, Suits, and Actions whatsoever, and in all Cases of Appeal, in such and the same Manner as if the said Act had not been repealed.

Former Officers to continue.

IX. And be it enacted, That the Clerks, Surveyors, Collectors, and all other Officers who have been appointed under and employed in the Execution of the said Act hereby repealed shall respectively continue to exercise their Offices under this Act until they shall be displaced or removed by the said Trustees, or be incapable of executing their Offices, and shall be subject to the like Rules and Regulations, and Pains and Penalties, in all respects whatsoever, as if they had been appointed under or by virtue of this Act.

Officers under former Act to account.

X. And be it enacted, That all Persons who have been employed or who shall have received any Tolls or other Monies by virtue or in pursuance of the said first-recited Act hereby repealed, or who shall have in their Custody or Possession any Books, Accounts, Papers, Writings, or Things relating to the said Roads, shall account for, pay, and deliver over the same to the said Trustees in like Manner and under the like Penalties as are by the said recited Act of the First and Second Years of the Reign of His late Majesty King *William* the Fourth and this Act or any of them imposed in respect of Persons receiving any Monies, or having the Possession of any Books, Writings, or other Things, by virtue of the said last-recited Act or this Act.

Parts of 56 G.3. c.75. not repealed.

XI. And be it enacted and declared, That nothing herein contained shall extend or be construed to extend to repeal or alter the said recited Act of the Fifty-sixth Year of the Reign of His late Majesty King *George* the Third, or of the Acts of the Twenty-first and Thirty-ninth and Fortieth Years of said Reign, therein mentioned, in so far as the same relate to that Portion of the Road hereby directed to be repaired which forms Part of the great Turnpike Road leading between the Cities of *Edinburgh* and *Glasgow*, by *Livingstone*, *Polkemmet*, and the Kirk of *Shotts*, betwixt the Town of *Whitburn* and the *Swan* Inn at *Easter Whitburn*, or in so far as the same relate to the Junction between the Road hereby directed to be repaired and the other great Turnpike Road leading from the City of *Edinburgh* to the City of *Glasgow*, and the Burghs of *Linlithgow*, *Falkirk*, and *Stirling*, West of the Burgh of *Linlithgow*, but all and every the Regulations, Clauses, Matters, and Things contained in the said recited Acts or either of them, in relation to the same, shall subsist and be effectual during the Continuance of this Act; any thing herein contained to the contrary notwithstanding.

Maps or Plans to remain with Sheriff Clerk for public Inspection.

XII. And whereas a Map or Plan, with Sections, describing the said intended Road from *Borrowstounness* to *Champany* by *Carriden* Church, and the Lands, Tenements, and other Heritage through which the same runs, or is intended to be made, altered, or carried, and Books of Reference containing the Names of the Owners or reputed Owners, Lessees

Lessees or reputed Lessees, and Occupiers of the said Lands, Tenements, and other Heritage, have been deposited in the Office of the Principal Sheriff Clerk of the said County of *Linlithgow* at *Linlithgow*; be it enacted, That the said Map or Plan, Sections, and Books of Reference shall remain in the Custody of the said Sheriff Clerk; and it shall and may be lawful for any and every Person at all seasonable Times to inspect and examine the same, paying not more than One Shilling for each Inspection, and also to take Extracts or Copies therefrom, paying not more than Sixpence for every Seventy-two Words of such Extracts or Copies.

Trustees not to deviate more than 100 Yards without Consent.

XIII. And be it enacted, That the said Trustees, in making, improving, altering, widening, or straightening the said Road from *Borrowstounness* to *Champany* by the Kirk of *Carriden*, shall not deviate more than One hundred Yards from the Line described on the said Map or Plan without the Consent and Approbation in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, who is or are or shall be Owner or Owners, Occupier or Occupiers, Lessees or reputed Lessees of Lands, Tenements, and other Heritage through which such Deviations shall be made: Provided always, that it shall and may be lawful for the said Trustees to make and maintain the said Road, and the intended Alterations thereon, described in the said Map or Plan, into, through, across, or over the several Lands, Tenements, and other Heritages of any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, who is or are or shall be Owner or Owners, Occupier or Occupiers, Lessees or reputed Lessees of any Lands, Tenements, or other Heritage over, in, or through which the same is intended to be carried, although the Name or Names of such Person or Persons, Body or Bodies, may happen to be omitted in the said Books of Reference, in case it shall be made to appear to any Two or more Justices of the Peace for the County of *Linlithgow*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Trustees may take Lands, although Names unintentionally omitted in Book of Reference.

Power to take Tolls.

XIV. And be it enacted, That the said Trustees, or any Person or Persons duly authorized by them, shall be and they are hereby authorized and empowered to demand and take, or cause to be demanded and taken, at the several and respective Gates, Chains, and Turnpikes already erected, or which may be hereafter erected on the herein-before mentioned Roads, during the Continuance of this Act, a Sum not exceeding the Rates and Duties after specified, before any Horse, Carriage, or other Beast or Vehicle in respect of which the same shall be payable shall be allowed to pass through any Toll Gate, Chain, or Turnpike to be continued or erected on the said Roads; (that is to say,)

For every Stage Coach, Long Coach, or Diligence, or Carriage of the like Kind, drawn by Two Horses or Beasts of Draught, and licensed to carry or kept or employed for carrying Passengers for Hire at One Time, as under:

If licensed or employed to carry not more than Six Inside Passengers, and having no Outside Passengers, One Shilling; but if

there be Outside Passengers at any Time or for any Part of the Journey, One Shilling and Eight-pence :

If licensed or employed to carry more than Six Inside Passengers, then the above Rates for Six, and for each additional Inside Passenger, Two-pence :

For each Outside Passenger, exclusive of the Coachman and Guard, in any of the above Cases, over and above the preceding Rates, One Penny :

For every Stage Coach, Long Coach, or Diligence, or Carriage of the like Kind, drawn by Three or more Horses or Beasts of Draught, and licensed to carry or kept or employed for carrying Passengers for Hire, as under :

If licensed or employed to carry not more than Four Inside Passengers, and having not more than Two Outside Passengers, Two Shillings :

If more than Two and not exceeding Five Outside Passengers, Three Shillings :

If more than Five Outside Passengers, Five Shillings :

If licensed or employed to carry more than Four but not more than Six Inside Passengers, and having not more than Two Outside Passengers, Two Shillings and Four-pence :

If more than Two and not exceeding Five Outside Passengers, Three Shillings and Eight-pence :

If more than Five Outside Passengers, Six Shillings :

If licensed or employed to carry more than Six but not more than Eight Inside Passengers, and having not more than Two Outside Passengers, Three Shillings and Eight-pence :

If more than Two and not exceeding Five Outside Passengers, Four Shillings and Four-pence :

If more than Five Outside Passengers, Seven Shillings :

If licensed or employed to carry more than Eight and not more than Ten Inside Passengers, and having not more than Two Outside Passengers, Four Shillings :

If more than Two and not exceeding Five Outside Passengers, Five Shillings :

If more than Five Outside Passengers, Eight Shillings :

If licensed or employed to carry more than Ten Inside Passengers, and having not more than two Outside Passengers, Four Shillings and Eight-pence :

If more than Two, and not exceeding Five Outside Passengers, Five Shillings and Four-pence :

If more than Five Outside Passengers, Nine Shillings :

For each Outside Passenger, exclusive of the Coachman and Guard, in any of the above Cases, over and above the preceding Rates, One Penny :

For every other Coach, and for every Berlin, Barouche, Landau, Hearse, Chariot, Chaise, Calash, Chair, Taxed Cart, or other such Carriage, drawn by One Horse or Beast of Draught, Sixpence ; and drawn by Two Horses or Beasts of Draught, One Shilling ; and drawn by Three Horses or Beasts of Draught, One Shilling and Eight-pence ; and drawn by Four or Five Horses or Beasts of Draught, Two Shillings ; and drawn by Six or more Horses or Beasts of Draught, Three Shillings :

For

For every Waggon or other such Carriage, with more than Two Wheels, drawn by One Horse, Ox, or Beast of Draught, Sixpence; and drawn by Two Horses, Oxen, or Beasts of Draught, Ten-pence; and drawn by Three Horses, Oxen, or Beasts of Draught, Three Shillings; and drawn by Four Horses, Oxen, or Beasts of Draught, Four Shillings; and drawn by Five Horses, Oxen, or Beasts of Draught, Six Shillings; and drawn by Six or more Horses, Oxen, or Beasts of Draught, Eight Shillings:

For every Cart, Wain, or other such Carriage, with only Two Wheels, where the Carriage, with its Burden or Loading, shall not weigh more than Twenty-six Hundred Weight, if drawn by One Horse, Ox, or Beast of Draught, Sixpence:

If drawn by Two or more Horses, Oxen, or Beasts of Draught, Eight-pence:

For every such Cart, Wain, or other such Carriage, where the Carriage, with its Burden or Loading, shall weigh more than Twenty-six Hundred Weight, but shall not weigh Thirty-four Hundred Weight, One Shilling; if it shall weigh Thirty-four Hundred Weight or upwards, One Shilling and Four-pence; and if the said Carriage, with its Burden or Loading, shall exceed Twenty-six Hundred Weight, and shall be under Thirty-four Hundred Weight, One Half more of the Tolls and Duties authorized to be levied by this Act; and if the said Carriage, and its Burden or Loading, shall be Thirty-four Hundred Weight or upwards, double the said Tolls and Duties; which additional Tolls or Duties so authorized to be levied shall not be held to be Penalties, but the just and fair Toll Duties due and payable for such Carriages aforesaid:

For every Carriage, of whatever Description, impelled or drawn by Machinery, propelled by Steam, or any other moving Power, and not by any Horse or Beast of Draught, such Toll as the said Trustees shall appoint, or One Penny *per* Hundred Weight, at the Option of the Owner or Conductor of such Carriage:

For every Saddle Horse or Mule, with or without a Rider, Two-pence:

For every other Horse or Mule, with or without a Rider, Two-pence:

For every other Horse or Mule, laden or unladen, and not drawing, One Penny Halfpenny:

For every Ass, laden or unladen, One Penny:

For every Score of Oxen or Neat Cattle, One Shilling and Eight-pence, and so in proportion for any greater or less Number:

For every Score of Calves, Hogs, Sheep, Lambs, or Goats, Ten-pence, and so in proportion for any greater or less Number.

Tolls payable once a Day only at any Gate within Six Miles.

XV. And be it enacted, That upon receiving Payment of the Tolls or Duties by this Act granted the Receiver thereof at any Gate, Chain, or Turnpike to be continued or erected as aforesaid shall deliver to the Person paying such Tolls or Duties a Note or Ticket denoting such Payment, which Note or Ticket shall entitle the same Person, with the same Carriages or Horses or other Cattle, to return through the same Gate on the same Day before Twelve of the Clock at Night, and also to pass through any other Gate, Chain, or Turnpike, or Gates, Chains, or Turnpikes, placed on the said Roads at a Distance

Distance not exceeding Six Statute Miles from the Gate, Chain, or Turnpike, or Gates, Chains, or Turnpikes, with the same Carriages or Horses or other Cattle, on the same Day, before Twelve of the Clock at Night, without being liable to pay the said Tolls or Duties a Second Time for passing through such Turnpike Gate or Turnpike Gates, and for returning on the same Day, except as herein-after mentioned: Provided always, that in case any Waggon, Cart, Wain, or Carriage of the like Description shall pass through any such Turnpike Gate or Turnpike Gates with a new Loading a second or more Times in the same Day, the Tolls and Duties by this Act granted shall be paid for each Time such Waggon, Cart, Wain, or Carriage shall so pass in the same Manner as for the first Time; provided also, that nothing under One Hundred Weight shall be reckoned a new Loading in any such Carriage; and provided further, that no Toll shall be demanded at any Gate or Turnpike to be continued or erected on the said Roads for any Horse or Carriage which shall only cross the Roads, or shall not travel altogether above One hundred Yards thereon before arriving at or after passing any such Gate or Turnpike, or for any Change of Loading in private Carriages.

Post Horses having passed through any Gate may return Toll-free before Nine in the Morning of the following Day.

XVI. Provided always, and be it enacted, That notwithstanding of the above Enactment all Horses travelling for Hire under the Post-horse Duties Acts, having passed through any Gate, Chain, or Turnpike to be erected or continued as aforesaid, drawing any Carriage in respect of which any Toll shall have been paid, shall, on returning through the Turnpike Gate at which the Toll shall have been paid, and the other Gates (if any) cleared by such Payment, either without such Carriage, or drawing such Carriage, the same being empty, and without a Ticket denoting a fresh Hiring, be permitted to pass Toll-free, although such Horses or Carriage shall not have passed through such Turnpike Gate on the same Day, provided that such Horses so travelling shall return before Nine of the Clock of the Morning succeeding the Day on which they first passed the Turnpike Gate at which the Toll shall have been paid.

Horses having passed through a Gate and returning drawing a Carriage, the Toll paid on the Horses to be deducted.

XVII. And be it enacted, That where any Horse or Horses shall pass through any Toll Bar on the said Roads not drawing any Carriage, and a Toll shall be paid on such Horse or Horses at such Turnpike Gate, and the same Horse or Horses shall return drawing any Carriage on the same Day, or before Nine of the Clock of the Morning succeeding the Day on which they first passed such Gate, the Toll paid on such Horse or Horses on their originally passing shall be deducted from the Toll payable on the same when drawing the Carriage to which they shall be attached on their Return, so that no higher Toll shall on the whole be taken than if such Horse or Horses had in the first place passed through such Turnpike Gate drawing the said Carriage.

Stage Coaches, &c. to pay every Time of passing.

XVIII. And be it enacted, That the Tolls made payable by this Act shall be paid for and in respect of all Stage Coaches, Diligences, Vans, Caravans, or Stage Waggons, Carts, or other Stage Carriages conveying Passengers or Goods for Pay or Reward, every Time of

of passing or repassing: Provided always, that no such Coach or Carriage shall be liable on account of any Change of Horses for any Toll Duty not otherwise exigible.

Post Chaises, &c. on every new Hiring.

XIX. And be it enacted, That the Tolls made payable by this Act shall be paid for and in respect of all Horses or Beasts of Draught let out to Hire, and drawing any Post Chaise, Waggon, or other Carriage, every Time of passing, whenever any new Hiring thereof shall take place.

Present Rate of Tolls to continue till Whitsunday 1839, if not altered.

XX. And be it enacted, That the Rates of Tolls levied at the Time of passing this Act, by virtue of the said Act hereby repealed, shall continue to be levied and taken until the Term of *Whitsunday* One thousand eight hundred and thirty-nine, unless previously altered by the said Trustees.

Tolls, &c. vested in Trustees.

XXI. And be it enacted, That the said Tolls or Duties hereby granted and made payable, together with the Right and Property of every Gate and Turnpike, Toll House, and Garden, and whole Premises, already erected or to be erected on the said Roads, are and shall be vested in the said Trustees; and the said Tolls and Duties, and every Part thereof, shall be paid over, applied, and assigned to and for the several Uses, Intents, and Purposes by this Act directed; and the same shall be made subject and liable to the Payment of all Sums of Money now due and owing upon the said Roads, and shall also be liable to the Payment of all Sums of Money which may hereafter be borrowed on the Credit of this Act, and of all Interest due or which may hereafter become due thereon.

Trustees to direct Application of Monies.

XXII. And be it enacted, That the said Trustees in General Meeting assembled shall, out of the Monies to be borrowed for the Purposes of this Act, and of the Tolls or Duties to be levied at the Gates, Chains, or Turnpikes to be continued or erected on the said Roads, direct the Costs and Expences relative to the obtaining and passing of this Act to be paid, and the Remainder of all such Monies to be applied towards the Payment of the Interest of the Sums already borrowed or to be borrowed by virtue of this Act, and afterwards in making, completing, repairing, widening, and maintaining the foresaid Roads, and then to the Payment of the Principal Sums already borrowed or to be borrowed.

Saving the Rights of the Magistrates and Town Council of Linlithgow.

XXIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, abridge, or diminish any Powers, Rights, Privileges, or Revenues which at present belong to or are enjoyed or which are claimed in virtue of Acts of Parliament, Royal Charters, immemorial Usage, or otherwise, by the Magistrates and Town Council of the Royal Burgh of *Linlithgow*, or by the said Magistrates or by any of them, to demand, take, receive, or levy Customs upon any Cattle, Carriages, Goods, or any other Thing whatsoever passing, led, driven, or carried over the Water of *Avon* at *Torphichen Mill*, or at any other Part of the said Water of *Avon*, by any Ford or Bridge, or by any Viaduct or other Bridge, built or which may be built or erected across the said

Water of *Avon* by the said Trustees, or through the said Burgh itself; and if any Act, Matter, or Thing shall be done in virtue of this Act, whereby any of such Powers, Rights, Privileges, Revenues, or Customs shall be diminished, or such Act, Matter, or Thing, when done, shall have the Effect to diminish the same, then the said Magistrates and Town Council shall and may receive such Indemnification from the said Trustees as shall and may be agreed upon between them, and in case they cannot agree, as shall be settled by the Sheriff of the County of *Linlithgow*, upon Application made to him by either Party: Provided always, that the Validity and Discussion in the competent Courts of Law of such Rights, Privileges, Jurisdictions, and Powers so enjoyed or claimed, with all Defences which any of the Inhabitants of the County of *Linlithgow*, or any other Person or Persons, can or may plead against the same, shall be and the same are hereby reserved to all Parties interested, any thing herein contained to the contrary notwithstanding.

Public Act.

XXIV. And be it enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

Term of Act.

XXV. And be it enacted, That the Powers granted by this Act shall commence from and after the passing thereof, and shall continue and be in force during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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