SCHEDULE B.

FORM OF CONFIRMATION.

Confirmation issued under the Act 39 & 40 Vict. cap. 24.

CONFIRMATION in favour of *C.D.*, residing at , executor nominate of *A.B.* (*design deceased*), who died, testate, on the day of , 18 , at , and had at the time of death his (*or* her) ordinary or principal domicile in the county of *A.*

The said deceased *A.B.* had pertaining and resting owing to him (*or* her) at the time of his (*or* her) death the following personal estate and effects, viz.:

[*Take in particulars of estate as specified in the inventory.*]

I, *E.F.*, Esq., Commissary of the said county of *A.*, considering that the said *A.B.* died, testate, on the day of , 18 , at , and had at the time of death his (*or* her) ordinary or principal domicile in the said county of *A.*; and farther considering that the said *A.B.* by his (*or* her) will (*or other writing containing the nomination of executor*) dated the day of , 18 , and recorded in my court books upon the day of , 18 , nominated and appointed the said *C.D.* to be his (*or* her) executor; and now seeing that the said *C.D.*, as executor nominate foresaid, has given up on oath an inventory of the whole personal estate and effects of the said *A.B.* at the time of his (*or* her) death, situated in Scotland (*and England and Ireland, as the case may be*), amounting in value to £ , as therein and herein-before set forth, and that the said inventory has likewise been recorded in my court books on the said day of , 18 : Therefore I, in Her Majesty's name and authority, ratify, approve, and confirm the nomination of executor contained in the foresaid will (*or other writing containing the nomination of executor*), and I give and commit to the said *C.D.* full power to uplift, receive, administer, and dispose of the said personal estate and effects, grant discharges thereof, if needful to pursue therefor, and generally everything concerning the same to do that to the office of an executor nominate is known to belong: Providing always, that he shall render just count and reckoning for his intromissions therewith, when and where the same shall be legally required.

Given under the seal of office of the commissariat of the county of *A.*, and signed by the clerk of court at on the day of , 18 .

Commissary Clerk.

SCHEDULE C.

TABLE OF FEES.

Where the whole personal estate and effects of the testate shall not exceed in value *twenty pounds*, the sum of *five shillings*, and where the whole estate and effects shall exceed in value *twenty pounds*, the sum of *five shillings*, and the further sum of *one shilling* for every *ten pounds* or fraction of *ten pounds* by which the value shall exceed *twenty pounds*; together with the ordinary fees exigible for recording the will or other writing of the testate.

CHAPTER 25.

An Act to amend the Law in Scotland in regard to the division of Burghs into Wards. [13th July 1876.]

WHEREAS by the "General Police and Improvement (Scotland) Act, 1862, Amendment Act," provision is made for the division into wards of a burgh in the sense of that Act, not being a royal or parliamentary burgh, having, by the census last taken, a population of above ten thousand persons: 31 & 32 Vict. c. 102.

And whereas by the Municipal Elections Amendment (Scotland) Act, 1868, provision is made for the division into wards of any royal or parliamentary burgh having, by the census last taken, a population of above ten thousand persons: 31 & 32 Vict. c. 108.

And whereas it is expedient to amend such provisions:

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:

Extent of Act. **1.** This Act shall extend to Scotland only.

Construction of Act. **2.** This Act shall be read and construed together with the recited Acts respectively.

Amendment of recited Acts. **3.** The sixth section of the first-recited Act, and the seventeenth section of the second-recited Act, shall be read and construed as if for the words "ten thousand" therein respectively the words "five thousand" were substituted.

CHAPTER 26.

An Act to assimilate the Law of Scotland relating to the granting of Licenses to sell intoxicating Liquors to the Law of England. [13th July 1876.]

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:

Short title. **1.** This Act may be cited as "The Publicans' Certificates (Scotland) Act, 1876."

Extent of Act. **2.** This Act shall apply to Scotland only.

Commencement of Act. **3.** This Act shall, except so far as is otherwise expressly provided, commence and come into operation on the first day of January one thousand eight hundred and seventy-seven.

Interpretation of terms. **4.** In this Act the following words and terms have the meanings herein-after assigned to them; that is to say,

"County" includes a county of a city, and for the purposes of this Act the upper and middle wards of the county of Lanark shall be considered as constituting a county, and the lower ward of the county of Lanark as also constituting a county:

"Burgh" means any burgh having at present the power of licensing vested in the magistrates thereof; and the boundaries of a burgh shall, for the purposes of this Act, be the same as those within which the magistrates of the burgh have now jurisdiction in granting certificates for licenses for the sale of exciseable liquors:

"Magistrate" means a magistrate of a burgh:

"A new certificate" means a certificate granted by the competent authority, for a license for the sale of exciseable liquors to any person in respect of any premises which are not certificated at the time of the application for such grant, but shall not apply to the rebuilding of certificated premises which have been destroyed by fire, tempest, or other unforeseen and unavoidable calamity.

Refusal of new certificate by justices or magistrates to be final. **5.** Notwithstanding anything contained in section fourteen of the Act of the ninth year of the reign of His Majesty King George the Fourth, chapter fifty-eight, or in any other enactment, no appeal shall lie to any justices of the peace assembled in quarter sessions against any proceeding of any justices of the peace for any county, or magistrates of any burgh, assembled for granting or renewing certificates for licenses for the sale of exciseable liquors, in refusing any application for a new certificate, but every such proceeding and refusal shall be final.

Grant of new certificates in counties. **6.** A grant of a new certificate in any county in Scotland, except the county of the city of Edinburgh, shall not be valid unless it shall be confirmed by a standing committee of the justices of the peace for the county (hereafter in this Act called the county licensing committee).

Provisions in regard to a county licensing committee. **7.** The following provisions shall have effect with respect to the appointment and proceedings of a county licensing committee; that is to say,

(1.) The justices of the peace in quarter sessions assembled for each county, except the county of the city of Edinburgh, shall at the meeting of quarter sessions directed by law to be held in August of the year one thousand eight hundred and seventy-six, or at any adjournment thereof, and annually in every sub-