CHAPTER cxxx.

An Act to extend the Boundaries of the City of Glasgow and for other purposes. [21st July 1891.]

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WHEREAS it is expedient that the several burghs and districts within the area hereinafter described should be incorporated with the city and royal burgh of Glasgow and that the other provisions in this Act contained should be made for the municipal government and police and sanitary administration thereof:

And whereas those purposes 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:—

Short title.

1. This Act may be cited as the City of Glasgow Act 1891.

Commencement of Act.

2. This Act shall except as otherwise provided commence and have effect on and from the first day of November one thousand eight hundred and ninety-one (which date is hereinafter referred to as the commencement of this Act).

Interpretation.

Interpretation of terms.

3. In this Act unless there be something in the subject or context repugnant to such construction the following expressions have the meanings hereinafter respectively assigned to them (that is to say):—

"The existing burgh" means the existing city and royal burgh of Glasgow within the limits described and defined in the Glasgow Municipal Act 1878;

"The city and royal burgh" "the city" and "limits of this Act" respectively mean and comprehend the whole area and territory within the limits and boundaries of the city and royal burgh of Glasgow as extended by this Act;

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"The district added" means and comprehends so much of the city and royal burgh as was beyond the boundaries of the existing burgh prior to the commencement of this Act;

"Existing wards" means the wards of the city and royal burgh as the same exist prior to the passing of this Act subject as regards the first and second wards to the additions thereto provided by this Act;

"The police burghs" means the several police burghs within the district added that is to say the police burghs of Govanhill Crosshill Pollokshields East Pollokshields Hillhead and Maryhill;

"The Corporation" means the lord provost magistrates and council of the city and royal burgh;

"The lord provost" means the lord provost of the city and royal burgh;

"Magistrates" means the magistrates or bailies of the city and royal burgh;

"Lord provost magistrates and councillors" means the lord provost magistrates and councillors of the city and royal burgh;

"The town clerk" means the town clerk of the existing burgh and of the city and royal burgh;

"Sheriff" means the sheriff of the county of Lanark and except when expressly limited to the sheriff includes the sheriffs substitute or any one of them;

"Valuation Acts" means the Act of the seventeenth and eighteenth Victoria chapter ninety-one and any Acts amending the same;

"Election Acts" means the Acts in force for the time being relating to the registration of parliamentary and municipal voters and the election of town councillors for the existing burgh;

"The Police Acts" means the Glasgow Police Acts 1866 to 1891 the Glasgow Corporation Act 1884 and the Glasgow Bridges &c. Act 1886 and so far as they affect the city the Roads and Bridges (Scotland) Act 1878 and the Public Health (Scotland) Act 1867 and any Acts amending either of those Acts;

"The police commissioners" means the Glasgow Police Commissioners;

"The gas trustees" means the lord provost magistrates and council acting in the execution of the Glasgow Corporation Gas Act 1869 the Glasgow Corporation Electric Lighting Order 1890 and any Acts amending either of those Acts and Order;

"The water commissioners" means the commissioners acting in the execution of the Glasgow Corporation Waterworks Act 1855 and any Acts amending the same;

"The markets commissioners" means the commissioners acting in the execution of the Glasgow Markets and Slaughter Houses Act 1865 and any Acts amending the same;

"The improvement trustees" means the trustees acting in the execution of the Glasgow Improvements Act 1866 and any Acts amending the same;

"The parks and galleries trustees" means the lord provost magistrates and council acting in the execution of the Glasgow Public Parks Act 1878 and any Acts amending the same;

"Property" includes all property real and personal and all estates interests easements servitudes and rights in to and out of property real and personal including things forming the subject of suit claim or process and registers books and documents and when used in relation to any sheriff-clerk clerk of the peace county clerk county council district committee justices board sanitary authority police authority or other authority includes any property which at the commencement of this Act belongs to or is vested in or held in trust for or would but for this Act have on or after that date belonged to or been vested in or held in trust for such sheriff-clerk clerk of the peace county clerk county council justices board sanitary authority police authority or other authority;

"Powers" includes rights jurisdictions capacities privileges and immunities;

"Duties" includes responsibilities and obligations;

"Liabilities" unless where otherwise expressly provided includes all debts and liabilities to which any authority are or but for this Act would be liable or subject to whether accrued due at the commencement of this Act or subsequently accruing;

"Costs" includes charges and expenses;

"Pension" includes any superannuation allowance gratuity or other payment made on the retirement of any officer;

"Office" includes any place situation or employment;

"County councils" means the County councils of Lanarkshire and Renfrewshire respectively appointed under the Local Government (Scotland) Act 1889;

"District committees" means the district committees of the lower ward of Lanark and the first or upper district of the county of Renfrew respectively.

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Boundaries of city and royal burgh.

Definition of Boundaries of City.

4. The city and royal burgh of Glasgow shall from and after the commencement of this Act comprehend the whole area lands and territory embraced within the existing city and royal burgh of Glasgow the police burghs of Govanhill Crosshill Pollokshields East Pollokshields Hillhead and Maryhill the several suburban areas known as Polmadie Mount Florida Langside Crossmyloof Shawlands Strathbungo Bellahouston Kelvinside Possilpark Springburn and Barnhill or some of them and such other suburban areas lands and heritages as are included within the boundary hereinafter set forth or some part or parts thereof (that is to say) Beginning at a point in the centre of the River Clyde opposite the south-eastern boundary of Westthorn Waterworks and proceeding thence along the centre of that river to a point therein opposite the confluence of Polmadie Burn therewith thence along the centre of Polmadie Burn and Mallsmire Burn and along the boundary between the counties of Lanark and Renfrew to a point thereon distant three hundred and thirty-five yards or thereabouts measuring in a northerly direction from the point where the said county boundary crosses the north side of Mallsmire Road thence westward in a straight line to a point on the west side of Cathcart Road situated two hundred and twelve yards or thereabouts measuring in a southerly direction from the point at which it is intersected by the south side of the Bush and Aike Lane thence westward in a straight line to a point in the centre of the River Cart opposite the confluence of the Old Mill Lade therewith thence along the centre of the River Cart till the easternmost boundary of the burgh of Pollokshaws is reached thence northward and westward along the boundary of the burgh of Pollokshaws and across Dumbreck Road till the line of the Glasgow Barrhead and Kilmarnock Joint Railway is intersected thence northward and westward along an imaginary line parallel with and distant throughout two hundred feet to the westward of the west side of the Dumbreck Road until the boundary between the parishes of Govan and Eastwood is intersected thence westward along the said parish boundary to a point thereon distant seventy yards or thereabouts westward from the west side of the road leading from Dumbreck Road to Lochinch thence northward along an imaginary line parallel with and distant at all points one hundred and fifty feet westward from the west side of the Dumbreck Road until the boundary of the burgh of Govan is intersected thence eastward along the boundary of the burgh of Govan to the western boundary of the burgh of Kinning Park thence southward and eastward along the boundary of the burgh of Kinning Park till it

joins the Parliamentary boundary of the city thence north-westward westward northward westward northward and eastward along the said Parliamentary boundary until it is intersected by the boundary between the burghs of Partick and Hillhead in University Avenue thence westward along the boundary of the burgh of Partick until it intersects the boundary between the counties of Lanark and Renfrew thence northward along the said county boundary until the boundary between the counties of Lanark and Dumbarton at the Temple of Garscube is intersected thence eastward and northward along the boundary between the counties of Lanark and Dumbarton till the boundary between the parishes of Barony and Cadder is intersected thence eastward along the said parish boundary till the west side of Lochburn Road is intersected thence southward along the west side of the said road in a straight line until the line of the Helensburgh Branch of the North British Railway is reached thence south-eastward along the south side of the said Helensburgh Branch and north-eastward along the east side of the railway connecting the said Helensburgh Branch with the main line of the North British Railway and northward along the east side of the said main line until the Colston Road is reached thence eastward along an imaginary line parallel with and distant throughout two hundred feet to the northward of the north side of the said Colston Road until the boundary between the parishes of Barony and Cadder is intersected thence south-eastward and eastward along the said parish boundary to a point thereon distant five hundred and twenty-five yards or thereby measuring in an easterly direction from the point where the said parish boundary crosses the road leading from the said Colston Road by Balornock to the Garngad Road thence southward in a direct line until the Parliamentary boundary of the city is reached at the north-eastern extremity of Alexandra Park thence south-eastward and south-westward along the said Parliamentary boundary until it is intersected by an imaginary line parallel with and distant throughout two hundred feet north-eastward from the north-east side of London Road thence south-eastward along the said imaginary line parallel with London Road to a point thereon in range with the extreme south-east boundary of Westthorn Waterworks thence south-westward in a straight line to the point first described Provided always that the rules prescribed by section five of the Act second and third William the Fourth chapter sixty-five intituled "An Act to amend the representation of the people in Scotland" shall be observed and receive effect with reference to the boundaries above set forth except in so far as the same may affect the gasworks at Dawsholm belonging to the Corporation.

A map of the city and royal burgh as extended and defined by this Act signed in triplicate by the Earl of Morley the Chairman of

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Committees of the House of Lords and a copy thereof shall within one month after the passing of this Act be deposited in the Office of the Clerk of the Parliaments another copy thereof shall be deposited with the town clerk at his office and another copy thereof shall be deposited with the Director General of Her Majesty's Ordnance Survey at Southampton Provided that nothing in this section contained or shown on the map so signed shall be held as determining the county boundary of Dumbartonshire and that if there be any discrepancy between the said map and the description in this section the description shall prevail.

Division into Wards &c.

Addition to existing first and second wards.

5. For all purposes other than for the purposes of Parliamentary elections the portion of the district added comprehended within the following boundary namely beginning at a point in the centre of London Road where that road is intersected by the Parliamentary boundary of the city and proceeding south-eastward along the centre of that road until it reaches the boundary of the city and royal burgh thence south-westward and north-westward along the last-mentioned boundary until it joins the Parliamentary boundary of the city thence north-eastward along the last-mentioned boundary to the point first described shall be added to and included within the existing first ward the portion of the district added comprehended within the following boundary namely beginning at a point in the centre of London Road where that road is intersected by the Parliamentary boundary of the city and proceeding south-eastward along the centre of that road until it reaches the boundary of the city and royal burgh thence north-eastward and north-westward along the last-mentioned boundary until it joins the Parliamentary boundary of the city thence south-westward along the last-mentioned boundary to the point first described shall be added to and included within the existing second ward and such wards as so enlarged shall for the purposes of this Act be and be deemed to be the first and second wards respectively of the city and royal burgh.

Division of added districts into wards.

6. The added districts shall except as hereinbefore provided be divided for the purposes of this Act into nine wards numbered seventeen to twenty-five inclusive bounded as defined in the schedule to this Act and each of such nine wards hereinafter referred to as new wards shall with the sixteen wards of the existing burgh be and be deemed to be wards of the city and royal burgh.

Formation of new wards into local districts.

7.—(1) As soon as conveniently may be after the completion of the first election of the town council under the provisions of this Act the police commissioners shall form the new wards into such local districts as they deem expedient and the councillors for the

several wards included in each local district shall with such of the other commissioners not exceeding three as may be specially nominated by the police commissioners form and be known as a local sub-committee for such local district for executing during the five years following the commencement of this Act the several functions and discharging the several duties hereinafter assigned to them.

Functions of local sub-committees.

(2) Subject to the control supervision and direction of the police commissioners the local sub-committee shall within such local districts respectively act as sub-committees of the statute labour health and watching and lighting committees respectively of the police commissioners (which several committees are hereinafter referred to as standing committees) and shall be entrusted with the control of the cleansing of the streets the removal as distinguished from the treatment and disposal of refuse the inspection of nuisances the situation of fireplugs the lighting repair and maintenance of streets the construction repair and maintenance of sewers other than main sewers the management of such halls or meeting places as may from time to time be provided and maintained by the police commissioners for the use of the inhabitants and such other matters and things as may from time to time be entrusted to such local sub-committees by the police commissioners And the minutes of the several local sub-committees shall be regularly reported to the police commissioners through the several standing committees in such way and manner as the police commissioners may from time to time direct but subject to the control of such standing committees and of the police commissioners the local sub-committees may act with regard to the several matters hereinbefore specified without the necessity for their minutes being previously approved or otherwise disposed of by the police commissioners And with a view to the efficient performance of the several duties entrusted to such local sub-committees the heads of the several departments of police or a representative of each of such departments shall attend all meetings of such local sub-committees at which any matters connected with the administration of the respective departments are to be considered and disposed of and shall receive and carry out the resolutions of such local sub-committees.

Re-division of city into wards.

8. As soon as conveniently may be after the first day of January one thousand eight hundred and ninety-six the lord provost the sheriff (excluding his substitutes) and a person to be appointed by the Secretary for Scotland (in this Act called the Commissioners) who may act by any two of their number shall subject to the provisions of section 16 of the Municipal Elections Amendment (Scotland) Act 1868 in so far as the same are applicable and not

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inconsistent with this Act divide the city and royal burgh into twenty-five wards and shall give to each ward so defined a distinctive number and the Commissioners shall cause the proposed wards to be delineated upon a map which shall be open to the inspection of all persons concerned for the space of fourteen days notice shall be given previous to the first of the said fourteen days by advertisement in two daily newspapers published in Glasgow of the place where such map may be inspected and upon a day after the expiration of such fourteen days and at a place to be specified in such advertisement the Commissioners shall hear all concerned for their interests and thereupon the proposed division into wards shall be finally settled by the Commissioners and shall be reported to the Secretary for Scotland and the said division shall receive effect and notice thereof shall forthwith be published at least once in the Edinburgh Gazette and in two daily newspapers published in Glasgow.

Election of councillors for re-divided wards.

9. On the first Tuesday of November one thousand eight hundred and ninety-six the electors in each of the twenty-five wards into which the city shall then be divided shall elect three councillors from among the persons qualified to be councillors and such election and all future elections shall be conducted and the whole procedure in connection with the election induction and tenure of and retirement from office of such councillors and the election of the lord provost bailies treasurer and other office bearers now existing in the council and of the managers of any charitable or other public institutions existing in or connected with the city and royal burgh the appointment of which is vested in the magistrates and council shall be regulated in all respects in the way and manner prescribed by the Election Acts.

Magistrates councillors and officers of city to retain office till their successors are elected.

10. The lord provost bailies treasurer and other office bearers of the council holding office in the city and royal burgh immediately previous to the first Tuesday of November one thousand eight hundred and ninety-six shall retain their several offices and exercise the respective functions thereof till their successors are elected and inducted in terms of the immediately preceding section.

System of future administration to be settled.

11. The police commissioners may at any time after the first day of March and before the first day of November in the year one thousand eight hundred and ninety-six having regard to the experience obtained subsequent to the commencement of this Act devise and settle such a system of divisional administration for police statute labour and sanitary purposes as they may deem best fitted to meet the requirements of the city and royal burgh and may from time to time revise and readjust such system But such system shall not come into operation or receive effect till the first day of December one thousand eight hundred and ninety-six.

Valuation Roll and Register of Voters.

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Provisions as to valuation roll.

12. The assessor for the city and royal burgh under the Valuation Acts shall at the same time as he makes up the valuation roll for the existing burgh for the year from Whitsunday one thousand eight hundred and ninety-one to Whitsunday one thousand eight hundred and ninety-two make up a valuation roll for the district added and the assessor shall annually thereafter make up a valuation roll for the city and royal burgh and the procedure therefor and the right of appeal and forms shall be the same as nearly as may be as are provided by the said Acts in relation to the existing burgh and for all municipal purposes and for all assessments such rolls shall be deemed to be the valuation rolls under the said Acts and all other Acts general or local Provided that so long as it shall be necessary to include the lands and heritages within the district added within the county of Lanark or the county of Renfrew as the case may be for the purposes of the Acts in force for the time being relating to the registration of Parliamentary voters for those counties such assessor shall in matters relating to the registration of Parliamentary voters within the district added give to the assessor or assessors of the said counties respectively access to and the use within the office of the assessor first named of all books and schedules necessary to enable him or them to make up his or their lists of county voters for the district added.

Qualification of electors.

13. The right of electing the town council of the city and royal burgh shall be in and belong to all such persons as have or shall have within the city and royal burgh the qualifications for voting at municipal elections specified and described in the Election Acts.

Provision as to register of voters.

14. In addition to the register of voters for members of Parliament for the existing burgh and the register and lists of voters for municipal elections in the existing burgh which shall be made up and completed as at present the assessor for the existing burgh under the Election Acts shall on or before the fifteenth day of September in the year one thousand eight hundred and ninety-one and in every subsequent year make out or cause to be made out a list of all persons in the district added who shall be entitled to vote in the election of councillors for the city and royal burgh and the same procedure shall be applicable and be followed in reference to such list as is followed with reference to the said register of voters for members of Parliament for the existing burgh and the said register and lists of voters for municipal elections in the existing burgh And on such lists being completed and lodged with the town clerk the town clerk shall sign the same and the last mentioned lists and the register and lists of voters for the existing burgh shall

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together form the list or roll of persons entitled to vote at the next ensuing municipal election for the city and royal burgh And the assessor for the burgh shall in order to enable him to make up the register of municipal voters for the city and royal burgh for the year from Whitsunday one thousand eight hundred and ninety-one to Whitsunday one thousand eight hundred and ninety-two be entitled to access to the books and schedules of the assessors for the counties of Lanark and Renfrew respectively so far as relate to the district added and those assessors shall give the assessor for the burgh all necessary and reasonable facilities for that purpose And the expenses of making up such registers and lists shall be paid out of the assessments to be levied by the Corporation under the powers of the Election Acts and this Act and all appeals and other proceedings before the sheriff referred to under those Acts shall be taken to and disposed of by the sheriff.

Constitution of Council and Magistrates of the City.

Retirement of third of councillors.

15. The third of the councillors for each of the existing wards who if this Act had not been passed would have retired on the first Tuesday of November one thousand eight hundred and ninety-one shall then go out of office and the provisions of the Election Acts in so far as regards the election of the councillors for such wards shall remain unaffected.

Election of councillors.

16. On the first Tuesday of November in the year one thousand eight hundred and ninety-one being the day appointed for the annual election of councillors the electors shall elect from among the persons qualified to be councillors the whole number of councillors hereby appointed to be elected at that time that is to say in the existing wards the number of councillors which they would have then been required to elect if this Act had not been passed and in the new wards as hereinbefore defined the whole number of councillors hereby appointed to be elected and such election and all succeeding annual elections in all the wards of the city and royal burgh shall be conducted in all respects in the manner directed by the Election Acts so far as those Acts are applicable to the city and royal burgh.

Retirement of councillors for new wards.

17. At the first election of councillors for new wards under this Act the electors of each ward shall choose three councillors and at each succeeding annual election one councillor in room of the councillor who shall have retired in terms of the Election Acts Provided always that at the election to be made in November one thousand eight hundred and ninety-two the councillor in each such ward so to retire shall be the councillor who had the smallest

number of votes at the first election of councillors under this Act and that at the election to be made in November one thousand eight hundred and ninety-three the councillor in each such ward so to retire shall be the councillor who had the next smallest number of votes at the first election under this Act The lord provost magistrates and councillors shall determine who shall be the person to retire in any ward when the votes shall have been equal or when the election has been made without a poll of the electors or in any other case in which a question may arise as to which one of the councillors for a ward should retire in any year.

Dean of guild and deacon convener to be members of council. Quorum of council.

18. The dean of guild and the deacon convener duly elected to those offices respectively shall in virtue of their election to the said offices and while they hold those offices be constituent members of council making with the elected councillors seventy-seven members in whole The quorum of the council shall be twenty-five constituent members thereof.

Election of magistrates.

19. The number of the magistrates of the city and royal burgh shall be fifteen of whom one shall be lord provost and fourteen shall be bailies and at the time for electing magistrates and office bearers for the city and royal burgh immediately after the commencement of this Act any vacancies which may then have arisen shall be filled up and the four additional bailies shall be elected and one councillor shall be elected bailie and another depute bailie of the river and firth of Clyde and where in any Act of Parliament charter deed or other document a less number of bailies is appointed trustees or members of any governing body under such Act charter deed or other document the senior bailies to the number therein prescribed shall be deemed to be the corresponding number of bailies appointed as so required.

Power to sheriff to sanction procedure in connection with municipal elections.

20. In the event of circumstances arising in connection with any election of councillors office bearers or magistrates in relation to the elections by this Act authorised which may render it necessary or expedient to vary any date prescribed by or in pursuance of the provisions of the Election Acts the sheriff (excluding his substitutes) may on the application of the town clerk sanction such variance as shall in his judgment be best fitted to meet the circumstances of the case and the whole procedure following upon such sanction shall be valid and unchallengeable.

Lord provost magistrates and council of city to administer its affairs.

21. The lord provost magistrates office bearers and councillors of the city and royal burgh shall in all respects stand in relation to the administration of its affairs and property and of property under the care and management of the lord provosts magistrates office bearers and councillors in the same position in which the lord provost magistrates office bearers and councillors of the

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existing burgh shall stand previous to such election in regard to the affairs and property at the passing of this Act under their administration or care and management as the case may be and the lord provost magistrates office bearers and councillors of the city and royal burgh shall have the same rights and powers of administration of the property and affairs of the city and royal burgh and of making all usual and necessary appointments as shall have lawfully belonged to and been exercised by the lord provost magistrates office bearers and councillors of the existing burgh in regard thereto anything in the set usage or customs of the existing burgh to the contrary notwithstanding.

Power to appoint judges in police courts.

22. The lord provost magistrates and councillors may at any time appoint any of their number who have held the office of lord provost or bailie of the existing burgh or of the city and royal burgh to act as judges in the police courts of the city and royal burgh for such time as they continue to be members of the town council without re-election and during such time the persons so appointed may lawfully exercise all jurisdictions powers and authorities now competent to or exercisable by the magistrates of the city and royal burgh as judges of police under and in virtue of the Police Acts or this Act and the persons so appointed shall also have and may lawfully exercise all jurisdictions powers and authorities now competent to the bailie or depute bailie of the river and firth of Clyde.

Trusts vested in magistrates and council.

23. All mortifications endowments trusts however constituted charitable bequests or other grants held or administered by the lord provost magistrates office bearers or councillors or by the magistrates or office bearers of the existing burgh or by the magistrates commissioners or other office bearers of the police burghs within the district added or any of them shall subject to the liabilities to which the same are legally subject be vested in held and administered by the lord provost magistrates office bearers and councillors or by the magistrates or office bearers of the city and royal burgh to be elected under this Act or by so many of their number to be chosen by them for that purpose as are appointed by the acts or deeds under which such mortifications endowments trusts bequests or other grants are constituted for the purposes and with the rights powers and authority and subject to all the conditions and provisions under and upon which the same were conveyed granted or settled.

Extension of Jurisdiction and Powers of Corporation and its Officers.

Jurisdiction of lord provost magistrates &c.

24. The lord provost magistrates and councillors as such and as the police commissioners the water commissioners the gas trustees the markets commissioners the parks and galleries trustees

the improvement trustees and in any other capacity and the lord provost and magistrates and the dean of guild of the existing burgh and their respective courts shall have possess and exercise the same jurisdictions powers rights and authorities and powers of assessment respectively in and over the city and royal burgh and over the inhabitants thereof as the lord provost magistrates and council of the existing burgh as such and as the police commissioners the water commissioners the gas trustees the markets commissioners the parks and galleries trustees the improvement trustees and in any other capacity and the lord provost and magistrates and the dean of guild of the existing burgh and their respective courts now have possess and exercise in their several characters and capacities within the royalty or within the existing burgh and that whether at common law or by statute including all powers of assessment appeal and otherwise.

extended to added district.

25. The several officers of the existing burgh shall after the commencement of this Act have possess and exercise in their several characters and capacities the same powers rights and authorities over the city and royal burgh as they at present have possess and exercise within the royalty or within the existing burgh and that whether at common law or by statute but without prejudice to the right of the Corporation to make such arrangements in regard to the said officers and their respective duties as they may at present make with reference to the officers of the existing burgh.

Existing officers.

Abolition of separate Jurisdictions and Transfer of Property and Rights.

26. Subject to the provisions of this Act and in so far as necessary to give full effect thereto all separate magistracies councils commissions authorities and jurisdictions within the district added including those of the several police burghs within that district shall so far as necessary for effecting the purposes of this Act from and after the first election of the magistrates and councillors under this Act cease and determine and the several persons by whom such offices were held shall be freed and discharged from all liabilities which may have attached to them in connection with these offices Provided always that all actions or processes in dependence before the courts of such jurisdictions other than the dean of guild court shall be adjudged and disposed of by the magistrates of the city and royal burgh to whom all such actions and processes shall according to the subject matter thereof by authority of this Act be transferred.

Jurisdiction of separate magistracies and police commissioners &c. to cease and be extinguished.

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Transfer of property and liabilities of councils commissioners or authorities within the district added.

27. Subject to the provisions of this Act and excepting as after mentioned the lands buildings sewers lamps lamp posts pipes mains plant and all other property assets and powers of every description vested in held by or due or belonging to any councils commissioners or authorities within the district added shall from and after the commencement of this Act be by virtue of this Act transferred to and vested in be held by and be due and belong to the Corporation the police commissioners or the parks and galleries trustees or other transferees as such property and assets would if within the existing burgh belong to or be comprised within the administration of any one of those authorities and shall form part of the property and assets of the city for all the estate and interest therein of such councils commissioners or authorities and shall be held received and enjoyed by the respective transferees accordingly and the powers duties and liabilities of such councils commissioners or authorities shall be transferred and attach to the respective transferees and shall form part of the powers rights debts liabilities and obligations of the city and be enjoyed exercised paid discharged and performed by the respective transferees Provided that if any question or dispute shall arise as to which of the respective transferees such property ought to belong the same shall be determined by the Corporation Provided further that this section shall not apply to the property and assets of the commissioners of supply of the county councils and district committees of the counties of Lanark and Renfrew.

Recovery of rates debts and penalties.

28. Every rate and assessment which shall have been authorised to be levied by virtue of any Act in operation within the existing burgh or within any of the police burghs previous to the commencement of this Act and remaining unpaid together with all arrears and all debts and penalties incurred and due by any person under the same shall be levied and recovered by the Corporation or the police commissioners in accordance with the practice at present obtaining within the existing burgh under the Acts by virtue of which the same were imposed.

Provision for payment of the liabilities of councils commissioners or authorities.

29. The liabilities and obligations of the several councils commissioners or authorities within the district added transferred to the Corporation the police commissioners the parks and galleries trustees or other transferees by this Act shall be chargeable to and defrayable out of such funds of the respective transferees as shall be determined by the Corporation.

Books to be evidence.

30. All books and other documents directed or authorised to be kept by the said councils commissioners or authorities within the district added or any of them by any Act of Parliament shall

belong and be transferred to the Corporation police commissioners or other transferees and in so far as they would at the commencement of this Act be receivable in evidence may and shall be admitted as evidence in all courts and proceedings notwithstanding the cesser of the powers rights and jurisdictions of the said councils commissioners or authorities Provided that this section shall not apply to the books and other documents kept by the county councils of the counties of Lanark and Renfrew and by the district committees of those counties but the lord provost magistrates and councillors the police commissioners the gas trustees the water commissioners the markets commissioners the improvement trustees and the parks and galleries trustees and their respective officers shall be entitled to access to such books and other documents in so far as may be necessary in relation to matters affecting the district added and the respective clerks or other officers of the county councils and district committees shall afford all necessary and reasonable facilities for that purpose.

Power to Corporation commissioners &c., to enter into agreements.

31.—(1) Notwithstanding any of the foregoing provisions of this Act the Corporation the police commissioners the water commissioners the parks and galleries trustees or other transferees may on the one hand and the said councils commissioners or authorities within the district added or any of them may on the other hand at any time after the passing of this Act make and carry into effect agreements with respect to the transfer of the property liabilities or powers from such county councils councils commissioners or authorities or any of them to the Corporation the police commissioners the water commissioners or the parks and galleries trustees or other transferees respectively and for settling and adjusting any doubt or difference arising in relation thereto and generally with respect to the execution of the provisions of this Act to which any such agreement may relate.

(2) The provisions of any such agreement shall be deemed to be within the powers of the Corporation the police commissioners the water commissioners the parks and galleries trustees or other transferees respectively and of the said councils commissioners or authorities or any of them respectively and shall have and be carried into effect accordingly.

(3) In the event of any difference or dispute arising as to such agreement or as to any other matter or thing in relation to the transference under this Act of the property liabilities or powers of the said councils commissioners or authorities within the district added other than the police burghs or any of them the same may at any time after the passing of this Act be referred to the decision of an arbiter to be named by the Secretary for Scotland on the

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application of any of the parties concerned and such arbiter may and shall determine the same and the parties by whom the expense of such arbitration shall be borne and his decision shall be final and not subject to review.

Extension of Provisions of various Acts to enlarged Area of City.

Jurisdiction under Public Houses Acts.

32. The magistrates of the city and they only may grant transfer and renew within the city certificates in terms of the public and general Acts following (that is to say) the Act ninth George the Fourth chapter fifty-eight the Act sixteenth and seventeenth Victoria chapter sixty-seven the Public Houses Acts Amendment (Scotland) Act 1862 the Publicans' Certificates (Scotland) Act 1876 and the Publicans' Certificates (Scotland) Act (1876) Amendment Act 1877 subject to the right of appeal and the confirmation of new certificates provided by those Acts in reference to the granting renewing refusing or otherwise disposing of applications for such certificates under those Acts All offences against such certificates or the provisions of those Acts shall be tried and dealt with under the provisions of the Glasgow Police Act 1866 as amended by any subsequent Act.

Application of certain expressions in general and local Acts.

33. The expressions "city" "city of Glasgow" "burgh" "royal burgh" "corporation" "commissioners" or other words of similar import in any Act of Parliament whether public and general or local and personal shall in so far as they apply to the existing burgh apply to the city and royal burgh and the limits within which the powers and provisions of the public and general or local and personal Acts affecting the existing burgh shall be put in force shall be the limits of the city and royal burgh and the whole powers and provisions of the said Acts shall be exercised over and be applicable to the city and royal burgh.

Extension of compulsory water supply under Glasgow Corporation Waterworks Acts.

34. The limits of compulsory supply in the Glasgow Corporation Waterworks Acts 1855 1859 1860 1865 1866 1873 1877 1879 1882 and 1885 shall be the limits of the city and royal burgh and the expressions "city of Glasgow" "burgh" or other words of similar import in those Acts and in the General Police and Improvement (Scotland) Act 1862 Order Confirmation (Glasgow) Act 1877 or in any Acts relating thereto in force for the time being shall mean and include the city and royal burgh and all the powers and provisions of those Acts applicable within the limits of compulsory supply as therein defined shall extend and be applicable to the city and royal burgh but saving always and reserving all provisions in those Acts or any of them in favour of certain districts.

Transfer of Roads Streets and Footpaths.

Transferring roads and streets to corporation.

35.—(1) All public roads highways streets footpaths lanes and courts in the district added where vested in the several county councils district committees councils commissioners or authorities within the district added or any of them shall be and are hereby transferred to and vested in the police commissioners and the same shall be subject to the provisions of the Police Acts.

(2) Such roads and streets within the existing police burghs as have been or have been agreed to be taken over and maintained as public roads and streets by the commissioners of police of the said burghs shall on the commencement of this Act be entered in the register of public streets provided under section two hundred and eighty-one of the Glasgow Police Act 1866 and shall thereafter be maintained by the police commissioners as public streets in accordance with that Act.

(3) Such roads and streets within the district added as may from time to time be put into and be in good order as macadamised roads shall be taken over and maintained by the police commissioners as public streets subject to the several provisions of the Police Acts and of this Act.

(4) Section 315 of the Glasgow Police Act 1866 shall not apply to any road or street within the district added.

Completion of proceedings as to private streets in police burghs.

(5) Wherever the commissioners of police of any of the existing police burghs shall prior to the first day of November one thousand eight hundred and ninety-one have required any private street within their burgh to be freed from obstruction levelled paved or causewayed or flagged and channelled in terms of section 150 of the General Police and Improvement (Scotland) Act 1862 or have themselves taken steps for that purpose the police commissioners may and shall anything in this Act notwithstanding take up prosecute and complete the proceedings authorised by and commenced under that Act in the same way and to the same extent as the commissioners of police of such burgh might have done previous to the passing of this Act.

Provisions as to Assessments.

Annual value of lands and heritages used for agricultural and other purposes.

36. In imposing or levying all rates and assessments within the city—

(1) The yearly rent or value of any land or heritage which is used as arable meadow or pasture ground only or as woodland market garden or nursery ground or as the line of any canal or as a towing-path for the same or as the line of any railway constructed under the powers of an Act of Parliament

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for public conveyance shall be deemed to be one fourth of the amount entered as the yearly rent or value thereof in the valuation roll of the city and royal burgh made up under the Valuation Acts;

Annual value of underground gas and water pipes, and of underground mineral workings.

(2) The yearly rent or value of all the underground pipes or underground works of the water commissioners and gas trustees shall be deemed to be one fourth of the amount entered as the yearly rent or value thereof in such valuation roll;

(3) The yearly rent or value of all underground workings for minerals shall be deemed to be one half of the amount entered as the yearly rent or value thereof in such valuation roll;

Other lands.

(4) The yearly rent or value of all other lands or heritages shall be deemed to be the total amount entered as the yearly rent or value thereof in such valuation roll;

Deductions for limited period.

(5) During the period of five years from and after the term of Whitsunday one thousand eight hundred and ninety-one a deduction of twenty per centum shall be made from the rates and assessments imposed by the Corporation in their several capacities upon all lands and heritages within the district added but such deduction shall not apply to rates and charges leviable under the Glasgow Corporation Waterworks Act 1855 and any Acts amending the same nor to the assessments chargeable under the Glasgow Police Acts for cleansing and lighting private streets and courts and lighting common stairs;

Further provisions as to levying rates &c.

(6) Notwithstanding the date of the passing of this Act the Corporation in their several capacities shall levy within the district added the rates and assessments imposed upon the city and royal burgh for the year from Whitsunday one thousand eight hundred and ninety-one to Whitsunday one thousand eight hundred and ninety-two and may issue such notices and adopt such proceedings as may be necessary with a view to the levying of such rates and assessments within the district added and the several county councils police burghs and other assessing authorities shall not impose or levy assessments for that year within the district added;

Payments to county councils.

(7) In consideration of the city rates and assessments being levied within the district added during the period between Whitsunday one thousand eight hundred and ninety-one and the first day of November in that year the Corporation shall pay over to the county councils and the district committees respectively a sum equal to one-half of the amount which would have been realised from the rates and assessments imposed by those bodies upon lands and heritages within their respective jurisdictions within the district added had this Act

not been passed and the Corporation shall allocate the sum so paid over to those bodies against the several assessments imposed by them in their several capacities in such proportions as they shall determine;

Equalising deduction for period prior to commencement of Act.

(8) In respect that in certain cases the rates and assessments payable to the Corporation for the period from fifteenth May till first November one thousand eight hundred and ninety one may be greater than those which would have been payable to the county councils police burghs and other assessing authorities had this Act not been passed an equalising deduction shall be made from the rates and assessments imposed by the Corporation in their several capacities for the year from Whitsunday one thousand eight hundred and ninety-one to Whitsunday one thousand eight hundred and ninety-two upon such lands and heritages within the district added in respect of which had this Act not been passed less rates would have been paid to the various assessing authorities therein than under this Act shall be payable to the Corporation in their several capacities and such deduction shall be equivalent to one-half of the difference between the aggregate of the several rates imposed on owners and occupiers of such lands and heritages by the county councils and the water rates imposed by the Corporation or other authority for that year with in the case of the several police burghs the amount of the rates imposed by the commissioners thereof for the preceding year and the aggregate of the rates and assessments including water rates imposed in respect of such lands and heritages by the Corporation in their several capacities after allowing for the deduction of twenty per centum above referred to The amount of the deduction provided for by this sub-section in the several cases respectively shall on the application of the assessor for the city and royal burgh be fixed by the sheriff who shall intimate by advertisement in two daily newspapers published in Glasgow that an opportunity will be given for hearing all concerned in such deduction for their interests.

Botanic Gardens.

As to Botanic Gardens.

37. Whereas the Glasgow Royal Botanic Institution (hereinafter called the Botanic Institution) was incorporated by Royal Charter sealed the twelfth day of October one thousand eight hundred and eighteen for the increase of the science and study of botany and that Institution has from time to time acquired lands and laid out the same as botanic gardens for the accomplishment of that purpose And whereas by the Glasgow Public Parks Act 1878 the Corporation

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on the one hand and the Botanic Institution on the other hand were empowered to enter into agreements on such terms as they might consider expedient for the transfer to and acquisition by the Corporation of the Botanic Gardens and of all other property belonging to the Botanic Institution but subject to an obligation on the Corporation to maintain the gardens in all time coming on such terms and subject to such conditions as might be agreed upon or as might from time to time be found necessary or expedient And whereas it is expedient and will be for public advantage that the gardens and the property estate and effects of the Botanic Institution should be transferred to and vested in the Corporation as the parks and galleries trustees on the terms and subject to the conditions and provisions in this Act contained to be kept open preserved and maintained in all time coming as a public park botanic gardens and place of recreation for the use of the inhabitants of the city And whereas the shareholders in the Botanic Institution are willing that the transfer by this Act authorised should be carried into effect subject to the terms and conditions hereinafter provided:

Therefore the following provisions shall have effect:—

Transfer of Botanic Gardens to parks and galleries trustees.

(1) From and after the commencement of this Act the Botanic Gardens lands ground annuals and other heritable property belonging to the Botanic Institution with the conservatories buildings houses and erections thereon and the plants and contents therein and any other moveable property belonging to the Botanic Institution shall by virtue of this Act be transferred to and vested in the parks and galleries trustees but subject to the debt due to the Corporation and any other heritable debt and all arrears of feu duty and current working expenses as well as any other liabilities of the Botanic Institution not extinguished by the provisions of sub-section (3) of this section and the Botanic Gardens shall thereafter be held and maintained by the parks and galleries trustees as a public park and botanic garden subject to the provisions of the Glasgow Public Parks Act 1878 and the powers and provisions of that Act are hereby made applicable and shall subject to the provisions of this Act apply to the Botanic Gardens and other property hereby transferred to and vested in the parks and galleries trustees in the same manner as if such gardens and property had been mentioned therein as one of the Glasgow public parks Provided that the powers to sell lease feu or convey contained in section 35 of the Glasgow Public Parks Act 1878 shall not apply to any part of the lands at present occupied and known as the Botanic Gardens But reserving the right of the parks and galleries trustees to sell feu least or therewise dispose of or to use for the purposes the of Corporation the piece of ground consisting of eight thousand seven

hundred and sixty square yards or thereabouts acquired by the Botanic Institution from the trustees for the Kelvinside Estate Company by feu contract dated twenty-second May one thousand eight hundred and seventy-nine and eighteenth and twenty-fifth January one thousand eight hundred and eighty-one and registered in the books of council and session and in the register of sasines for the county of the barony and regality of Glasgow twenty-seventh January one thousand eight hundred and eighty-one.

Corporation to give facilities to University and College of Glasgow with respect to Botanic Gardens.

(2) Inasmuch as the University and College of Glasgow have hitherto had and enjoyed certain privileges and facilities for the teaching of botany in the Botanic Gardens the parks and galleries trustees may and shall grant facilities to the University and College for the teaching of botany in the said gardens and may grant the use for such purpose of such museums and other buildings as they may erect within the gardens under the provisions of the Glasgow Public Parks Act 1878 but so that the use and enjoyment of the gardens as public gardens shall in no manner be interfered with or prejudiced.

Extinguishing interest of shareholders and others in Botanic Gardens and dissolving the institution.

(3) From and after the commencement of this Act the whole rights privileges and interests of the Botanic Institution and of the shareholders thereof and of the subscribers thereto and of all parties interested therein in and to the Botanic Gardens lands and other heritable property belonging to the Botanic Institution and the whole conservatories buildings houses and erections thereon and plants and contents therein by this Act transferred to and vested in the parks and galleries trustees shall be extinguished and absolutely cease and determine and from and after the commencement of this Act the Botanic Institution shall be and is hereby dissolved and the Botanic Institution and the shareholders and directors thereof and the subscribers thereto and all parties interested therein shall be and are hereby discharged of all debts liabilities and obligations whatsoever affecting the same or in connection therewith but without prejudice to the responsibility of the parks and galleries trustees for the debts liabilities and obligations imposed upon or affecting them under the sub-section of this section of this Act the marginal note of which is "Transfer of Botanic Gardens to parks and galleries trustees."

Debt of Botanic Institution to the Corporation not to be extinguished.

(4) Notwithstanding the transfer of the Botanic Gardens and other property of the Botanic Institution to the parks and galleries trustees the debt due by the Botanic Institution to the Corporation which amounted on the eleventh day of November one thousand eight hundred and ninety including capital and unpaid interest to the sum of fifty-nine thousand five hundred and thirty-one pounds fourteen shillings and four pence shall not be extinguished except

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as against the Botanic Institution and the shareholders and directors thereof and the subscribers thereto and parties interested therein but shall remain and continue until paid off as a debt due by the parks and galleries trustees to the Corporation and the parks and galleries trustees shall from time to time pay interest thereon at the same rate as the Botanic Institution would have been liable to pay had this Act not been passed.

As to moneys payable for wayleaves in Botanic Gardens.

(5) The Corporation may receive and discharge all moneys payable by the Glasgow Central Railway Company (now the Caledonian Railway Company) in respect of property and wayleaves in the Botanic Gardens acquired by that Company in terms of the agreement between the Corporation and the Company dated the seventh day of February and the first day of March one thousand eight hundred and eighty-nine and on payment of such moneys the Corporation shall deduct the same from the debt owing to them by the Botanic Institution.

Compensation to Counties of Lanark and Renfrew.

Allocation of road debts.

38.—(1) The police commissioners shall as soon as practicable after the fifteenth day of May one thousand eight hundred and ninety-two make payment to the county councils respectively of the proportion of the amounts then remaining due by those county councils for and in respect of road debts paid by them or the road trustees under and in terms of the Roads and Bridges (Scotland) Act 1878 corresponding to the valuation of the district added according to the valuation rolls for the year ending Whitsunday one thousand eight hundred and ninety-two as compared with the valuation of the said counties according to the valuation rolls of the same year with interest thereon at the rate of five pounds per centum per annum from the said fifteenth day of May till paid and shall from and after the fifteenth day of May one thousand eight hundred and ninety-two relieve the said county councils and the said counties respectively of so much of the county road debts (if any) as shall not then have been paid as shall correspond to the valuation of the district added as compared with the valuation of the said counties according to the valuation rolls for the year last mentioned and with interest thereon as provided by the said Act.

Cost of reconstructing bridge over Kelvin.

(2) The police commissioners shall become liable for and relieve the county council of Lanark and the district committee of the lower ward of that county of their share or proportion of the cost incurred or to be incurred of reconstructing the bridge over the river Kelvin at Great Western Road including the cost of the temporary or service bridge.

Adjustment of contributions under Roads and Bridges Act.

(3) In so far as the extension of the boundaries of the city hereby authorised may render necessary or expedient any adjustment of the contributions to be made by the city to the counties of Lanark and Renfrew under the Roads and Bridges (Scotland) Act 1878 such adjustment shall be settled in the way and manner provided in section eighty-nine of that Act.

Payment of Lanarkshire debt.

(4) The Corporation shall as soon as practicable after the fifteenth day of May one thousand eight hundred and ninety-two pay to the county council of the county of Lanark (1) the sum of one thousand one hundred and ninety-seven pounds in full of the proportion applicable to the district added of debts which form charges upon the county of Lanark and (2) the sum of two thousand nine hundred and twenty-four pounds in full of the proportion applicable to the district added of debts which form charges upon the northern prison district of the said county of which the district added so far as situated in the county of Lanark forms part with interest thereon at the rate of five pounds per centum per annum from the fifteenth day of May one thousand eight hundred and ninety-two till paid and the said respective payments shall be charged upon the assessments leviable by the Corporation under the Glasgow Corporation and Police Act 1882 and this Act and shall be applied by the county council in liquidation pro tanto of the said several debts.

Renfrewshire County Buildings at Paisley.

(5) The Corporation shall as soon as practicable after the fifteenth day of May one thousand eight hundred and ninety-two pay to the county council of the county of Renfrew the sum of three thousand eight hundred and twenty pounds in full of the proportion applicable to the district added of the cost of the new County Buildings at Paisley and chargeable on the whole county under the Renfrew County and Paisley Burgh Buildings Act 1887 with interest on the said sum of three thousand eight hundred and twenty pounds at the rate of five pounds per centum per annum from the fifteenth day of May one thousand eight hundred and ninety-two till paid and which sum shall be applied by the county council in extinction pro tanto of the cost of erecting and completing those buildings.

Renfrewshire police stations.

(6) The police commissioners shall as soon as practicable after the fifteenth day of May one thousand eight hundred and ninety-two pay to the county council of the county of Renfrew the sum of three thousand one hundred and fifteen pounds being the value of police station houses at Polmadie and Strathbungo within the district added with interest on the said sum of three thousand one hundred and fifteen pounds at the rate of five pounds per centum per annum from the fifteenth day of May one thousand eight hundred and ninety-two till paid And such police station houses shall thereupon be vested in and belong to the police commissioners and that sum

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shall be applied by the said county council towards providing and erecting police station houses in that county.

Govanhill police station.

(7) The police commissioners shall from and after the first day of November one thousand eight hundred and ninety-one free and relieve the county council of the county of Lanark of all rent and other obligations due and incumbent on them in respect of the police station house of the police burgh of Govanhill and of the constables' quarters and other accommodation in connection therewith under and by virtue of two minutes of agreement between the commissioners of supply of the county of Lanark and the police commissioners of that police burgh one dated fifteenth twenty-second and twenty-fifth days of June eighteen hundred and seventy-eight and the other dated fourteenth July and twenty-seventh August eighteen hundred and eighty-seven And such police station house and constables' quarters and other accommodation in connection therewith shall thereupon be vested in and belong to the police commissioners.

General compensation.

(8) The Corporation shall on the fifteenth day of May one thousand eight hundred and ninety-two pay to the county council of the county of Lanark the sum of thirteen thousand nine hundred pounds and to the county council of the county of Renfrew the sum of twelve thousand eight hundred and forty pounds which several sums shall be accepted by the said county councils as in full satisfaction of all claims competent to them respectively and not elsewhere in this Act expressly otherwise provided for and also as in full of all and every claim for compensation by officers or servants of either of the said counties appointed by or acting under the orders of the said commissioners of supply or the county councils of those counties respectively (excepting always the present collector of county rates in the lower ward of the county of Lanark) in respect of loss or diminution of salary or emoluments consequent upon the extension of the boundaries of the city hereby authorised with interest on the said respective sums at the rate of five pounds per centum per annum from the date of payment above specified till paid and which sums mentioned in this sub-section shall be applied by the county councils of the respective counties for behoof of those counties in such way as they may see fit.

On payment of the respective sums before mentioned to such county councils respectively the Corporation shall be freed and discharged of all claims in this sub-section mentioned or referred to except as hereinbefore provided.

Annuities to prison officers.

(9) The police commissioners shall make payment to the county councils of the counties of Lanark and Renfrew respectively before the fifteenth day of May one thousand eight hundred and ninety-two

and annually thereafter before the fifteenth day of May of a proportion of the amount payable from time to time in respect of the annuities to superannuated prison officers at present charged and which may hereafter become chargeable under the Prisons (Scotland) Act 1877 on the northern prison district of the county of Lanark and on the county of Renfrew respectively or any part of such annuities (so long as they or any part thereof shall continue to be payable) corresponding to the valuation for the year ending the fifteenth day of May one thousand eight hundred and ninety-two of the district added within the said counties respectively as compared with the valuation for the said year of the northern prison district of the county of Lanark and of the county of Renfrew respectively And the said payment shall be charged upon the assessment for like purposes leviable by the Corporation under section 29 of the Glasgow Corporation and Police Act 1882 and this Act.

Compensation to collector of county rates and others.

(10) The police commissioners shall pay to the persons now holding the respective offices of collector of county rates in the lower ward of the county of Lanark and clerk road surveyor and collector to the district committees of the lower ward of Lanark and of the county of Renfrew respectively compensation in respect of any loss which they may sustain by diminution of salary or emoluments consequent upon the extension of the boundaries of the city hereby authorised Provided that in estimating such compensation regard shall be had to the question how far the salaries or emoluments at present payable to those officers are in excess of what the counties would have paid if the extension hereby authorised had taken place before the said officials were appointed.

Expense of registration of voters.

(11) The Corporation shall on the fifteenth day of May one thousand eight hundred and ninety-three and annually thereafter on the fifteenth day of May so long as the district added shall continue to be part of the counties of Lanark and Renfrew respectively for the purposes of Parliamentary elections pay to the county councils of the said respective counties such proportion of the expenses payable by them for the registration of Parliamentary voters in the district added in the said counties respectively as the number of such voters registered yearly in the district added in the said respective counties shall bear to the total number of Parliamentary voters registered yearly in the divisions of the county of Lanark or of the county of Renfrew in which the district added or any portion thereof may be situated.

Appointment of arbiter and payment of interest.

(12) In the event of the several compensations hereinbefore appointed to be paid not being agreed between the parties or in so far as such compensations are not so agreed or have not been determined as hereinbefore provided the same shall be determined

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in accordance with the provisions in this section contained by an arbiter to be named by the Secretary for Scotland on the application of either party and the decision of such arbiter shall be final and interest at the rate of four pounds per centum per annum shall be payable on the amount of all compensations from the respective dates above specified till the said several amounts are paid.

For the protection of the district committee of the lower ward of Lanark.

39.—(1) The district committee of the lower ward of Lanark (hereinafter called the district committee) shall as at the fifteenth day of May one thousand eight hundred and ninety-one transfer to the water commissioners subject always to the feu duties stipulations and other conditions contained in the title deeds thereof the lands pumping stations reservoirs pipes and whole property and rights belonging to the district committee in connection with the Barony special water supply district as defined by decree of the sheriff and the Bishopbriggs and Auchenairn special water supply district as defined by decree of the sheriff including any sums in bank due to the water supply accounts of those districts for sinking fund or otherwise and in consideration thereof the water commissioners shall as from and after the fifteenth day of May one thousand eight hundred and ninety-one undertake to supply water within such water supply districts in the manner and under the conditions hereinafter set forth and shall also relieve the district committee of the debts and liabilities due and owing by them as at that date in respect of those water supply districts or other obligations relating thereto.

(2) The water commissioners shall within such water supply districts respectively supply householders and other consumers with water so far as water is from time to time supplied by gravitation at the same rates and subject to the same conditions as are or may be charged and are applicable in other portions of the area of supply situate beyond the boundaries of the city for the time being which are supplied by gravitation.

(3) The water commissioners shall where water is not supplied by gravitation within the said water supply districts respectively supply pumped water to the householders and other consumers within those districts on the terms provided for by the preceding sub-section with an addition to the charge made therefor of the cost incurred by the water commissioners in connection with the pumping of the water so supplied including interest and sinking fund for liquidation of the debt applicable to the requisite pumping stations and reservoirs Provided that as regards the extra charge for pumped water for domestic purposes the occupiers of houses receiving such supply shall pay the amount of the ordinary domestic rate provided for in the preceding sub-section and the proprietors of those houses shall

pay the extra charge for pumping as herein specified and as regards the supply of pumped water to all consumers other than householders such consumers shall themselves pay the whole cost of such supply including the extra charge for pumping as herein specified and the water commissioners shall be entitled as from the fifteenth day of May one thousand eight hundred and ninety-one to charge for water so supplied by pumping the extra charge upon proprietors and others hereby provided for in respect of the cost so incurred in connection with such pumping and the cost so incurred and charged shall be ascertained and determined having reference to the expense of such supply as appearing in the accounts of the water commissioners.

(4) The provisions of the Glasgow Corporation Waterworks Acts 1855 1859 1860 1865 1866 1873 1877 1879 1882 and 1885 shall except as herein otherwise specially provided apply in all respects to the supply both of gravitation and of pumped water within the areas of the said water supply districts respectively.

(5) Save for the purposes of this Act the said water supply districts respectively shall as at the passing of this Act be dissolved and all orders and decrees of the sheriff or any other authority constituting or relating to the said districts shall thereafter be of no force or effect and the district committee shall be relieved from all obligations in respect of the supply of water or otherwise within such water supply districts.

(6) The police commissioners shall as at the fifteenth day of May one thousand eight hundred and ninety-one pay to the district committee the sum of nine thousand pounds in full of the proportion applicable to the district added of debts which form charges upon the Barony special drainage district with interest at the rate of four pounds per centum from that date till paid.

(7) The district committee shall have the free right to connect with and use any sewers taken over by the police commissioners from them and also to discharge sewage into other city sewers formed and to be formed in so far and so long as those sewers are of sufficient capacity to meet the requirements of the city and the lower ward Provided always that in the event of any city sewer proving to be of insufficient capacity to meet the requirements of the city and the lower ward the same shall be made of sufficient capacity or a sewer of sufficient capacity shall be constructed by the police commissioners and the district committee or local authority shall pay to the police commissioners such proportion of the cost of the enlargement or construction of such sewer as shall be mutually fixed or failing agreement as shall be determined by an arbiter to be named by the sheriff on the application of either party and

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provided further that the district committee shall have power without payment to the police commissioners but subject always to the reasonable approval of the commissioners to construct such connecting sewers within the city as may be necessary to connect the sewers of the district committee with the sewers within the city.

(8) The police commissioners shall continue to the district committee the agreements between the police commissioners and the local authorities of certain parishes in the lower ward for the accommodation of patients in the Belvidere Hospital of the police commissioners and also the use of their removal van on the terms mentioned in such agreements.

Existing Officers.

Existing officers and servants.

40. The persons who at the commencement of this Act are officers or servants of any county council commissioners county road trustees or other authorities within the district added (other than the several officials of the counties of Lanark and Renfrew to whom compensation is provided in section thirty-eight of this Act) and who perform any duties therein in respect of business transferred by or in pursuance of this Act to the Corporation or police commissioners or other transferees shall from and after that date unless and until otherwise determined by the Corporation continue to discharge their respective duties as the officers or servants of the Corporation or others as aforesaid.

When any constable belongs at the commencement of this Act to the police force of any police burgh which is by this Act incorporated with the city and royal burgh such constable shall on and after that date become a constable of the city and royal burgh.

When any constable who at the commencement of this Act belongs to the police force of the county of Lanark or of the county of Renfrew and acts as a constable of such county within any part of the area which is by this Act incorporated with the city and royal burgh such constable shall on and after that date and if his services are not required by the chief constable of such county become a constable of the city and royal burgh.

As to officers transferred to the Corporation.

41.—(1) The officers and servants of the justices or of any commissioners county councils board or authority (other than the officers and servants of the commissioners of supply or the county councils of the counties of Lanark and Renfrew) who held office at the commencement of this Act and who by virtue of this Act become officers and servants of the Corporation or police commissioners or other transferees shall hold their offices by the same tenure and

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upon the same terms and conditions as if this Act had not been passed and while performing the same duties shall receive not less salaries or remuneration and be entitled to not less pension (if any) than they would have been entitled to claim and receive if this Act had not been passed and when any such officer can only be removed with the consent of some specified authority such consent shall be part of the tenure of his office.

(2) The Corporation the police commissioners the parks and galleries trustees or other transferees respectively may distribute the business to be performed by existing officers in such manner as they may think expedient and every existing officer shall perform such duties in relation to that business as may be directed by the Corporation the police commissioners the parks and galleries trustees or other transferees respectively.

(3) The Corporation the police commissioners the parks and galleries trustees and other transferees respectively may abolish the office of any existing officer whose office they may deem unnecessary but such officer shall be entitled to compensation under this Act.

42. Except as in this Act otherwise provided—

Compensation to officers.

(1) Every existing officer declared by this Act to be entitled to compensation and every other existing officer whether before mentioned in this Act or not (other than those mentioned in the immediately succeeding section) who by virtue of this Act or anything done in pursuance of or in consequence of this Act suffers any direct pecuniary loss by abolition of office or by diminution or loss of salary or fees shall be entitled to have compensation paid to him for such pecuniary loss by the Corporation to whom the powers of the authority whose officer he was are transferred under this Act regard being had to the conditions on which the appointment was made to the nature of his office or employment to the duration of his service to any additional emoluments which he acquires by virtue of this Act or of anything done in pursuance of or in consequence of this Act and to the emoluments which he might have acquired if he had not refused to accept any office offered by the Corporation and to all other circumstances of the case and the compensation shall not exceed the amount which under the Acts and rules relating to Her Majesty's Civil Service is paid to a person on abolition of office Wherever the Corporation is referred to in this section the expression Corporation means and includes the Corporation or other transferee as the case may require.

(2) Every person who is entitled to compensation as before provided shall deliver to the Corporation a claim under his

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hand setting forth the whole amount received and expended by him or his predecessors in office in every year during the period of five years next before the commencement of this Act on account of the emoluments for which he claims compensation distinguishing the offices in respect of which the same have been received and accompanied by a statutory declaration that the same is a true statement according to the best of his knowledge information and belief Provided that it shall not be competent for any person to make any claim for compensation after the expiration of two years after the commencement of this Act.

(3) Such statement shall be submitted to the Corporation who shall forthwith take the same into consideration and assess the just amount of compensation (if any) and shall forthwith inform the claimant of their decision.

(4) If a claimant is aggrieved by the refusal of the Corporation to grant any compensation or by the amount of compensation assessed or if not less than one third of the members of the Corporation subscribe a protest against the amount of the compensation as being excessive the claimant or any subscriber to such protest (as the case may be) may within three months after the decision of the Corporation appeal to the Secretary for Scotland who shall after such inquiry as he shall think proper consider the case and determine whether any compensation and if so what amount ought to be granted to the claimant and such determination shall be final.

(5) Any claimant under this section if so required by the Corporation shall attend at a meeting of the town council and answer upon oath (with the lord provost or the presiding magistrate may administer) all questions touching the matter set forth in the claim and shall produce all books papers and documents in his possession or under his control relating to such claim.

(6) The sum payable as compensation to any person in pursuance of this section shall commence to be payable at the date fixed by the Corporation on granting the compensation or in case of appeal by the Secretary for Scotland and shall be a debt due to him from the Corporation and may be enforced accordingly in like manner as if the Corporation had entered into a bond to pay the same.

(7) If a person receiving compensation in pursuance of this section is appointed to any office under the Corporation or if by virtue of this Act or anything done in pursuance of or in consequence of this Act he receives any increase of emoluments

of the office held by him he shall not while receiving the emoluments of that office receive compensation to a greater amount if any than with the emoluments of the said office is equal to the emoluments for which compensation was granted to him and if the emoluments of the office he holds are equal to or greater than the emoluments for which compensation was granted his compensation shall be suspended while he holds such office.

Compensation to clerks of peace &c.

43.—(1) The police commissioners shall pay to the persons now holding the respective offices of clerk of the peace and procurator-fiscal of the justices of the peace of the county of the lower ward of Lanark and clerk of the peace of the county of Renfrew respectively compensation in respect of any loss which they may respectively sustain by diminution of salary or emoluments consequent upon the extension of the boundaries of the city hereby authorised.

(2) In the event of the several compensations in this section mentioned appointed to be paid not being agreed between the parties or in so far as such compensations are not so agreed the same shall be determined by an arbiter to be named by the Secretary for Scotland and the decision of such arbiter shall be final and interest at the rate of four pounds per centum per annum shall run on the amount of all compensations from the respective dates at which they are agreed or determined as aforesaid till the said several amounts are paid.

Borrowing Powers.

Power to parks and galleries trustees to borrow.

44. From and after the commencement of this Act the parks and galleries trustees may from time to time borrow for the purpose of paying off the debt due by the Botanic Institution to the Corporation and carrying out the powers conferred upon them by the Glasgow Public Parks Act 1878 and this Act any sum or sums of money not exceeding in the whole the sum of one hundred thousand pounds and they may again borrow any sums which may be repaid by them from time to time otherwise than by means of the sinking fund provided by the Glasgow Public Parks Act 1878 (which shall be applicable to the sums borrowed by them under this Act) and any moneys so borrowed by them shall be deemed to have been borrowed under the powers and for the purposes of that Act and shall form part of the money authorised to be borrowed under that Act and the maximum sum which may be borrowed under section 27 of that Act and section 6 of the Glasgow Corporation Loans Act 1883 is hereby increased accordingly.

Power to Corporation and police

45. From and after the commencement of this Act the Corporation and the police commissioners respectively may from time to time borrow for the purpose of carrying out the powers conferred upon

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commissioners to borrow.

them by this Act the moneys hereinafter specified viz. (*a*) The Corporation may borrow such sum or sums of money as may be required for satisfying paying and discharging all obligations imposed upon them by this Act and of exercising any of the powers by this Act conferred on the Corporation and they may secure repayment of the sums so borrowed and the interest thereof on the credit of the assessments by this Act authorised Provided that the moneys so borrowed shall as regards the keeping of separate accounts and the audit thereof be subject to the provisions of the Glasgow Corporation and Police Act 1882 (*b*) The police commissioners may borrow such sum or sums of money not exceeding in the whole the amount of the debts and obligations of the several councils commissioners and authorities which by this Act they are required to take over and pay and also of such expenditure as may be necessary to put the district added in a satisfactory condition as regards police and sanitary appliances and for the exercise of any of the powers by this Act conferred on them as such amount may be ascertained and determined by the Secretary for Scotland by a certificate under his hand which certificate shall specify the proportion of the sum so ascertained to be chargeable against the police commissioners with reference to the several departments of their expenditure and the amount so ascertained and fixed shall be dealt with and regarded as if such sum were specified in this section as the amount hereby authorised to be borrowed The Corporation and the police commissioners respectively may again borrow any sums which may be repaid by them from time to time otherwise than by means of the sinking funds hereinafter referred to or out of the proceeds of the sale of lands or other receipts in the nature of capital other than borrowed money and any moneys so borrowed by the police commissioners shall be deemed to have been borrowed under the powers of the Police Acts and shall form part of the moneys authorised to be borrowed under those Acts and the maximum sum or sums which may be borrowed under those Acts is hereby increased accordingly The Corporation and police commissioners respectively shall after the first day of June one thousand eight hundred and ninety-three annually set apart a sum not less than two pounds ten shillings per centum on the amounts respectively borrowed by them under the authority of this Act and they shall carry the same into the loans fund provided by section 15 of the Glasgow Corporation Loans Act 1883 (hereinafter called the Loans Act) and shall apply the same as sinking funds in paying off the principal sums so borrowed.

Provisions of Glasgow Corporation Loans Act

46. For the purpose of the Loans Act the power by this Act granted to the parks and galleries trustees to the Corporation and to the police commissioners to borrow shall be deemed a borrowing

power within the meaning of section seven of the Loans Act and to have been transferred to and vested in and to apply to and be exercisable by the Corporation as if that borrowing power had been a borrowing power of the said trustees Corporation and commissioners respectively at the commencement of the Loans Act and the provisions of that Act shall be applicable and shall apply to the borrowing powers by this Act granted to the said trustees Corporation and commissioners respectively:

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1883 to apply to moneys borrowed by Corporation parks and galleries trustees and police commissioners.

Provided always that any agreement for composition for the payment of stamp duty on transfers of stock as provided for in Schedule 3A of the Loans Act shall be made in accordance with the provisions of the Customs and Inland Revenue Act 1887.

Power to Corporation to levy assessment.

47. For the purpose of paying the moneys principal and interest which the parks and galleries trustees the Corporation and the police commissioners are by this Act authorised to borrow and in so far as the same may not be provided by the parks and galleries trustees and the police commissioners out of the assessments leviable by and other moneys belonging to them the Corporation may impose and levy within the city and royal burgh an assessment under the name of "The General Purposes Assessment" on the lands and heritages liable to be assessed under the provisions of the Glasgow Corporation and Police Act 1882 with reference to the Prison Payment Assessment authorised by that Act and in the way and manner prescribed by that Act.

Miscellaneous.

Power to provide public halls.

48. The Corporation may hold maintain and use as public halls and offices the halls known as the St. Andrew's Hall and the police commissioners may acquire hold maintain and use such other halls or public buildings as are at present used in any of the police burghs and are not hereby transferred to the Corporation and they may also provide and maintain any other halls or buildings required for the purposes of the city and royal burgh.

Power to provide parks &c.

49. The parks and galleries trustees may provide and maintain such public parks pleasure or recreation grounds as they may from time to time deem necessary for the city and royal burgh and they may acquire by agreement any lands necessary for those purposes.

Qualification of commissioners of supply.

50. Any commissioners of supply of the counties of Lanark and Renfrew respectively whose qualification as such arises from property situated or from office held within the district added shall from and after the commencement of this Act be disqualified from acting as such commissioner of supply unless he possess a qualification as a commissioner of supply in such counties respectively in respect of property beyond the district added.

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Saving for Kelvinside Electricity Company Limited.

51. Nothing in this Act contained shall prejudice or affect the right of the Kelvinside Electricity Company Limited to supply electricity within the area of supply defined in the Kelvinside Electric Lighting Order 1890 and the Corporation shall not compete with that company by supplying electricity within that area.

Compensation for drainage works executed by private proprietors but taken by police commissioners.

52.—(1) Where drainage works have been executed by the proprietors of any lands within the district added for the exclusive use and benefit of such lands and of the houses and other erections thereon such works shall remain the property of such proprietors or those deriving right from them unless and until the roads or streets in which any sewers are laid are on the application of the proprietors thereof taken over by the police commissioners as public streets under the provisions of the Police Acts and of this Act but whensoever the police commissioners desire to acquire right to such works as so remain the property of such proprietors or those deriving right from them and to extend their use to the lands and offices of other proprietors they shall be entitled to do so on giving the proprietors by whom such works were executed due intimation of such desire and paying for such right such compensation as may be agreed upon or failing agreement as may be determined by an arbiter to be named by the sheriff on the application of either party.

Reservation to proprietors.

(2) In the event of the police commissioners exercising such power with reference to drainage works which form and may form the means of draining lands belonging to the same proprietors outside the district added there shall be reserved to such proprietors the right to drain their lands outside the district added by such drainage works as if the same had not been taken over by the police commissioners but that only to the extent of the capacity of the sewage system of the city for the time being and so as not to impede or interfere with the sewage of the city and provided that the police commissioners shall not at any time be bound to extend or enlarge the drainage accommodation or sewage works within the city or to increase the same to meet the requirements of such proprietors.

As to sewer at at Possilpark.

(3) The police commissioners shall on application to them by the proprietors thereof take over and maintain the sewer known as Possilpark main sewer and shall pay the proprietors thereof such compensation therefor as may be agreed upon or failing agreement as may be determined by an arbiter to be named by the sheriff on the application of either party.

For protection of Partick commissioners.

53.—(1) The police commissioners shall on the fifteenth day of May one thousand eight hundred and ninety-two pay to the commissioners of police of the burgh of Partick the sum of one

thousand pounds in consideration of which the police commissioners shall have the right and liberty of using the existing public sewers in Partick for the passage of sewage from such portions of the existing city and royal burgh and of the district added lying to the north and north-east of Partick as may now or hereafter drain into and through such sewers In the event of any such sewer requiring to be reconstructed diverted or enlarged the police commissioners shall pay to the Partick commissioners such proportion of the cost of such reconstruction diversion or enlargement (regard being had to the nature and extent of the use of such sewer by the city and royal burgh and district added) as shall be mutually fixed or failing agreement as shall be determined by an arbiter to be named by the sheriff on the application of either party and the Partick commissioners hereby assign to the police commissioners all existing claims they may have against the owners of such property within the city and royal burgh and the district added as previous to the passing of this Act have without payment to the Partick commissioners or right from them been and are drained into the Partick sewers in respect of the use by them of the latter.

(2) The rights powers interests and obligations of the burghs of Maryhill and Hillhead in connection with the joint hospital at Knightswood shall be transferred to vested in and imposed on the police commissioners who shall take the place of the burghs of Maryhill and Hillhead as regards that hospital and shall annually elect the number of representatives eligible from time to time in proportion to rental and falling to be appointed by those burghs and shall regularly furnish to the officials of the hospital a statement of the annual valuation of the lands and heritages within the respective areas of those burghs necessary therefor and shall pay the sums falling to be contributed by and otherwise fulfil the whole obligations incumbent on those burghs all in terms of and as required by the agreements between the several parties interested in the hospital regulating the management and maintenance thereof and as if the police commissioners had been inserted in such agreement instead of those burghs.

For protection of Govan commissioners.

54. The police commissioners shall on the fifteenth day of May one thousand eight hundred and ninety-two pay to the commissioners of police of the burgh of Govan the sum of two hundred and fifty pounds in consideration of which the police commissioners shall have the right and liberty of using the existing public sewers in Govan for the passage of sewage from such portions of the district added lying to the south of Govan as may now or hereafter drain into and through such sewers In the event of any such sewer requiring to be reconstructed diverted or enlarged the police

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commissioners shall pay to the Govan commissioners such proportion of the cost of such reconstruction diversion or enlargement (regard being had to the nature and extent of the use of such sewer by the city and royal burgh and district added) as shall be mutually fixed or failing agreement as shall be determined by an arbiter to be named by the sheriff on the application of either party and the Govan commissioners hereby assign to the police commissioners all existing claims they may have against the owners of such property within the district added as previous to the passing of this Act have without payment to the Govan commissioners or right from them been and are drained into the Govan sewers in respect of the use by them of the latter.

Belmont and Queen Margaret bridges.

55. The police commissioners shall on the application of the board of management or the proprietors of the bridges over the river Kelvin known as Belmont and Queen Margaret Bridges take over and maintain the same as public bridges provided that any debts affecting the same or either of them are previously fully paid and discharged.

Enlargement of Botanic Gardens.

56. The parks and galleries trustees shall within one year after the commencement of this Act acquire by agreement for the purpose of enlarging the Botanic Gardens the lands situated on the left bank of the river Kelvin and bounded as follows On the east by Queen Margaret Bridge and the carriage drive leading to Kelvinside Avenue on the north-east by Kelvin Drive on the north by the approach to an intended bridge over the River Kelvin in line with Kelvin Drive and on the west and south by the left bank of the river Kelvin and those trustees shall as soon as conveniently may be erect a suitable footbridge over the river Kelvin to afford an access between the Botanic Gardens and the lands so acquired Provided always that the trustees shall not be bound to acquire those lands unless the proprietors thereof intimate their willingness to seil or transfer the same to the trustees for the purposes of this section but so that the cost of acquiring the whole lands shall not exceed the sum of five thousand pounds sterling.

Recreation ground in Maryhill.

57. The parks and galleries trustees shall within one year after the commencement of this Act acquire by agreement and dedicate to the public for the purpose of forming a recreation ground a suitable piece of land not less than five acres in extent situated conveniently for the northern portion of the burgh of Maryhill.

Streets in Maryhill to be paved.

58. The police commissioners shall within five years after the commencement of this Act pave with square dressed sets in so far as not paved before the commencement of this Act the streets within the burgh of Maryhill known as Gairbraid Street Wyndford Street

and Main Street extending from the boundary of the existing burgh to the bridge carrying Main Street over the Helensburgh branch of the North British Railway.

Burgh buildings in Maryhill Hillhead and Pollokshields.

59. The police commissioners shall maintain the buildings at present known as the Burgh Buildings of Maryhill Hillhead and Pollokshields and subject to such regulations and conditions as may from time to time be made by the police commissioners those buildings and the halls in connection therewith shall be available for public meetings and other purposes.

Police station in Maryhill.

60. The police commissioners shall maintain a local police station within the buildings at present known as the Maryhill Burgh Buildings or within such other suitable buildings in that burgh as may be acquired for that purpose.

Police station in Hillhead.

61. The police commissioners shall for a period of five years after the commencement of this Act maintain a local police station within the buildings at present known as the Hillhead Burgh Buildings.

Halls and public offices for Crosshill and Govanhill.

62. The police commissioners shall either acquire and maintain as public offices and halls for the use of the district and for other public purposes the buildings situated in Cathcart Road known as the Dixon Halls and at present vested under disposition and deed of gift dated tenth December one thousand eight hundred and seventy-nine granted by William Smith Dixon of Govanhill in trust inter alia for the use of the police burghs of Crosshill and Govanhill in the terms therein mentioned or they shall erect or acquire and maintain within those burghs other suitable buildings for the purposes aforesaid and in any event the police commissioners shall as at the date of the commencement of this Act free and relieve the commissioners of those police burghs or either of them of any debt incurred in connection with those halls for which those commissioners are in any way liable under the said disposition and deed of gift or otherwise but reserving to the police commissioners any right they may have to charge such debt or any portion thereof against the price realised by such halls when sold.

Recreation ground for Govanhill and neighbourhood.

63. The parks and galleries trustees shall acquire and dedicate to public use as a recreation ground for children under such regulations as they may from time to time make a piece of ground four acres ar thereabouts in extent bounded on the east by Smith Street on the south by an intended continuation of Govanhill Street on the west by Langside Road and on the north by an intended continuation of Jamieson Street.

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Portion of Cathcart Road to be paved.

64. The police commissioners shall within five years after the commencement of this Act pave with square dressed sets in so far as not paved before the commencement of this Act the portion of the Cathcart Road within the burgh of Govanhill.

Pollokshields public park.

65. The parks and galleries trustees shall take over and maintain the Pollokshields public park in accordance with the terms and conditions contained in the deed of gift thereof by Sir John Stirling Maxwell Baronet of Pollok.

Supervision of Pollokshields public park and Burgh buildings.

66. For a period of five years after the commencement of this Act the Pollokshields public park and the buildings at present known as the Burgh Buildings of Pollokshields shall subject to the general control and supervision of the parks and galleries trustees and the police commissioners respectively be managed by the councillors for the twentieth and twenty-first wards of the city acting as sub-committees of the parks and galleries committee and of the watching and lighting committee of those bodies respectively and in all time coming those buildings shall not be used as a police-office or lock-up.

Recreation grounds in Pollokshields East.

67. The parks and galleries trustees shall take over and maintain the recreation ground known as Maxwell Square and the three plots of shrubbery situated in Nithsdale Road within the police burgh of Pollokshields East in accordance with the terms and conditions contained in the lease thereof by Sir John Stirling Maxwell Baronet of Pollok to the commissioners of police of that burgh dated twenty-sixth and thirtieth October one thousand eight hundred and eighty-eight.

Queen's Park and recreation ground.

68. The parks and galleries trustees shall preserve for the use of the public the Queen's Park and the recreation ground in connection therewith and shall not feu or alienate any portion thereof except the triangular piece of ground lying between Langside Road and the road leading past Marchmont Terrace and such portions of ground as may be required as sites for a police station and offices and public halls and for such additions as may require to be made to the Queen's Park School.

Hall at Mount Florida or Langside.

69. The police commissioners shall within five years after the commencement of this Act provide a public hall for the accommodation of the districts of Mount Florida Langside Shawlands and adjoining districts and such hall may or may not be in connection with a police station and offices.

Transfer to police commissioners of assets of

70. The lamp posts and other property and assets of the local improvement committees of Mount Florida Langside Shawlands Strathbungo and Kelvinside shall be transferred to the police

commissioners who shall relieve those committees of such debts and liabilities as may at the commencement of this Act have been incurred by them in connection with their several districts. A.D. 1891. Mount Florida &c.

Portion of Pollokshaws Road to be paved.

71. The police commissioners shall within two years after the commencement of this Act pave with square dressed sets in so far as not paved before the commencement of this Act the portion of the Pollokshaws Road extending from the boundary of the existing burgh to the junction of that road with the Kilmarnock Road and the portion of the Kilmarnock Road between that junction and the boundary of the city and royal burgh.

Streets in Strathbungo to be taken over and maintained by police commissioners.

72. The police commissioners shall take over and maintain as public streets within the meaning of the Police Acts the streets in Strathbungo known as Queen Square Regent Park Square Princes Square and Moray Place provided that at the date when application shall be made for so taking them over such streets are in as good order as they were on the first day of December one thousand eight hundred and ninety and that the other conditions of the Police Acts with reference to the taking over of roads and streets as public streets have been complied with as regards those streets.

Restriction on taking houses of labouring class.

73. The Corporation shall not under the powers of this Act without the consent of the Secretary for Scotland take ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

Defining labouring class.

For the purposes of this section the expression labouring class means and includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

Expenses Act.

74. All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act and otherwise in relation thereto shall be paid by the Corporation out of moneys borrowed or assessments imposed by the Corporation under the powers of this Act.

Saving Clauses.

75. Nothing in this Act shall affect—

Teinds not to be affected.

(A) The teinds payable out of the lands situated within the city and royal burgh or the rights privileges and emoluments of the

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ministers kirk sessions schoolmasters and session clerks of the parishes within the same or the parochial boards of the said parishes;

Parochial settlements and poors rates not to be affected.

(B) The settlement of the poor and their consequent right to claim relief the power to impose rates or assessments for their relief the valuation on which the same are imposed and the mode of laying on levying distributing or managing poors rates or assessments or any matter relative thereto;

Tenures and records not affected.

(C) The holdings or tenure of any lands or heritages or the records wherein the rights thereof or any deed or writing affecting the same may be registered;

Thirlage not to extend to district added.

(D) No part of the district added nor any persons therein shall be subjected to any thirlage or liability for land tax existing within the royalty of the city to which such district or persons were not subject previous to the commencement of this Act; and

Assessments of Dawsholm gasworks not to be affected.

(E) The liability of the Dawsholm gasworks belonging to the Corporation to the assessments in the county of Dumbarton leviable by the county council of that county.

Saving for commissioners of supply and royal authorities.

76. Nothing in this Act shall prejudice or interfere with the properties rights and powers of the commissioners of supply or the county councils of the counties of Lanark and Renfrew respectively in so far as concerns their respective interests in the areas under their administration respectively beyond the boundaries of the city and royal burgh and the right of such commissioners of supply and county councils to recover all arrears of assessment imposed by and due to them or any of them in respect of subjects within the district added for any year prior to the fifteenth day of May one thousand eight hundred and ninety-one is hereby reserved.

Saving for existing securities and discharge of debts.

77.—(1) Nothing in this Act shall prejudice or affect any securities granted before the passing of this Act by the commissioners of police of any police burgh incorporated by this Act with the city and royal burgh on the credit of any property belonging to such police burgh and by this Act transferred to the Corporation in any capacity or of any rate legally leviable within such police burgh and all such securities as well as all unsecured debts liabilities and obligations incurred by any such police burgh in the exercise of any powers or in relation to any property transferred from such burgh to the Corporation or other transferee under this Act shall be discharged paid and satisfied by the Corporation or by the police commissioners or other transferees as the case may require.

(2) The commissioners of police of each such police burgh shall liquidate as far as practicable before the commencement of this Act

all current debts and liabilities incurred by such commissioners of police. A.D. 1891.

For the protection of the Glasgow Tramway and Omnibus Company Limited.

78. Nothing in this Act contained shall be deemed in any way to prejudice or affect the rights privileges debts duties or obligations of the Glasgow Tramway and Omnibus Company Limited or any lease or leases or agreements entered into between the Corporation and the tramway company and the Corporation shall not be entitled to impose or enforce any further conditions or obligations upon the tramway company under any leases or agreements between them which they could not have imposed or enforced prior to the passing of this Act Provided always that the Corporation the police commissioners or other transferees as the case may be may levy the same public rates and assessments in respect of the tramways within the district added as they are authorised to levy in respect of other lands and heritages within the district added.

Actions &c. not to abate.

79.—(1) If at the commencement of this Act any action or proceeding or any cause of action or proceeding is pending or existing by or against any council commission or authority in relation to any powers duties liabilities or property by this Act transferred to the Corporation or other transferee the same shall not in anywise abate or be discontinued or prejudicially affected by reason of the passing of this Act but may be continued prosecuted and enforced by or against the Corporation or other transferee as successors of the said authority in like manner as if this Act had not been passed.

Saving for deeds &c.

(2) All deeds contracts bonds agreements and other instruments entered into or made and subsisting at the commencement of this Act and affecting any such powers duties liabilities or property of any authority as are by this Act transferred to the Corporation or other transferee shall be of as full force and effect against or in favour of the Corporation or other transferee and may be enforced as fully and effectually as if instead of the authority the Corporation or other transferee had been a party thereto.

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The SCHEDULE referred to in the foregoing Act.

Boundaries of Wards into which the District added is Divided by this Act.

The several wards shall be and comprise those portions of the district added within the following boundaries respectively videlicet:—

Seventeenth Ward.

Beginning at a point in the centre of Cathcart Road where that road is intersected by the parliamentary boundary of the city and proceeding westward southward westward south-westward westward and southward along that boundary until it meets the boundary between the counties of Lanark and Renfrew on the south side of Alison Street thence southward eastward northward and eastward along that boundary until it intersects Aikenhead Road thence southward along the centre of that road until the boundary between the parishes of Cathcart and Govan is reached thence south-eastward along that boundary until the boundary of the city and royal burgh is reached thence north-eastward and northward along the last-mentioned boundary until it joins the parliamentary boundary of the city thence westward along that parliamentary boundary to the point first described.

Eighteenth Ward.

Beginning at a point in the centre of Pollokshaws Road where that road is intersected by the parliamentary boundary of the city and proceeding south-westward along the centre of that road until a point is reached opposite the centre of the road leading from the village of Crossmyloof by way of Langside and Mount Florida to the burgh of Rutherglen thence south-eastward and eastward along the centre of the last-mentioned road until it is intersected by Aikenhead Road thence northward along the centre of the last-mentioned road until the boundary between the counties of Lanark and Renfrew is reached at or near Calder Street thence westward southward westward and northward along the county boundary until it joins the parliamentary boundary of the city on the south side of Alison Street thence north-westward along the parliamentary boundary to the point first described.

Nineteenth Ward.

Beginning at a point in the centre of Pollokshaws Road opposite the centre of the road leading from the village of Crossmyloof by way of Langside and Mount Florida to the burgh of Rutherglen and proceeding south-westward along the centre of Pollokshaws Road until the boundary of the city and royal burgh is reached thence eastward southward south-eastward northward eastward and north-eastward along that boundary until the boundary between the parishes of Cathcart and Govan is reached thence north-westward along the parish boundary until it intersects Aikenhead Road thence southward along the centre of that road until it is intersected by the road leading from the village of Crossmyloof by way of Langside and Mount Florida to the burgh of Rutherglen thence westward and north-westward along the centre of the last-mentioned road to the point first described.

Twentieth Ward.

Beginning at a point in the centre of Shields Road where the boundary of the city and royal burgh joins the parliamentary boundary of the city and proceeding southward along the centre of Shields Road and along an imaginary line in continuation thereof and in range therewith until the line of the Glasgow Barrhead and Kilmarnock Joint Railway is reached thence along the north-west side of that railway until it is intersected by the boundary of the city and royal burgh thence eastward along that boundary until the centre of Pollokshaws Road is reached thence north-eastward along the centre of that road until it is intersected by the parliamentary boundary of the city thence westward northward and north-westward along the parliamentary boundary to the point first described.

Twenty-first Ward.

Beginning at a point on the boundary of the city and royal burgh in the centre of Shields Road at or near the south-eastern limit of the police burgh of Kinning Park and proceeding southward along the centre of Shields Road and along an imaginary line in continuation thereof and in range therewith until the line of the Glasgow Barrhead and Kilmarnock Joint Railway is reached thence south-westward along the north-west side of that railway until it is intersected by the boundary of the city and royal burgh thence northward westward northward and eastward along that boundary to the point first described.

Twenty-second Ward.

Beginning at a point in the centre of the river Kelvin at the north-eastern extremity of the grounds of the Royal Botanic Gardens and proceeding in a southerly and south-westerly direction along the south-eastern boundary of those grounds until the north-east side of Great Western Road is reached thence across Great Western Road in a straight line to the centre of Byars Road thence south-westward along the centre of Byars Road until it reaches the boundary of the city and royal burgh thence south-eastward along that boundary until it joins the parliamentary boundary of the city in University Avenue thence eastward and northward along the parliamentary boundary until it reaches a point in the centre of the river Kelvin where that boundary leaves the said river and proceeds north-eastward thence north-westward along the centre of the river Kelvin to the point first described.

Twenty-third Ward.

Beginning at a point in the centre of the river Kelvin at the north-eastern extremity of the grounds of the Royal Botanic Gardens and proceeding in a southerly and south-westerly direction along the south-eastern boundary of those grounds until the north-east side of Great Western Road is reached thence across Great Western Road in a straight lineto the centre of Byars Road thence south-westward along the centre of Byars Road until it reaches the boundary of the city and royal burgh thence westward northward and eastward along that boundary until the centre of the river Kelvin near the Corporation gasworks at Dawsholm is reached thence south-eastward along the centre of that river to the point first described.

Twenty-fourth Ward.

Beginning at a point on the western parliamentary boundary of the city in the centre of the river Kelvin where that boundary leaves that river and proceeds

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north-eastward and proceeding north-westward north-eastward north-westward and north-eastward along the centre of that river until the boundary of the city and royal burgh is reached near the Corporation gasworks at Dawsholm thence north-westward north-eastward eastward south-eastward eastward southward and south-eastward along the last-mentioned boundary until a small stream called the Possil Burn is reached at a point situate to the north-east of Ruchill House where that burn first in its north-western course touches the south-western side of the Helensburgh Railway thence south-eastward along that burn until a line of trees running eastward therefrom and forming at this place the northern and north-eastern boundary of the lands of Ruchill is reached thence eastward and south-eastward along said line of trees and westward and southward along the boundary of the lands of Ruchill until the parliamentary boundary of the city is reached in the centre of the Forth and Clyde canal thence north-westward and south-westward along the parliamentary boundary to the point first described.

Twenty-fifth Ward.

Beginning at a point on the boundary of the city and royal burgh situate to the north-east of Ruchill House where a small stream called the Possil Burn first in its north-western course touches the south-western side of the Helensburgh Railway and proceeding south-eastward along that burn until a line of trees running eastward therefrom and forming at this place the northern and north-eastern boundaries of the lands of Ruchill is reached thence eastward and south-eastward along that line of trees and westward and southward along the boundary of the lands of Ruchill until the parliamentary boundary of the city is reached in the centre of the Forth and Clyde canal thence southward eastward northward south-eastward and north-eastward along the parliamentary boundary until the extreme north-eastern limit of Alexandra Park is reached where the boundary of the city and royal burgh is joined thence northward westward southward and westward along the last-mentioned boundary to the point first described.

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