Where in pursuance of any enactment hereby repealed the accounts of a surveyor of highways for a parish for the period ending on the twenty-fifth day of March one thousand eight hundred and seventy-nine have been verified, and a statement of the receipts and expenditure of such parish as regards highways for the said period has been transmitted to the Local Government Board, the Board may, if they think fit, dispense with the submission of a financial statement and dispense wholly or partly with the audit by the district auditor of the accounts for the said period of such parish as regards highways.

SCHEDULE.

ACTS REPEALED.

Year and Chapter.	Title of Act.	Extent of Repeal.
5 & 6 Will. 4. c. 50. -	Highway Act, 1835 - -	In section forty-five from and including the words "and at the said special sessions" to the end of the section.
12 & 13 Vict. c. 35. -	An Act for requiring annual returns of the expenditure on highways in England and Wales to be transmitted to the Secretary of State and afterwards laid before Parliament.	The whole Act.
25 & 26 Vict. c. 61. -	The Highway Act, 1862 -	Section twenty-seven, section twenty-eight, and section twenty-nine.

CHAPTER 40.

An Act to amend the Conveyancing and Land Transfer (Scotland) Act, 1874. [11th August 1879.]

WHEREAS it is expedient to amend the law relating to land rights and conveyancing in Scotland:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited for all purposes as the Conveyancing (Scotland) Act, 1874, Amendment Act, 1879.

Commencement of Act.

2. This Act shall come into operation on the first day of December one thousand eight hundred and seventy-nine, which is herein-after referred to as the commencement of this Act.

As to repeal of sec. 118 of 19 & 20 Vict. c. 79 by sect. 55 of 37 & 38 Vict. c. 94.

3. Notwithstanding the repeal of section one hundred and eighteen of the Bankruptcy (Scotland) Act, 1856, by section fifty-five of the Conveyancing (Scotland) Act, 1874, it is provided that from and after the commencement of this Act no poinding of the

ground which has not been carried into execution by sale of the effects sixty days before the date of the sequestration shall (except to the extent herein-after provided) be available in any question with the trustee: Provided that no creditor who holds a security over the heritable estate preferable to the right of the trustee shall be prevented from executing a poinding of the ground after the sequestration, but such poinding shall in competition with the trustee be available only for the interest on the debt for the current half-yearly term, and for the arrears of interest for one year immediately before the commencement of such term.

Application of Act.

4. This Act shall not apply to heritable securities constituted prior to the commencement of this Act until the first day of December one thousand eight hundred and eighty-two, and shall not affect any action of poinding of the ground proceeding upon such securities which shall have been instituted prior to the said last-mentioned date, or any decree of poinding obtained in such action prior to said date.

Act to be construed with 19 & 20 Vict. c. 79.

5. This Act shall be read as part of and construed along with the Bankruptcy (Scotland) Act, 1856.

CHAPTER 41.

An Act to enable Guaranteed Railway Companies in India and the Secretary of State for India in Council to enter into Agreements with respect to the working of Railways, and with respect to Telegraphs, and to confer upon those Companies additional powers with respect to their undertakings. [11th August 1879.]

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:

Interpretation.

1. In and for the purposes of this Act,—

The term "guaranteed company" means any of the companies specified in the schedule to this Act, and any railway company which for the time being constructs, maintains, or works a railway under any guarantee from or arrangement with the Secretary of State for India in Council.

The term "railway company" includes any person or body of persons being the owner or lessee of or working a railway, except the East Indian Railway Company, and except any railway company of which the undertaking is after the passing of this Act purchased by the Secretary of State for India in Council.

The term "railway" means a railway constructed before or after the passing of this Act, and belonging to the Secretary of State for India in Council, or situate in Her Majesty's territories in India, or in any territory in the East Indies belonging to any native prince or state in alliance with Her Majesty or to any European power, and includes any tramway so belonging or situate and worked by steam power, and any ferry so belonging or situate and worked or used in connexion with a railway.