CHAPTER lxxxv.

An Act to provide for the levying of the Assessments under the Public Libraries (Scotland) Acts in the City of Edinburgh; and for other purposes. [5th July 1887.]

A.D. 1887.

WHEREAS the municipal and police administration of the city and royal burgh of Edinburgh and other matters connected therewith are vested in and managed by the Lord Provost, magistrates and council of the said city (herein-after called "the magistrates and council") under, among others, the Edinburgh Municipal and Police Act, 1879 (herein-after referred to as "the Act of 1879"); the Edinburgh Municipal and Police Extension Act, 1882 (herein-after referred to as "the Act of 1882"); the Edinburgh Extension and Sewerage Act, 1885 (herein-after referred to as "the Act of 1885"), and the Edinburgh Improvement Act, 1887 (herein-after referred to as "the Act of 1887"), which said Acts are together herein-after referred to as "the Edinburgh Municipal and Police Acts, 1879 to 1887":

And whereas the Public Libraries (Scotland) Acts, 1867 to 1884, have been adopted by and are now in operation within the burgh of Edinburgh:

And whereas it is expedient, and would, in the administration and management of the financial affairs of the city, be convenient that the levying and recovering of assessments, and exemptions therefrom, borrowing money, sinking fund, and repayment of money borrowed under and for the purposes of the said Public Libraries (Scotland) Acts, 1867 to 1884, and the keeping, auditing, authenticating, and publishing of accounts under these Acts, should be brought within and administered and managed under the powers, provisions and exemptions of the Act of 1879, as extended by the Act of 1882, by the Act of 1885, and by the Act of 1887:

And whereas the aforesaid objects and purposes cannot be effected without the authority of Parliament:

[*Price* 3*d*.]

A.D. 1887.

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 for all purposes as the Edinburgh Public Library Assessment Act, 1887, and where the Acts of 1879, 1882, 1885 and 1887, are referred to in conjunction with this Act they may be cited as the Edinburgh Municipal and Police Acts, 1879 to 1887.

Interpretation of terms.

2. In this Act the following words and expressions shall have the several meanings by this section assigned to them, unless there be something in the subject or context repugnant to that construction, that is to say:—

The expression "the burgh" means and shall include the burgh as defined in the Edinburgh Municipal and Police Acts, 1879 to 1887;

And the words and expressions construed in the Act of 1879, shall, if and when used in this Act, and when not inconsistent with the above construction, respectively have the same meanings attached to them as in the Act of 1879.

Provisions as to assessment under Public Libraries Acts.

3. The magistrates and council, as the authority under the Public Libraries (Scotland) Acts, 1867 to 1884, may, as from the fifteenth day of May, one thousand eight hundred and eighty-seven, impose, assess, levy and recover from the persons and property liable therefor the rate authorised to be levied and assessed by and for the purposes of the said Acts, or of any Acts relating to public libraries in Scotland in force for the time, as part of the burgh assessments under and in conformity with the provisions applicable to assessments of the Edinburgh Municipal and Police Acts, 1879 to 1887, and with and under the powers, provisions and exemptions as are provided with respect to the assessments leviable under the said last-mentioned Acts: Provided always that such rate shall not exceed the rate authorised by the said Public Libraries (Scotland) Acts, 1867 to 1884, or by any Acts relating to public libraries in Scotland in force for the time.

Power to borrow for purposes of Public Libraries Acts.

4. The magistrates and council, as the authority aforesaid under the Public Libraries (Scotland) Acts, 1867 to 1884, may borrow money for and in connexion with the purposes of the said Acts, on the security of the rate authorised by these Acts, or by any Acts relating to public libraries in Scotland in force for the time, under and in accordance with the Act of 1879; and the powers and

provisions of the Act of 1879, with respect to the borrowing of money, shall be and are hereby made applicable to the money so to be borrowed and to the mortgages, assignations, interest warrants and discharges to be granted in security thereof and to the sinking fund for the repayment of money so borrowed, in the same way and manner as if the money so to be borrowed for the said purposes were borrowed, and the mortgages, assignations, interest warrants and discharges so granted under the authority of this Act had been borrowed or granted under the authority of the Act of 1879, and the sections as to borrowing of money in the Act of 1879 are incorporated herewith, and the powers and provisions therein contained shall be held to apply to the said purposes and to the money borrowed under the authority of this section, as if such sections of the Act of 1879 were for the said purposes re-enacted herein: Provided always, that the money to be borrowed for the purposes of the said Public Libraries (Scotland) Acts, 1867 to 1884, shall not exceed the sum authorised to be borrowed by these Acts, or by any Acts relating to public libraries in Scotland in force for the time.

Application of money borrowed.

5. The sums which may be borrowed by the magistrates and council for the purposes of this Act, shall be applied only to purposes to which capital is properly applicable.

Manner of keeping &c., accounts.

6. The magistrates and council may, notwithstanding any provision to the contrary contained in the said Public Libraries (Scotland) Acts, 1867 to 1884, cause the accounts of their receipts, payments and liabilities with reference to the execution of the said Acts, to be kept, audited, authenticated and published in the same way and manner, and under the same provisions, as are prescribed in the Act of 1879 with reference to the keeping, making up and publishing of accounts, and also in conformity with the provisions of any public general Act relating to burgh accounts, and the sections of the Act of 1879 with respect to the said accounts shall be held to be incorporated herewith and be applicable in all respects to the objects and purposes of the said Public Libraries Acts.

Costs of Act.

7. The costs, charges and expenses of and incident to the preparing for, obtaining and passing of this Act, so far as relates to public library purposes, shall be paid out of the burgh assessments, or the money to be borrowed under the authority of this Act.

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