CHAPTER clxxxvi.

An Act to confirm a Provisional Order under "The General Police and Improvement (Scotland) Act, 1862," relating to the Royal Burgh of Dumbarton. [10th August 1872.]

A.D. 1872.

WHEREAS the Secretary for the Home Department, being one of Her Majesty's Principal Secretaries of State, has, under the provisions of the General Police and Improvement (Scotland) Act, 1862, duly made the Provisional Order which is contained in the schedule to this Act annexed, and it is provided by the said Act that no such order shall be of any validity unless the same has been confirmed by Act of Parliament, and it is expedient that the said order should be so confirmed:

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:

Confirmation of Provisional Order in schedule.

1. The Provisional Order contained in the schedule to this Act annexed shall be and is hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, be valid and have the like force and effect as if the same were specially enacted in this Act: Provided always, that the magistrates and council of the royal burgh of Dumbarton, as commissioners of police for the burgh of Dumbarton, shall yearly expend in the maintenance of the following roads (being portions of the roads the management whereof is by the said Provisional Order transferred to and vested in them) not less than the sums after mentioned, viz., on the Cemetery Road leading from the Kilmaronock Turnpike at Bogs to the Dumbuck Branch Turnpike, fourteen pounds; and on the Townend Road leading from the said Kilmaronock Turnpike at Doveholm to the Combination Poor's House, and thence to Barloan Toll Bar, six pounds.

Short title.

2. This Act may be cited as "The General Police and Improvement (Scotland) Supplemental Act, 1872."

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SCHEDULE referred to in this Act.

General Police and Improvement (Scotland) Act, 1862.
(25 & 26 Vict. c. 101.)

Royal Burgh of DUMBARTON.

WHEREAS by the General Police and Improvement (Scotland) Act, 1862, it is provided, inter alia, to the effect that whenever it appears desirable to the magistrates and council of any royal or parliamentary burgh that provision should be made in order the better to apply and execute therein the provisions of that Act in whole or in part, or for the future application and execution of any Acts in force therein having relation to the purposes of that Act, or to the roads and streets within such burgh, or that any such Acts or any exemption from rating therefrom derived, or that any provisional order or Order in Council applying that Act thereby authorised to be made should be wholly or partially repealed or altered, the magistrates and council of such burgh may present a petition to one of Her Majesty's Principal Secretaries of State praying for such provision, repeal, and alteration as aforesaid, or for any of such things, and such petition shall be supported by such evidence as the said Secretary of State requires, and the said Secretary may issue a provisional order under his hand and seal of office in relation to the several things mentioned in the said petition, either in accordance with the prayer thereof or with such modifications or alterations as may appear to him to be requisite, and obtain confirmation of such provisional order by Act of Parliament:

And whereas the General Police and Improvement (Scotland) Act, 1862, has in pursuance of the provisions of that Act been adopted in the royal burgh of Dumbarton, and the boundaries of the said royal burgh have for the purposes of that Act been extended to the parliamentary boundaries of the burgh of Dumbarton, and include portions of the parish of Dumbarton and of the parish of Cardross, in the county of Dumbarton:

And whereas a petition has been presented in accordance with the provisions of the General Police and Improvement (Scotland) Act, 1862, aforesaid to me, as one of Her Majesty's Principal Secretaries of State, by the magistrates and council of the said royal burgh of Dumbarton, being the commissioners of police of the said burgh, under the General Police and Improvement (Scotland) Act, 1862, praying that a provisional order may be issued by me under the powers of the said Act:

And whereas it has been represented to me in the said petition that under the provisions of an Act passed in the tenth year of the reign of King George the Fourth, chapter seventy-one, intituled "An Act for further regulating the "Statute Labour, and repairing the highways and bridges in the county of Dum-"barton," certain of the roads and streets within the parliamentary boundaries of the royal burgh of Dumbarton are vested in, and maintained, repaired, and managed by the Statute Labour Trustees of the district of the town of Dumbarton, and certain others of the roads and streets within the said boundaries are vested in, and maintained, repaired, and managed by the Statute Labour Trustees of the landward part of the parish of Dumbarton, and that there are at present no statute labour roads in that portion of the said parliamentary burgh which is situate in the parish of Cardross, but the jurisdiction of the trustees of the Cardross and Bonhill subdivision of the Isle above Leven district of statute labour roads extends over the same, and those trustees have power to levy statute labour conversion money or poll tax within that portion of the parliamentary burgh, or to require statute labour to be performed:

And whereas it has been represented to me in the said petition that it is desirable that the whole of the roads and streets now vested in, and maintained, repaired, and managed by the several Statute Labour Road Trustees aforesaid, so far as the said roads and streets are situate within the boundaries aforesaid, should be transferred to and vested in the said magistrates and council as commissioners aforesaid, and should be maintained, repaired, and managed by them; that the powers of the said trustees respectively of levying statute labour conversion money or poll tax, or of requiring statute labour to be performed, should cease, and that the said Act of 10 Geo. IV. c. 71. should be repealed and altered in so far as may be necessary for carrying out the objects of the provisional order aforesaid:

And whereas the matters mentioned in the said petition have been duly considered by me, and the representations therein made have been supported by evidence required by me, and I have resolved to issue a provisional order in the terms herein-after expressed:

Now, therefore, in pursuance of the powers vested in me by the General Police and Improvement (Scotland) Act, 1862, I, as one of Her Majesty's Principal Secretaries of State, do, by this provisional order, direct as follows:—

1. From and after the passing of any Act of Parliament confirming this provisional order, all the roads and streets now vested in the Statute Labour Trustees of the district of the town of Dumbarton, and all the roads and streets now vested in the Statute Labour Trustees of the landward part of the parish of Dumbarton, under the provisions of an Act passed in the tenth year of the reign of King George the Fourth, chapter seventy-one, intituled "An Act for further regulating the Statute Labour, "and repairing the highways and bridges in the county of Dumbarton," in so far as such roads and streets are situate within the parliamentary boundaries of the burgh of Dumbarton, are hereby transferred to and vested in the magistrates and council of the royal burgh of Dumbarton, as

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commissioners of police for the burgh of Dumbarton, under the said General Police and Improvement (Scotland) Act, 1862, and all the powers of the said trusteees and of the trustees of the Cardross and Bonhill subdivision of Isle above Leven statute labour roads under the said Act 10 Geo. IV., chapter 71., shall from and after the passing of such Act confirming this order as aforesaid cease to be exercised or exerciseable within the parliamentary boundaries of the royal burgh of Dumbarton.

2. From and after the passing of any Act of Parliament confirming this provisional order, the magistrates and council of the royal burgh of Dumbarton, as commissioners aforesaid, shall have and exercise in relation to all roads and streets within the parliamentary boundaries of the said burgh (excepting roads and streets under the management of any turnpike road trustees acting under the authority of any Act of Parliament) all the powers and authorities which are by the General Police and Improvement (Scotland) Act, 1862, conferred on the commissioners in that Act mentioned in relation to the streets within the burgh not under the management of any turnpike road or other trustees, and may make and apply the assessments which the commissioners are by the said Act authorised to levy for the police purposes of that Act to the purposes of making, altering, repairing, maintaining, and managing the said roads and streets.

Costs of order.

All the costs, charges, and expenses of and incidental to applying for and obtaining this order shall be paid for by the magistrates and council of the royal burgh of Dumbarton out of any moneys levied by them as an assessment for police purposes.

Given under my hand and seal, at Whitehall, this sixth day of July one thousand eight hundred and seventy-two.

(Signed) H. A. Bruce.

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