CHAPTER lxii.

An Act to amend the Glasgow Juvenile Delinquency Repression Acts Amendment Act, 1870. [28th June 1877.]

A.D. 1877.

WHEREAS an Act (herein-after called "the Act of 1841") was passed in the fourth and fifth year of the reign of Her present Majesty, intituled "An Act for repressing juvenile delin- "quency in the city of Glasgow," by which a Board of Commissioners, styled "The Commissioners for the Repression of Juvenile "Delinquency in the City of Glasgow," was constituted; and the Commissioners so constituted were empowered to complete and maintain, and if necessary from time to time to remove, alter, rebuild, and extend certain buildings called the Houses of Refuge for male and female delinquents in the city of Glasgow, and to receive, support, instruct, employ, remunerate, regulate, and control such young persons as might be admitted inmates thereof, in manner mentioned in that Act, and to raise such sums as should be sufficient to defray the costs and expenses of carrying the said Act into execution by annual assessments upon the tenants or occupiers of all dwelling-houses, shops, warehouses, counting-houses, cellars, stables, stalls, mills, factories, mines, quarries, lands, tenements, and other heritages, excepting as therein mentioned, within the limits of the city of Glasgow, as defined in an Act passed in the third year of the reign of His Majesty King William the Fourth, intituled "An "Act to amend the representation of the people in Scotland," not exceeding in any year one penny per pound on the rent or annual value of such heritages:

4 & 5 Vict. c. xxxvi.

And whereas another Act (herein-after called "the Act of 1866") was passed in the twenty-ninth year of the reign of Her present Majesty, intituled "An Act to amend an Act for repressing juvenile "delinquency in the city of Glasgow," by which the constitution of the said Board of Commissioners was altered, and their powers were in certain respects enlarged:

29 & 30 Vict. c. lxvi.

And whereas another Act (herein-after called "the Act of 1870") was passed in the thirty-third and thirty-fourth year of the reign of Her present Majesty, intituled "An Act to amend two Acts

33 & 34 Vict. c. xlii.

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" for repressing juvenile delinquency in the city of Glasgow," by which it was, inter alia, provided (section 4) that the Commissioners constituted by the Act of 1866 (herein-after called "the Commissioners") should annually, out of the net proceeds of the assessment received by them during the preceding year, make a grant to the managers of each reformatory and industrial school established or to be thereafter established within the places and limits therein mentioned, of such sum as should be equal to fifty-two shillings per head of the average number of the youthful inmates of such school during the said year who should, immediately previous to having become inmates thereof, have been for not less than six months resident in the city of Glasgow, as its limits are defined in the Act of 1841, and have been sentenced or ordered, as the case may be, to be sent to such school by a sheriff or magistrate or justice of the peace sitting within the said city: Provided always, that if in any such year the net proceeds of the said assessment should be such that one half thereof would be insufficient to pay the aggregate amount of the grants to be made as aforesaid, then the amount of such grants respectively should be reduced so that the aggregate amount of the whole of them should not exceed the one half of the said net proceeds for such year, and a corresponding reduction should be made upon the grants to the several schools aforesaid; and providing further for the discontinuance or reduction of the said grants in the other events therein mentioned:

And whereas it was further provided by the Act of 1870 (section 5), that in case at the end of any financial year it should be found that there is any money raised by such assessment remaining on hand, after providing for the purposes to which the same is authorised to be applied under the provisions of the Act of 1841, the Act of 1866, and section 4 of the Act of 1870, the Commissioners might apply such remaining money to the general purposes of the said houses of refuge, or reformatory schools or industrial schools, other than the maintenance of the youthful inmates thereof, as the circumstances should appear to them to require:

And whereas one half of the net proceeds of the said assessment, at the said maximum rate of one penny per pound, is at present and may from time to time be more than sufficient for the purposes of the said houses of refuge; and it is expedient to enable the Commissioners to alter the proportions in which the net proceeds of the assessment from time to time levied by them (whether levied at the said maximum or at any lower rate) may be applied to the purposes of such houses of refuge and to grants to such reformatory schools and industrial schools:

And whereas it is expedient that the Commissioners should be enabled, if they find it necessary or desirable, to apply any money raised by the said assessment and remaining on hand at the end of any financial year, after providing for the purposes to which the same is authorised to be applied as aforesaid, towards the maintenance of the youthful inmates of the said reformatory schools or industrial schools, as well as to the purposes provided as aforesaid by section 5 of the Act of 1870:

But these objects 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 for all purposes as "The Glasgow Juvenile Delinquency Repression Acts Amendment Act, 1877."

Amendment of sections 4 and 5 of Act of 1870.

2. The portion of section 4 of the Act of 1870 from the commencement of the first proviso therein to the end of that section, and section 5 of that Act, are hereby repealed; and in lieu thereof the following provisions shall have effect; (that is to say,)

If in any year the net proceeds of the assessment levied by the Commissioners shall be such that the portion thereof which would be equivalent to the net proceeds of an assessment at the rate of one halfpenny per pound (being one half of the maximum assessment leviable by them) would be insufficient to pay the aggregate amount of the grants to be made by them to reformatory schools and industrial schools under section 4 of the Act of 1870, so far as not repealed by this Act, then the amount of such grants respectively shall be reduced, so that the aggregate amount of the whole of them shall not exceed such portion as aforesaid of the said net proceeds for such year, and a proportionate reduction shall be made upon the grants to the several schools aforesaid:

If the Commissioners shall satisfy one of Her Majesty's Principal Secretaries of State that the funds remaining to the Commissioners out of the said assessment for any year would, if the said grants were made in full, be insufficient for the purposes during such year of the first and second recited Acts, or if the allowance made at the date of the passing of the Act of 1870 by the Commissioners of Her Majesty's Treasury towards the custody and maintenance of the inmates of reformatory schools shall be discontinued

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or be reduced in amount per head, the Commissioners may discontinue or reduce proportionally the grants which they are required to make to the reformatory schools and industrial schools as aforesaid:

The Commissioners may apply the proceeds of the said assessment remaining on hand at the end of any year, after providing for the purposes to which such assessment is authorised to be applied under the provisions of the recited Acts as amended by this Act, including the general purposes of the said houses of refuge and the maintenance of the youthful inmates thereof, to the general purposes of any of the said reformatory schools or industrial schools, and the maintenance of the youthful inmates of any of such schools, as the circumstances shall appear to them to require:

The twenty-fifth section of the Act of 1841 shall be read as if the application of the said assessment to the purposes of the Act of 1870, as amended by this Act, were part of the costs and expenses to be incurred in carrying the Act of 1841 into execution.

Providing for future legislation as to application of assessment.

3. And whereas it is expedient that further provision should be made for the purpose of securing the most beneficial application of the said assessment towards the repression of juvenile delinquency in the city of Glasgow: Therefore, unless in the next or the immediately following session of Parliament an Act shall be applied for and obtained for effecting that object, all the property, funds, and revenue of the Commissioners, and all their powers of levying and recovering assessments under the recited Acts, subject to all their debts and liabilities, shall, on the first Thursday in the month of December one thousand eight hundred and seventy-nine, be transferred to and vested in the Lord Provost, magistrates, and council of the city of Glasgow, who shall thereafter be the Commissioners for the repression of juvenile delinquency in the city of Glasgow, and shall apply the said property, funds, revenue, and assessments in such manner as they shall consider best fitted for repressing juvenile delinquency, and for better carrying out the objects of the recited Acts, and the several Acts of Parliament relating to industrial and reformatory schools in the said city.

Expenses of Act.

4. The costs, charges, and expenses of and incident to preparing for, obtaining, and passing this Act, or otherwise in relation thereto, shall be paid by the Commissioners out of the moneys and assessments authorised to be raised by the recited Acts.

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