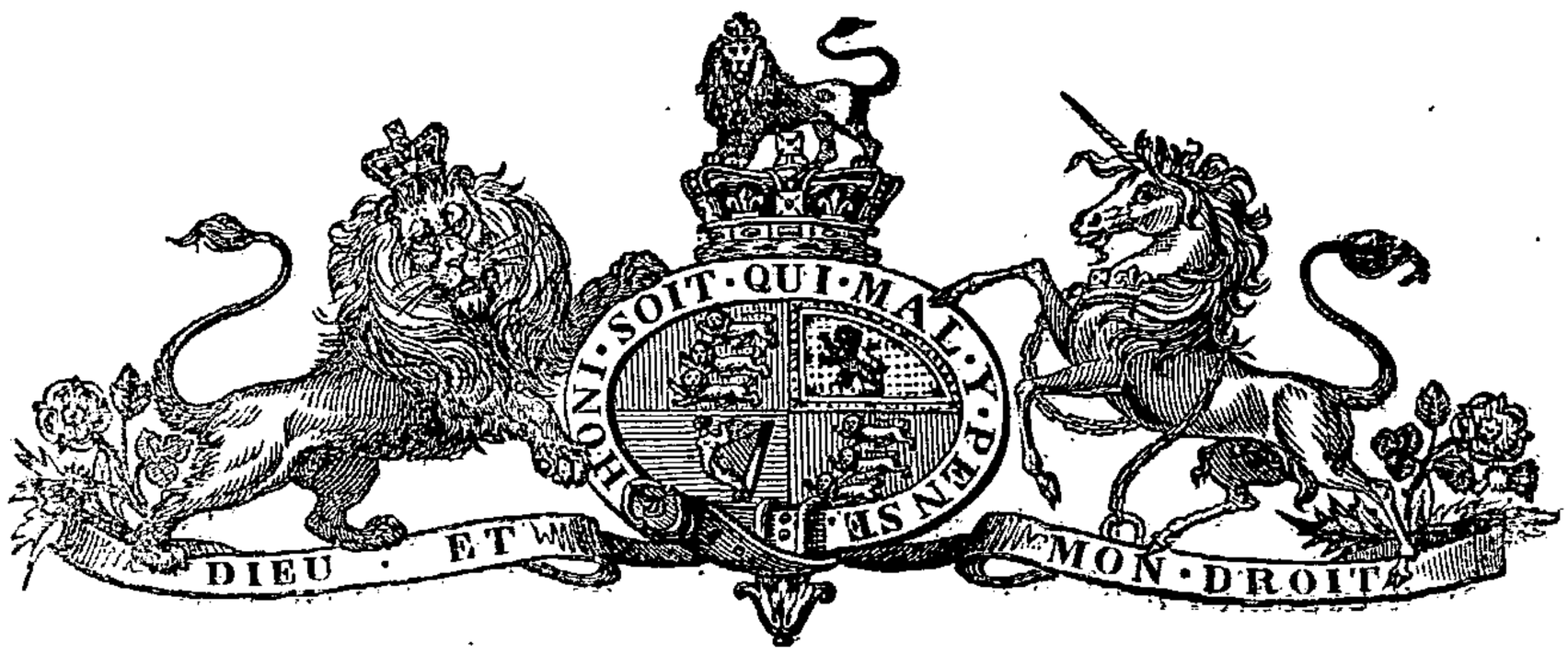


ANNO DECIMO TERTIO & DECIMO QUARTO

VICTORIÆ REGINÆ.

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recited Acts, have at very considerable Expense erected and established within the said City Markets and Market Places for the Sale of Live Cattle, for the Sale of Horses, and for the Sale of Butchers Meat, and also Slaughter-houses, which are a great public Benefit and Accommodation to the Community: And whereas by Contract and Deed of Agreement between the said Magistrates and Council, Trustees as aforesaid, and the Incorporation of Fleshers of *Glasgow*, dated the Sixteenth and Twenty-ninth Days of *November* One thousand eight hundred and forty-nine, the said Incorporation, for the Considerations therein specified, renounced and surrendered the Right and Privilege reserved to them by the said last-recited Act of having Fifteen Stalls or Standing Places in the existing Markets set apart and allocated to certain Members of the said Incorporation: And whereas, from the great Increase of the City, and in order to promote the Health, Comfort, and Accommodation of the Inhabitants, it is necessary that certain of the existing Market Places and Slaughter-houses should be improved, and that additional Market Places and Slaughter-houses should be erected and established: And whereas it is expedient that the said recited Acts, in so far as they relate to Markets and Slaughter-houses, should, subject to the Provisions herein-after contained, be repealed, and that new and enlarged Provisions should be made for carrying out the Purposes above mentioned, and for the Maintenance and Regulation of such Markets and Slaughter-houses, and that such Provisions should be extended and applied to the whole Lands and Territory within the Parliamentary and Municipal Limits and Boundaries of the City and Royal Burgh of *Glasgow*, including the Burgh of *Calton*, and Village and Lands of *Mile End*, and the Burgh of *Anderston*, and other Territory, which were excluded from the Provisions of the said last-recited Act: But as 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, That from and after the passing of this Act the said first and second recited Acts passed respectively in the First and Sixth Years of the Reign of His Majesty King *George* the Fourth, in so far as the same relate to the said Markets and Market Places, and also the said last-recited Act passed in the Eighth and Ninth Years of the Reign of Her present Majesty, shall, subject to the Provisions herein-after contained, be and the same are hereby repealed, and this Act shall commence and take effect: Provided always, that the said first and second recited Acts, and the whole Enactments, Powers, and Provisions thereof, shall, except in so far as the same have been already repealed, or are expressly repealed, varied, or altered by this Act, be and remain in full Force and as

Recited Acts repealed.

valid and effectual to all Intents and Purposes as if this Act had not been passed.

Trustees to be liable for existing Debts and Engagements.

II. And be it enacted, That the Debts due, and Contracts, Engagements, and Obligations entered into by the said Magistrates and Council, as Trustees, under and by virtue of the said recited Acts or any of them, in so far as relates to the said Markets, Market Places, and Slaughter-houses, shall remain binding and obligatory upon the Trustees appointed by this Act, and upon the Property hereby vested in them, and Rates by this Act authorized to be levied, and respectively charged with and liable for any such Debts, Contracts, Engagements, and Obligations, excepting in so far as the same may be affected by or inconsistent with the Provisions of this Act.

Certain Provisions of 8 & 9 Vict. c. 19. incorporated with this Act.

III. And be it enacted, That, so far as applicable, and not inconsistent with or varied by this Act, "The Lands Clauses Consolidation (*Scotland*) Act, 1845," (except as herein-after mentioned,) shall be incorporated with and form Part of this Act: Provided always, that nothing in this Act or in the said Lands Clauses Consolidation (*Scotland*) Act contained shall authorize the Trustees to purchase, take, or use any Lands, unless with the Consent of and by Agreement with the Owners, Lessees, and Occupiers thereof.

Certain Provisions of 10 & 11 Vict. cc. 14. & 16. incorporated with this Act.

IV. And be it enacted, That, so far as applicable, and not inconsistent with or varied by this Act, "The Markets and Fairs Clauses Act, 1847," and also all the Clauses and Provisions of "The Commissioners Clauses Act, 1847," with respect to the following Matters, (that is to say,) with respect to the Contracts to be entered into and the Deeds to be executed by the Commissioners, with respect to the Liabilities of the Commissioners, and to legal Proceedings by or against the Commissioners, with respect to the Appointment and Accountability of the Officers of the Commissioners, with respect to the Mortgages to be executed by the Commissioners, and with respect to giving Notices and Orders, shall be incorporated with and form Part of this Act.

Limits of Act.

V. And be it enacted, That the Limits within which this Act and the Acts incorporated therewith shall be put in force shall be the ancient Royalty of the City and Royal Burgh of *Glasgow* and the Parliamentary and Municipal Limits and Boundaries of the said City and Royal Burgh, as the same are defined and described in an Act passed in the Second and Third Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to amend the Representation of the People in* Scotland. 2 & 3 W. 4. c. 65.

Short Title.

VI. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, Deeds, and Proceedings, it shall

shall be sufficient to use the Expression "The *Glasgow* Markets and Slaughter-houses Act, 1850."

Trustees appointed.

VII. And be it enacted, That the Lord Provost, Magistrates, and Council of the City of *Glasgow*, and their Successors in Office for the Time being, shall be and they are hereby appointed Trustees for executing and carrying into effect the Purposes of this Act.

Meetings of Trustees.

VIII. And be it enacted, That it shall be lawful for the Trustees, at any Meeting duly called by Order of the Lord Provost or acting Chief Magistrate of the said City for the Time being, to proceed to put this Act into execution, and to transact the general Business of the Trust; and an annual General Meeting of the Trustees shall be held on the Third *Thursday* of *July* in every Year after the passing of this Act; and at all Meetings of the Trustees a Majority of the Trustees shall form a Quorum, and the Lord Provost or the Senior Magistrate present shall be Preses, and in case of an Equality of Votes shall have a casting Vote as well as a deliberative Vote.

Committees may be appointed.

IX. And be it enacted, That the Trustees may appoint out of their own Body from Time to Time such and so many Committees, consisting of such Number of Persons as they shall think fit, for all or any of the Purposes of this Act which in the Discretion of the Trustees would be better regulated and managed by means of such Committees, and may fix the Quorum of such Committees.

Quorum and Proceedings of Committees.

X. And be it enacted, That every Committee so appointed may meet from Time to Time, and may adjourn from Place to Place, as they may think proper for carrying into effect the Purposes of their Appointment; but no Business shall be transacted at any Meeting of such Committee unless the Quorum of Members, if any, fixed by the Trustees, and if no Quorum be fixed Three Members, be present; and at all Meetings of the Committee the Convener or Sub-Convener appointed by the Trustees, or in their Absence any other Member to be appointed by the Members present, shall be Chairman; and all Questions shall be determined by a Majority of the Votes of the Members present, and in case of an equal Division of Votes the Chairman shall have a casting Vote, in addition to his Vote as a Member of the Committee.

Power to appoint Officers.

XI. And be it enacted, That it shall be lawful for the Trustees from Time to Time to appoint Managers, Inspectors, Collectors, and other Officers to act under them in the Execution of this Act, and in collecting the Rates thereby authorized to be taken and levied, and also to appoint properly qualified Persons, with reasonable Salaries, to act as Searchers of Tallow within the Limits of this Act, who shall have

have and be entitled to exercise all the Powers heretofore vested in and exercised by any Searcher of Tallow under the Authority of the Magistrates and Council of the City of *Glasgow*, or under the Authority of the said recited Acts.

Books and Accounts to be kept, and to be open to Inspection.

XII. And be it enacted, That the Trustees shall cause Books to be kept by their Treasurer, in which shall be entered true and regular Accounts of all Sums of Money received and expended for the Purposes of this Act, and of the several Matters for which such Sums of Money shall have been received or expended, and such Books shall be balanced once in every Year, and shall at all seasonable Times be open to the Inspection of the Trustees, and of every Creditor on the Rates by this Act authorized to be taken and levied, without any Fee being demanded for such Inspection; and it shall be lawful for any of the Trustees and Creditors aforesaid, at all seasonable Times, to take Copies of or Extracts from such Books, without paying anything for the same; and if on Request for that Purpose the Clerk shall fail to permit any of the Trustees or Creditors aforesaid to inspect such Books, or to take Copies or Extracts as aforesaid, such Clerk shall for every such Default forfeit the Sum of Five Pounds.

Auditor to be appointed.

XIII. And be it enacted, That the Sheriff shall, some Time during the Month of *May* in the Year One thousand eight hundred and fifty-one, and some Time during the Month of *May* in every Year thereafter, on Application made to him by the Trustees, which Application the Trustees are hereby required to make, appoint an Auditor (being a Person well skilled in Accounts, and not being One of the Trustees, or holding Office under them,) to audit and docquet the Accounts of the Trustees; and in case the Office of such Auditor shall before such Accounts have been audited by him become vacant by Death or from any other Cause, the Sheriff shall from Time to Time appoint an Auditor to supply such Vacancy.

Auditor to tax Accounts, and to report.

XIV. And be it enacted, That it shall be the Duty of such Auditor once in every Year to audit the Accounts of the Trustees; and for that Purpose the Trustees shall deliver to such Auditor an Abstract or Balance Sheet of their Accounts at least Fourteen Days previous to the annual General Meeting of the Trustees; and such Auditor shall also examine the Accounts and the Account Books and Vouchers of the Trustees at any Time during Fourteen Days previous to the said annual General Meeting, and shall either make a Special Report on the said Accounts, or simply confirm the same; and such Report or Confirmation shall be read, together with the Report of the Trustees, at the said annual General Meeting; and the Trustees shall pay to such Auditor for his Trouble in making such Audit a Sum not exceeding Five Pounds.

Annual Account to be made up, and certified by Auditor, &c., and to be open to Inspection.

XV. And be it enacted, That the Trustees shall every Year cause an annual Account in abstract to be prepared, showing the total Receipts and Expenditure of all Monies levied and received by virtue of this Act for the Year ending on the Thirty-first Day of *May* or some other convenient Day in each Year, under the several distinct Heads of Receipts and Expenditure, with a Statement of the Balance of such Account, duly audited and certified by the Auditor and Two or more of the Trustees, and shall cause such Account to be printed, and transmitted free of Charge to the Town Clerks of the City of *Glasgow* at *Glasgow*, on or before the Thirty-first Day of *January* then next; which Account shall be inserted in Two Newspapers published in the City of *Glasgow*, and shall be open to public Inspection at all seasonable Hours, on Payment of the Sum of One Shilling for every such Inspection: Provided always, that if the Trustees shall omit to prepare, transmit, or publish such Account, duly audited and certified as aforesaid, they shall forfeit for every such Omission the Sum of Twenty Pounds.

As to Appeal against the Report of the Auditor.

XVI. And be it enacted, That in case any Six or more Persons interested in the said Accounts, either as Creditors on the Rates by this Act authorized to be levied, or being registered Municipal Electors of the said City of *Glasgow* who shall have paid such Rates within the Period embraced in the said Accounts, shall be dissatisfied with the Report or Confirmation by such Auditor as aforesaid, it shall be lawful for such Persons, within Two Months after the Publication of such Accounts in the Newspapers as aforesaid, to inspect such Accounts and Vouchers and to appeal to the Sheriff against such Report or Confirmation; and the Sheriff shall hear the Parties in a summary Form, either verbally or in Writing, and may approve of or disallow such Report or Confirmation, or any Parts thereof, or otherwise decide in the Matter as he shall think just, and may order Payment of the Costs connected with such Appeal, or any Part thereof, by the Trustees, to such Appellants, or by such Appellants to the Trustees, as in his Discretion he shall see fit; and the Decision of the Sheriff in reference to such Appeal and the Costs thereof shall be final, and not subject to Review in any Manner or by any Process whatsoever: Provided always, that Notice in Writing of such Appeal shall be given to the Clerk of the Trustees Fourteen Days at the least before the hearing of such Appeal.

Property of Markets and Slaughter-houses vested in the Trustees.

XVII. And be it enacted, That from and after the passing of this Act the whole Right and Property of and in the existing Markets, Market Places, and Slaughter-houses situated respectively in *Duke Street* and *Gallowgate Street*, in *Bell Street*, in *King Street*, in *Market Lane*, and in *Scott Street*, *Cowcaddens*, all in the said City, and also the Right and Property of and in any new or additional Markets, Market Places, or Slaughter-houses which may be erected and established

blished under the Provisions of this Act, shall be and the same are hereby vested in the Trustees, who shall have the sole Management and Regulation of the Markets, Market Places, and Slaughter-houses erected and established or to be erected and established, and the sole Power of regulating the Extent of the Accommodation to be allotted to the Individuals who may be admitted to use the same, and the Time and Manner of occupying and using the same, and shall have and exercise every Right of Property in and over the same, and shall also have Power from Time to Time to extend, enlarge, improve, light, cleanse, maintain, and keep in repair the Market Places and Slaughter-houses, as they shall deem expedient: Provided always, that nothing in this Enactment contained shall be held to apply to the Market on the East Side of *King Street*, now belonging to the Incorporation of Fleshers, under the Contract and Deed of Agreement herein-before recited.

Arrears of Rates and other Monies vested in the Trustees.

XVIII. And be it enacted, That all Arrears of Rates, Duties, and Rents, and other Monies, due to the said Magistrates and Council as Trustees under the said recited Acts or any of them, shall from and after the passing of this Act be vested in the Trustees appointed by this Act, who may use, sue for, recover, and apply the same as effectually and in the same Manner as Rates and other Monies may be used, sued for, recovered, and applied under the Provisions of this Act.

Sum to be borrowed on Mortgage.

XIX. And be it enacted, That it shall be lawful for the Trustees to borrow on Mortgage any Sums not exceeding in the whole the Sum of Forty thousand Pounds, and to make and grant Mortgages and Assignations of the Property vested in the Trustees, and the several Rates to be taken and levied by them under the Provisions of this Act, in security of the Payment of the Sums so borrowed, and Interest thereon: Provided always, that all Sums borrowed under the Authority of the said recited Acts or any of them, and unpaid at the Date of the passing of this Act, shall be included in and form Part of the said Sum of Forty thousand Pounds hereby authorized to be borrowed.

Trustees may borrow on Cash Account.

XX. And be it enacted, That it shall be lawful for the Trustees to accept and take from any Bank or Banking Company Credit on a Cash Account, to be opened and kept with such Bank or Banking Company in the Name of the Trustees, according to the Usage of Bankers in *Scotland*, to the Extent of the Sum which the Trustees are authorized to borrow as aforesaid, or any Part thereof, and to make and grant Mortgages and Assignations of the Property vested in the Trustees, and the several Rates to be taken and levied by them as aforesaid, in Security of the Payment of the Amount of such Credit,

or

or of the Sums advanced from Time to Time on such Cash Account, with Interest thereon: Provided always, that the whole Sum due and owing by the Trustees on such Cash Account, and for Money borrowed by them on Mortgage as aforesaid, shall never, when taken together, exceed the said Sum of Forty thousand Pounds.

Trustees not personally liable.

XXI. And be it enacted, That the Trustees shall not be held or adjudged to have rendered themselves or any of them personally or individually liable for the Payment of any Sum of Money, Principal or Interest, by reason of their having signed any Mortgage or Assignation in Security, Bond, or other Voucher of Debt made or granted under the Authority of the said recited Acts or of this Act, and the Acts incorporated therewith.

Power to purchase Lands.

XXII. And be it enacted, That, subject to the Provisions of this Act and of the Acts incorporated therewith, it shall be lawful for the Trustees from Time to Time to purchase and acquire such Lands, Houses, and other Property within the Limits of this Act as may be necessary for the Purpose of erecting and constructing additional Market Places and Slaughter-houses, and of improving and enlarging the Market Places and Slaughter-houses already erected, or which may hereafter be erected, and the Accesses thereto and Buildings connected therewith.

Power to improve and extend Market Places and Slaughter-houses.

XXIII. And be it enacted, That it shall be lawful for the Trustees, upon the Lands acquired under the Powers of the said recited Acts, and by this Act vested in the Trustees, or upon the Lands to be purchased and acquired under the Provisions of this Act, to erect, construct, and maintain such new or additional Market Places and Slaughter-houses as may be necessary, and from Time to Time to improve and enlarge the Market Places and Slaughter-houses already erected or which may hereafter be erected, and the Accesses thereto and Buildings connected therewith, as the Trustees may deem expedient, and to provide such Market Places and Slaughter-houses with all suitable Accommodation, and particularly with all such Buildings as may be necessary for the Deposit and Manufacture of Offal, Blood, Tallow, Garbage, and other Products from Animals, including Standing Room for Cattle for a suitable Time before being slaughtered, so as to prevent Nuisance to the Inhabitants, and also from Time to Time to discontinue such Market Places and Slaughter-houses, or any of them, and to sell and dispose of the Lands on which the same were situated, and all the Buildings erected thereon: Provided always, that before discontinuing any of the Market Places or Slaughter-houses sufficient Market and Slaughter-house Accommodation shall be provided by the Trustees in some other convenient Situation within the Limits of this Act.

XXIV. And

Market for raw Hides may be established.

XXIV. And whereas it is expedient that a Market for the Reception and Sale of the raw Hides of the Cattle slaughtered in *Glasgow* should be erected and established in the Vicinity of the Slaughter-houses, in Terms of the said recited Act passed in the Sixth Year of the Reign of His Majesty King *George* the Fourth: Be it enacted, That it shall be lawful for the Trustees to purchase and acquire in the Manner herein provided such Lands in the Vicinity of the Slaughter-houses as may be deemed sufficient and proper for a Market Place for the Reception, due Preservation, and Sale of the raw Hides of the Cattle slaughtered in the Slaughter-houses or elsewhere, and to erect and construct on the Lands so purchased and acquired such Houses, Sheds, Enclosures, and other Buildings as may be necessary for the said Purposes, and for the Accommodation of the Keeper of the said Market.

Plans and Estimates to be exhibited.

XXV. And be it enacted, That before proceeding to erect or construct any new or additional Market Places or Slaughter-houses, or to enlarge any Market Places or Slaughter-houses already erected or which may hereafter be erected, the Trustees shall cause to be exhibited for public Inspection in the Town Clerk's Office a Plan, Elevation, and Specification thereof, and an Estimate of the probable Expense of erecting and completing the same, for Fourteen Days after the Publication of an Advertisement once in each of Three successive Weeks in One or more *Glasgow* Newspapers, intimating that such Inspection is to be had on the Days therein mentioned.

Tolls for Cattle Market.

XXVI. And be it enacted, That it shall be lawful for the Trustees to demand and take from every Person who shall bring any Cattle into the Cattle Market, for each Time that such Cattle shall be exposed to Sale, such Rates and Tolls as the Trustees shall from Time to Time appoint, not exceeding the several Rates and Tolls specified in the Schedule (A.) to this Act annexed.

Tolls for Horse Market.

XXVII. And be it enacted, That it shall be lawful for the Trustees to demand and take from every Person who shall bring any Horse, Mule, or Ass into the Horse Market, for each Time that such Horse, Mule, or Ass shall be exposed to Sale, such Rates and Tolls as the Trustees shall from Time to Time appoint, not exceeding the Rates and Tolls specified in the Schedule (B.) to this Act annexed.

Rates for Slaughter-houses.

XXVIII. And be it enacted, That it shall be lawful for the Trustees to demand and take from every Person slaughtering Cattle in any of the Slaughter-houses such Rates and Tolls as the Trustees shall from Time to Time appoint, not exceeding the several Rates and Tolls specified in the Schedule (C.) to this Act annexed.

Rates for Hide Market.

XXIX. And be it enacted, That when the said Market Place for the Sale of raw Hides shall be finished, and opened for the Accommodation of the Public, it shall be lawful for the Trustees to demand and take from every Person who shall bring any raw Hide of Neat or other Cattle into the Hide Market, for each Time that such Hide shall be exposed to Sale, such Rates and Tolls as the Trustees shall from Time to Time appoint, not exceeding the several Rates and Tolls specified in the Schedule (D.) to this Act annexed.

Rates to be paid by Purchasers of Tallow.

XXX. And be it enacted, That in respect of the Duty to be discharged by such Searchers of Tallow it shall be lawful for the Trustees to demand and take from all Persons, Purchasers of Tallow, within the Limits of this Act, the Rates specified in the Schedule (E.) to this Act annexed: Provided always, that the Trustees shall in their Books keep a separate Account of the Amount of such Rates and of the Expense attending the Collection thereof, and the Execution of the Duties of such Searchers; and that the Trustees shall have Power from Time to Time to reduce the said Rates, if the Amount thereof realized shall so far exceed such Expenses as to enable them to do so.

Markets and Slaughter-houses and Rates may be leased.

XXXI. And be it enacted, That it shall be lawful for the Trustees to lease the Market Places and Slaughter-houses, or any of the Stalls, Standing Places, killing Rooms, Benches, or other Conveniences in the same respectively, or any other Part or Portion thereof, and the several Rates by this Act authorized to be taken and levied, or any of them, for any Period not exceeding Three Years, and upon such Terms as shall be agreed upon between the Trustees and the Person to whom such Lease shall be granted; and in the event of the said Market Places and Slaughter-houses, or the said Rates or any Part thereof respectively, being so leased, the Tenants or Lessees thereof shall, to the Extent agreed upon by and with the Trustees, have the same Powers and be under the same Obligations as to levying, collecting, and recovering such Rates as are conferred on the Trustees by this Act and the Acts incorporated therewith.

Refuse of Slaughter-houses to belong to the Trustees.

XXXII. And be it enacted, That from and after the passing of this Act the Trustees shall have Right to the Dung and other Refuse arising in the Slaughter-houses, and may use, sell, and dispose of the same as to them shall seem expedient, and may and shall apply the Sums that may be realized by the Sale thereof to the Purposes of this Act.

Ground Annual payable to the City of Glasgow.

XXXIII. And be it enacted, That the Trustees shall make Payment annually to the Treasurer or Chamberlain of the said City of *Glasgow*, for and on behalf of the Community thereof, out of the Rates

Rates by this Act authorized to be taken and levied, of a Ground Annual or Rent-charge equal in Amount to Five Pounds *per Centum per Annum* on the Value of the Ground and Buildings of the Slaughter-houses in *Market Lane*, and the Beef and Mutton Markets in *King Street* and in *Bell Street* of the said City, and of the Rents, Dues, or Customs exigible in respect thereof, surrendered by the Corporation of the said City to the Trustees, in virtue of the said last-recited Act passed in the Eighth and Ninth Years of the Reign of Her present Majesty, the Mode of ascertaining which Value is prescribed in the said Act, and which Ground Annual or Rent-charge shall be and remain a Real Lien and Burden affecting the Market Places and Slaughter-houses, so far as still the Property of the Trustees, and the Ground whereon they are erected, and the Buildings therewith connected, or that may be hereafter erected thereon in all Time coming, payable the said Sum at the Terms of *Whitsunday* and *Martinmas* yearly by equal Portions, beginning the first half-yearly Payment thereof at the Term of *Martinmas* One thousand eight hundred and fifty, with the legal Interest thereon from the Term of Payment till paid: Provided always, that nothing in this Act contained shall be held to confirm or invalidate or in any way to affect the Validity of a Decree pronounced by the Sheriff Substitute of *Lanarkshire*, bearing Date the Twenty-third Day of *August* One thousand eight hundred and forty-five, or of the Report and Award therein referred to, but the same shall in all respects be judged of and dealt with as if this Act had not been passed.

Annual Payment to Incorporation of Fleshers.

XXXIV. And be it enacted, That the Trustees shall make Payment annually to the Collector of the said Incorporation of Fleshers of *Glasgow*, for and on behalf of the said Incorporation, out of the Rates by this Act authorized to be taken and levied, of the Sum of One hundred Pounds, as Compensation for the Price or Value of the Dung or Manure arising from the slaughtering of Cattle by the Members of the said Incorporation within the ancient Royalty of the said City, free of all Deduction or Abatement whatever, and which annual Payment shall be and remain a Lien and Burden on the said Rates to be taken and levied under the Authority of this Act in all Time coming, payable the said Sum at the Terms of *Whitsunday* and *Martinmas* yearly by equal Portions, beginning the first half-yearly Payment thereof at the Term of *Martinmas* One thousand eight hundred and fifty, with the legal Interest thereon from the Term of Payment till paid: Provided always, that it shall be lawful for the Trustees at any Time, on giving Six Months Notice in Writing to such Collector, to redeem the said annual Payment, by making Payment out of the Monies to be borrowed under the Authority of this Act to such Collector, on behalf of the said Incorporation, of the Sum of Two thousand two hundred Pounds, being equal to Twenty-

two

two Years Purchase of the said annual Payment, or in case of the Absence of such Collector, or of his declining to receive the said Sum, by consigning the same, in Name of such Collector, on behalf of the said Incorporation, in any Bank in the said City incorporated by Act of Parliament or Royal Charter.

Saving Rights of present Members of the Incorporation of Fleshers, and others.

XXXV. And be it enacted, That the Dues to be levied under the Authority of this Act for slaughtering Cattle within the existing Slaughter-house in *Market Lane* in the said City, from every Person who was a Member of the Incorporation of Fleshers of *Glasgow* on the First Day of *January* One thousand eight hundred and fifty, and from every Person who is the Son of any such Member, or who is or may be the Husband of a Daughter of any such Member, such Son or Daughter being born before the Date of the passing of this Act, and every such Son or Husband being a Member of the said Incorporation, shall not exceed Two Thirds of such Dues as may from Time to Time be levied by the Trustees from other Persons using the Slaughter-houses not being Members of the said Incorporation; and such modified Dues so to be levied from every such Member, Son, or Husband as aforesaid shall never exceed in Amount the Rates and Duties presently leviable from Members of the said Incorporation for the Use of the said existing Slaughter-house in *Market Lane*, as the same were fixed by an Act of the Magistrates and Town Council of the said City dated the Eighth Day of *December* One thousand seven hundred and fifty-five, and confirmed by a Decision of the Court of Session in *Scotland* dated the Fifteenth Day of *June* One thousand eight hundred and two; and the Trustees shall be bound to maintain and keep in repair the said existing Slaughter-house in *Market Lane*, or to erect, maintain, and keep in repair another Slaughter-house in its Stead within the ancient Royalty of the said City, containing sufficient Accommodation for the Use of every such Member, Son, or Husband as aforesaid: Provided always, that the Trustees shall not have Power to remove or discontinue the said existing Slaughter-house in *Market Lane*, and Buildings connected therewith, until new and sufficient Slaughter-house Accommodation for the Use of every such Member, Son, or Husband as aforesaid shall have been erected and completed elsewhere within the said ancient Royalty.

Members of the Incorporation and others may surrender their Rights and Privileges.

XXXVI. And be it enacted, That it shall be lawful for the Trustees from Time to Time to transact and agree with the said existing Members of the said Incorporation or any of them, and with any other such Person as aforesaid entitled under the Provisions of this Act to use and exercise the Right or Privilege of slaughtering Cattle on Payment of modified Dues, as before mentioned, for the Renunciation and Surrender of such Right and Privilege, and out of the Monies to be raised under the Authority of this Act to pay to any such Member

or other Person such Compensation therefor as may be mutually agreed upon; and upon the Payment of such Compensation such Right and Privilege, so far as enjoyed by the Persons or Person surrendering the same, shall cease and be for ever extinguished.

Compensation to Incorporation of Fleshers.

XXXVII. And be it enacted, That the Trustees shall out of the Monies to be raised under the Authority of this Act pay to the Collector of the said Incorporation, on behalf of the said Incorporation, the Sum of One hundred and five Pounds, as Compensation for all Loss the said Incorporation may sustain by the Number of Entrants thereto being diminished by the Operation of this Act.

Application of Rates.

XXXVIII. And be it enacted, That the Rates and other Monies levied, borrowed, and received by the Trustees under the Authority of this Act shall be applied in manner following; (that is to say,) in the first place, in Payment of the Expenses of passing this Act and incidental thereto; in the second place, in Payment of the Feu Duties and Ground Annuals legally exigible from the Trustees in respect of the Property of the Market Places and Slaughter-houses, including the said Ground Annual or Rent-charge payable to the Treasurer or Chamberlain of the said City for and on behalf of the Community thereof, and also in Payment of the Sum of One hundred Pounds annually to the Collector of the said Incorporation of Fleshers, as herein-before provided; in the third place, in Payment of the Interest of the Principal Monies borrowed by the Trustees under the Authority and for the Purposes of this Act; in the fourth place, in defraying the Expense of maintaining and keeping in repair the Market Places and Slaughter-houses, and all Charges connected therewith, and of erecting new Market Places and Slaughter-houses, and otherwise carrying into execution the Purposes of this Act; and lastly, towards the Repayment of the Principal Monies to be borrowed under the Authority of this Act.

Power to make Bye Laws.

XXXIX. And be it enacted, That, in addition to the Purposes for which Bye Laws may be made under the Provisions of the "Markets and Fairs Clauses Act, 1847," it shall be lawful for the Trustees from Time to Time to make such Bye Laws as they shall think fit for all or any of the following Purposes; (that is to say,)

For the Management and Regulation of the Slaughter-houses, and for directing the Time and Manner of occupying and using the same, and regulating the Conduct of the Persons resorting thereto or carrying on Business or employed therein:

For providing for the lighting and cleansing of the Market Places and Slaughter-houses:

For regulating the Conduct of the Officers and Servants of the Trustees, and for the Regulation and Control of the Searchers of

of Tallow, and for providing for the due Management of the Affairs of the Trustees:

For regulating the Carriers to and from the Slaughter-houses, and the Mode of Conveyance of Butchers Meat from the Slaughter-houses to the Places where the same may be exposed for Sale, and fixing the Rates for carrying all Articles carried therefrom:

And all the Provisions and Enactments of the said "Markets and Fairs Clauses Act," with respect to the Bye Laws to be made by the Undertakers, shall, in so far as the same are not inconsistent with or varied by this Act, extend and be applicable to the Bye Laws to be made for all or any of the Purposes herein-before specified, in the same Manner and as fully in all respects as if such Purposes had been included in the said "Markets and Fairs Clauses Act," or as if the said Provisions and Enactments had been repeated and re-enacted in this Act.

Penalty for selling in any public Place other than in the Market Places.

XL. And be it enacted, That from and after the passing of this Act every Person who shall sell or expose to Sale any Cattle, or any Horse, Mule, or Ass, in any public Place within the Limits of this Act or within Three Miles of the Cross of *Glasgow*, except in the Market Places established or to be established by the Trustees, shall for every such Offence be liable to a Penalty not exceeding Five Pounds; and after the said Market Place for the Sale of raw Hides shall be opened for the Accommodation of the Public, every Person who shall sell or expose for Sale, or cause to be exposed for Sale, any raw Hides of Cattle in any public Place within the Limits of this Act or within Three Miles of the Cross of *Glasgow*, except in the Market Place established or to be established by the Trustees, shall for every Hide so sold or exposed to Sale be liable to a Penalty not exceeding Ten Shillings: Provided always, that none of the Penalties before mentioned shall extend to any Cattle, Horse, Mule, Ass, or raw Hide exposed to Sale or sold in the Burgh of *Rutherglen*, or in the Villages of *Pollockshaws*, *Langside*, or *Long Govan*, in the Counties of *Renfrew* and *Lanark*, or to any private Sale thereof in private Premises, or to any Sale thereof in such Premises by a licensed Auctioneer, or in the Case of raw Hides to any private Sale thereof in the Slaughter-houses.

Penalty on slaughtering Cattle in any other than public Slaughter-houses.

XLI. And be it enacted, That from and after the passing of this Act every Person who shall within the Limits of this Act, and every Person who shall within One Mile beyond the said Limits, for the Purpose of Sale within the Limits of this Act, slaughter any Cattle, or scald or dress any Carcase, or clean the Entrails or Offal of any slaughtered Cattle, in any other Place than in the Slaughter-houses maintained by the Trustees under the Provisions of this Act, shall for every such Offence be liable to a Penalty not exceeding Two Pounds.

XLII. And

Penalty for selling or purchasing Tallow without being searched.

XLII. And be it enacted, That from and after the passing of this Act every Person who shall either sell or purchase Tallow within the Limits of this Act taken from Animals slaughtered within the Slaughter-houses, without having such Tallow previously searched by a Seacher of Tallow to be appointed as aforesaid, shall for every such Offence be liable to a Penalty not exceeding Twenty Pounds.

Penalty for injuring Market Places or Slaughter-houses.

XLIII. And be it enacted, That every Person who shall destroy, deface, or injure any Part of the Market Places or Slaughter-houses, or of the Buildings, Fences, Stalls, or Standings connected therewith, or any Board therein on which any Bye Law or any Rates shall be painted or affixed, or shall in any of the Market Places or Slaughter-houses cause any Obstructions or any Damage or Injury, shall for every such Offence be liable to a Penalty not exceeding Five Pounds, and also to pay such Sum of Money as the Judge before whom the Conviction for such Penalties shall take place shall think a reasonable Satisfaction for the Injury done by such Person: Provided always, that no Person shall be liable to any Penalty if such Damage or Injury appear to such Judge to have been caused by Accident, and not wilfully.

Penalties to be summarily recovered.

XLIV. And for the Purpose of providing for the Recovery of Penalties and Forfeitures imposed by this Act, or by any Bye Law made in pursuance of the said "Markets and Fairs Clauses Act" and of this Act, be it enacted, That every such Penalty or Forfeiture may be sued for and recovered by summary Proceeding before the Magistrates of the City of *Glasgow* or other Judge competent, at the Instance of the Procurator Fiscal of Court, in the same Way and according to the same Forms as are authorized in suing for and recovering Penalties of the same Amount by an Act passed in the Sixth and Seventh Years of the Reign of Her present Majesty, intituled *An Act to consolidate, amend, and extend the Provisions of several Acts, for the better paving, watching, lighting, and cleansing, and for regulating the Police of the City of* Glasgow *and adjoining Districts, and also for managing the Statute Labour of the said City, and for other Purposes in relation thereto*; and the said Magistrates or Judge shall have all the Powers and be entitled to exercise the same Jurisdiction and Authority which are granted by the said recited Act in the Trial, Conviction, and Punishment of Persons who may have incurred the Penalties or Forfeitures imposed by this Act, or by any Bye Law made as aforesaid; and the Provisions of the said recited Act, in so far as the same relate to these Purposes, shall extend to this Act, and be as good and valid for carrying this Act into execution as if the same had been repeated and re-enacted in this Act. 6 & 7 Vict. c. 99.

XLV. And

Appeal to CircuitCourt of Justiciary.

XLV. And be it enacted, That if any Person shall feel aggrieved by any Sentence pronounced by the Magistrates or other Judge competent under this Act, it shall be lawful for such Person to appeal to the Court of Justiciary at the next Circuit Court to be held at *Glasgow*, in the Manner, and under the Rules, Limitations, and Conditions contained in an Act passed in the Twentieth Year of the Reign of His Majesty King *George* the Second, intituled *An Act for taking away and abolishing Heritable Jurisdiction in* Scotland: Provided always, that no such Appeal shall operate as a Stay of Execution in Cases where the Sentence or Decree awards the Payment of any Money and Expenses, unless on Consignation of such Money and Expenses, nor in Cases where the Sentence or Decree awards Imprisonment, unless on sufficient Caution being found for the Appearance of the Party, in such Manner as the Magistrate or Judge shall direct, and that without Prejudice in either Case to the Caution or Security required by the said last-mentioned Act.

20 G. 2. c. 43.

Penalties to be sued for within Six Months.

XLVI. And be it enacted, That no Person shall be liable to the Payment of any Penalty or Forfeiture imposed by virtue of this Act for any Offence hereby made cognizable before a Magistrate, unless the Complaint respecting such Offence shall have been made within Six Months next after the Commission of such Offence.

Apprehension of transient Offenders.

XLVII. And whereas Persons committing Offences against this Act may be transient Persons, unknown to the Officers or Persons appointed and acting under the Authority of this Act: Be it enacted, That it shall be lawful for such Officers and Persons respectively to seize and detain any such unknown Persons committing any Offence against the Provisions of this Act, or the Acts incorporated therewith, and to convey them before the Sheriff or any of the Magistrates, without any other Warrant than this Act for so doing; and such Sheriff and Magistrate respectively are hereby empowered to proceed with all convenient Despatch, and without the Necessity of serving a Copy of the Complaint, to the summary hearing and determining of the same.

Saving Rights of the Burgh of Rutherglen.

XLVIII. And be it enacted, That this Act shall not comprehend any Part of the Territory within the ancient Limits of the Burgh of *Rutherglen*, and that nothing herein contained shall affect or in any way diminish the Rights and Privileges of the said Burgh, or of the Inhabitants thereof within the said Limits.

Interpretation of Terms.

XLIX. And be it enacted, That in addition to the Words and Expressions incorporated from the said "Lands Clauses Consolidation (*Scotland*) Act," "Commissioners Clauses Act," and "Markets and Fairs Clauses Act," the following Words and Expressions in this

Act

Act shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Expression "the Trustees" shall mean the Lord Provost, Magistrates, and Council of the City of *Glasgow* for the Time being, as the Trustees hereby appointed for executing the Purposes of this Act:

The Word "Magistrates" shall mean the Magistrates of the City of *Glasgow*, or any One of them, and shall include the Lord Provost and Bailies:

The Word "Sheriff" shall mean the Sheriff of the County of *Lanark*, or any One of his Substitutes:

The Expressions "Market Places" and "Slaughter-houses" shall mean the Market Places and Slaughter-houses in the City of *Glasgow*, and all Sheds and other Buildings connected therewith now erected or which shall be erected or constructed under the Authority of this Act:

The Word "Rates" shall mean and include the several Stallages, Rents, and Tolls by this Act authorized to be levied:

The Word "Cattle" shall include Bull, Cow, Ox, Heifer, Calf, Ram, Ewe, Wether, Lamb, Goat, Kid, and Swine:

The Word "Horse" shall include Horse, Mare, Gelding, Colt, and Foal.

L. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such. Public Act.

SCHEDULES referred to in this Act.

SCHEDULE (A.)

Rates and Tolls to be taken in the Live Cattle Market.

For Oxen, Cows, Bulls, or Heifers - -	Sixpence per Head.
For Sheep and Lambs - - -	One Shilling per Score.
For Calves - - - -	Four-pence per Head.
For Swine and Goats - - -	Three-pence per Head.

SCHEDULE (B.)

Rates and Tolls to be taken in the Horse Market.

For every Horse or Mule above Thirteen Hands high -	Sixpence.
For every Horse, Mule, or Ass under Thirteen Hands high - - - - - - - -	Three-pence.

SCHEDULE (C.)

Rates and Tolls to be taken for the Use of the Slaughter-houses.

For every Ox, Cow, Bull, or Heifer slaughtered		-	One Shilling.
For every Boar, Sow, Hog, or Pig	do.	- -	Sixpence.
For every Calf, - -	do.	- -	Four-pence.
For every Sheep, Lamb, or Goat -	do.	- -	Two-pence.

With the Addition of Four-pence for the Use of the Cauldron and hot Water for every Boar, Sow, Hog, or Pig, if required.

SCHEDULE (D.)

Rates and Tolls to be taken in the Hide Market.

For each Hide of Neat Oxen or other such Cattle	Three-pence.
For each Hide of any Hog - - - -	One Penny.
For each Hide of any Calf or Sheep - -	One Halfpenny.
For each Hide of any Lamb - - - -	One Farthing.

SCHEDULE (E.)

Rates to be paid by the Purchasers of Tallow.

For every Hundred Weight of 112 lbs. searched -	Five-pence.

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