CHAPTER xli.

An Act to extend the Municipal Boundaries of the city of Glasgow, to regulate the office of the Town Clerk; and for other purposes. [27th June 1872.]

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WHEREAS by an Act passed in the ninth and tenth years of the reign of Her present Majesty, intituled "An Act to extend "the Municipal Boundaries of the city of Glasgow, to amend "the Acts relating to the Police and Statute Labour of the said "city and adjoining districts, and for other purposes in relation to "the Municipality and Police of the said City," the municipal boundaries and limits of the city of Glasgow were extended: 9 & 10 Vict. c. cclxxxix.

And whereas the city has since the passing of that Act greatly increased in extent and population, and spread beyond the boundaries and limits then fixed:

And whereas it is expedient that the municipal boundaries of the said city should be further extended, and the municipal franchise, rights, privileges, and immunities of the said city, and of the powers and jurisdiction of the lord provost and magistrates, and of the magistrates and council, and of the burgh and dean of guild courts thereof, should be extended over the lands and territory herein-after described, and the inhabitants of the same, and that the powers and provisions of various Acts relating to the said city should be in some respects amended and made applicable to, and that there should be one municipal government for, the said extended burgh:

And whereas a portion of the lands and territories proposed to be included within the municipal boundaries are situated within the burgh of Partick, and it is expedient that such portion of the said burgh should be dissociated from the said burgh and included within the said extended municipal boundaries of the city:

And whereas it is expedient to make provision for the regulation of the office of town clerk of the said city, subject to the interests of Angus Turner, presently town clerk:

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And whereas these purposes 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 Municipal Act, 1872."

Date of Act coming into operation.

2. This Act shall, except as otherwise provided, come into operation on and from the fifteenth day of May one thousand eight hundred and seventy-three.

Interpretation of terms.

3. In this Act the following words and expressions shall have the meanings hereby assigned to them, unless there be something in the subject or context repugnant to such construction:

The word "person" shall include trustees, corporations, and companies:

The words "the burgh" shall mean the present burgh of Glasgow within the limits described and defined 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:"

The words "the city and royal burgh of Glasgow," and the words "limits of this Act," shall mean and comprehend the whole area and territory within the limits and boundaries of the city and royal burgh of Glasgow as defined by this Act:

The words "the Corporation" shall mean the lord provost, magistrates, and council of the city and royal burgh of Glasgow:

The words "the lord provost" shall mean the lord provost of the city and royal burgh of Glasgow:

The words "the town clerk" shall mean the town clerk or town clerks of the city and royal burgh of Glasgow:

The words "the chamberlain" shall mean the chamberlain of the city and royal burgh of Glasgow:

The words "lord provost, magistrates, and councillors" shall mean the lord provost, magistrates, and councillors elected or holding office under or by virtue of this Act:

The word "sheriff" shall mean the sheriff of the county of Lanark, and shall include the sheriff substitutes:

The word "justice" or "justices" shall mean a justice or justices of the peace for the county of Lanark or the county of Renfrew, as the case may be:

The words "the district added" shall mean and comprehend so much of the city and royal burgh of Glasgow, as defined by this Act, as prior to this Act coming into operation was outside the burgh:

The words "the board of police" shall mean the board of police of Glasgow, constituted and acting under "The Glasgow Police Act, 1866:"

The words "the water commissioners" shall mean the commissioners acting under "The Glasgow Corporation Waterworks Act, 1855:"

The words "the market commissioners" shall mean the commissioners acting under "The Glasgow Markets and Slaughterhouses Act, 1865:"

The words "the improvement trustees" shall mean the trustees acting under the Glasgow Improvements Acts of 1866 and 1871.

Repeal of laws, &c. inconsistent with this Act.

4. All jurisdictions, powers, privileges, and usages now in force in relation to the burgh, or within the district added, are hereby repealed in so far as necessary to carry this Act into effect.

Defining limits of city and royal burgh of Glasgow.

5. The city and royal burgh of Glasgow shall, for all municipal purposes and for the purposes of this Act, comprehend the burgh, and in addition thereto the whole area, lands, and territory within the following boundary and limits:

First. The lands and territory within the ancient royalty of the royal burgh of Glasgow not now included within the municipality, embracing Springburn, and lands and places adjacent, also the lands and territory of Broomhill, Port Dundas, Hundred-Acre Hill, Keppoch Hill, Cowlairs, and others, situate in the city parish of Glasgow, and the parishes of Barony, Springburn, and Maryhill, or some of them, all in the county of Lanark, so far as the said several lands and territories are embraced within the following area or boundary; viz.,

A boundary commencing at a point on the parliamentary boundary of Glasgow (defined in the Act 2 and 3 William IV., cap. 65, intituled "An Act to amend the "representation of the people in Scotland," and hereinafter referred to as the parliamentary boundary), situate in Low Garngad Road, where the Garngad Burn crosses that road, such burn being called in the said Act the Grimston Burn, and following the boundary of the ancient royalty in a northerly, easterly, and north-westerly direction along the lines of the royalty boundary stones until it

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reaches its most northerly point, situate two hundred and seventy-seven yards or thereby north-west from the north end of Cowlairs Cottages, thence following the said royalty boundary in a southerly and westerly direction along the lines of the royalty boundary stones until it reaches a point two hundred and thirty yards or thereby, measuring in a north-westerly direction, from the north-west corner of Cowlairs Mansion House, thence (leaving the said royalty boundary) in a westerly direction, in a straight line, for a distance of five hundred and forty-three yards or thereby, till it again meets the said royalty boundary at a point ninety-three yards or thereby, measuring in a northerly direction, from the north-west corner of Craigbank House, thence, following the said royalty boundary, in a westerly and south-westerly direction, along the lines of the royalty boundary stones till it meets the parliamentary boundary at a point in the centre of the Forth and Clyde Canal, called in the said Act the Great Canal, situate one hundred and seventy-six yards or thereby, measuring in a northerly direction, from a point in the centre of Garscube Road, opposite the centre of Well Road, and thence along the parliamentary boundary, in a south-easterly, southerly, and easterly direction, along the centre of the Great Canal and the cut of junction to the bridge over the cut of junction on the Glasgow and Kirkintilloch Road, thence eastward along the Low Garngad Road to the point first described:

Second. The lands and territory of Wester Kennyhill, and others, on the north side of the Glasgow and Cumbernauld Road, now formed into the public park called Alexandra Park, situate in the parish of Springburn and county of Lanark, so far as embraced in the following area or boundary; viz.,

A boundary commencing at a point on the parliamentary boundary situate two hundred and seventy-two yards or thereby, measuring in a north-easterly direction, from the north-east corner of North Haghill House, and passing in a northerly, easterly, and northerly direction along the March between Alexandra Park and the lands of Easter Kennyhill to the south side of the towing-path of the Monkland Canal, thence along the south side of the towing-path, in a westerly direction, for a distance of five hundred and ninety yards or thereby, till it meets the parliamentary boundary, thence along the parliamentary boundary, in a straight line, in a south-easterly direction to the point first described:

Third. The lands and territory of Gilmorehill, Donaldshill, and others, including part of the public park called Kelvingrove Park, and the College of Glasgow, with the hospital and grounds thereto attached, situate in the parish of Govan and county of Lanark, so far as embraced in the following area or boundary; viz.,

A boundary commencing at a point on the parliamentary boundary, situate in the centre of the river Kelvin, and on the line of the north-east side of the bridge which carries the Glasgow and Yoker Road, commonly called the Dumbarton Road, across the Kelvin, and passing in a northerly and westerly direction along the north-east and north side of said road till it reaches a point one hundred and fourteen yards or thereby, measuring in an easterly direction, from the south-east corner of Church Street and Dumbarton Road, thence in a northerly direction for a distance of one hundred and one yards or thereby, thence in a westerly direction, and at right angles to the line last described, to a point distant fifty-six yards from the east side of Church Street, thence in a northerly direction, and in a line parallel to Church Street, till it meets the Hillhead Road, thence along the south side of the Hillhead Road till it meets the March between the lands of Gilmore Hill and Westbank, thence eastward along and in continuation of the line of such March till it meets the parliamentary boundary in the centre of the river Kelvin, thence southward and westward along the centre of the river Kelvin to the point first described.

Tithes, &c. not to be affected.

6. Nothing in this Act shall affect the tithes payable out of the lands situated within the city and royal burgh of Glasgow, or the rights, privileges, and emoluments of the ministers, kirk sessions, schoolmasters, and session clerks of the parishes within the same, or the parochial boards of said parishes.

Poor's rates, &c. not to be affected.

7. As respects the settlement of the poor, and their consequent right to claim relief, the power to impose rates or assessments for their relief, and the mode of laying on, levying, distributing, or managing the said poor's rates or assessments, or any other matter relative thereto, the lands within the district added shall remain a part and portion of the parishes of which they now form a part and portion respectively, and shall not be affected by any of the provisions of this Act, which, in so far as the poor or the said poor's rates or assessments are concerned, shall be of no force or effect.

Provision as to public and parochial burdens.

8. In respect of all public or parochial burdens not herein enumerated, other than the assessments to be levied under this Act

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or the Acts herein recited for the purposes of this Act, as hereinafter provided, which now affect or which may hereafter affect the parishes within the district added, the lands within the district added shall remain a part and portion of the said parishes respectively, and shall, together with the proprietors, tenants, possessors, and inhabitants thereof, continue to be liable for a proportion of the said burdens in the same manner as at present and as if this Act had not been passed.

Tenures and records preserved.

9. Nothing in this Act shall alter or affect the holdings or tenure of any lands or heritages, or the records wherein the rights thereof, or any deed or writing affecting the same, may be registered.

Thirlage not to extend to territory added.

10. No part of the district added, nor any persons therein, shall be subjected to any thirlage existing within the royalty of the city to which such district or persons were not subjected previous to the passing of this Act.

Compensation to Partick.

11. The board of police shall pay to the commissioners of police of the burgh of Partick compensation for the pecuniary injury which, in respect of the sums expended and liability incurred by the said commissioners previously to the date of this Act coming into operation, and remaining due and in force at that date, will be inflicted upon the said burgh by reason of a portion of the present territory thereof being by this Act disjoined therefrom and made part of the city and royal burgh of Glasgow, as the amount of such compensation may be mutually agreed on, or, failing agreement, shall be ascertained by arbitration, according to the provisions of "The Lands Clauses Consolidation (Scotland) Act, 1845," and the sum so to be agreed on or ascertained shall be payable as at the term of Martinmas one thousand eight hundred and seventy-three, with interest at the rate of five per centum per annum thereafter till paid; and the owners of the lands and heritages in the said portion of the territory of the burgh of Partick by this Act made part of the city and royal burgh of Glasgow shall have and enjoy the right to connect their sewers and drains with the public sewers and drains of the burgh of Partick, so far as constructed previously to this Act coming into operation, and shall have the use and benefit of such public sewers and drains in the same manner and to the same extent and effect as if the said lands and heritages were still included in the said burgh, but subject always to a rateable proportion of the expense of maintaining and repairing the same.

Qualification of electors.

12. The right of electing the town council in the city and royal burgh of Glasgow shall be in and belong to all such persons as have

or shall have the qualifications specified and described in the third section of "The Municipal Elections Amendment (Scotland) Act, 1868."

Provision as to valuation roll.

13. The assessor for the burgh under the Acts in force for the time being for the valuation of lands and heritages in Scotland shall, at the same time as he makes up the valuation roll for the burgh for the year from Whitsunday one thousand eight hundred and seventy-two to Whitsunday one thousand eight hundred and seventy-three, make up also a valuation roll for the district added, and the assessor for the city and royal burgh of Glasgow shall annually thereafter make up a valuation roll for the city and royal burgh of Glasgow, and the procedure and right of appeal and forms shall be such and the same as are provided by the said Acts in relation to the burgh, and for all municipal purposes and for all assessments the said rolls shall be deemed to be the valuation rolls under the said Acts: Provided always, that the said valuation rolls shall not affect the valuation roll made up for the county of Lanark; and that no lands or heritages shall be assessed for the same purposes both in the city and royal burgh of Glasgow and in the county of Lanark, although such lands or heritages may be included in the valuation roll made up for the said city and royal burgh, and also in the valuation roll made up for the said county.

Provision as to register of voters.

14. In addition to the register of voters for members of Parliament, made up for the burgh in terms of the Acts in force in Scotland for the registration of voters, the assessor for the burgh under these Acts shall, on or before the fifteenth day of September in the year one thousand eight hundred and seventy-two, and the assessor for the city and royal burgh of Glasgow shall, on or before that day in every year thereafter, make out or cause to be made out according to the form in Schedule (A.) of the Act of the nineteenth and twentieth of Her Majesty, chapter fifty-eight, intituled "An "Act to amend the law for the registration of persons entitled to "vote in the election of members to serve in Parliament for burghs "in Scotland," or as near thereto as may be, a list of all persons in the district added who may be entitled to vote in the election of councillors for the city and royal burgh of Glasgow, and the same procedure shall be followed in reference to such list as is provided by the said Act in reference to the preparation, publication, completion, and otherwise of the register of parliamentary voters for burghs in Scotland, as amended by "The Representation of the People (Scotland) Act, 1868," and on such list being completed and lodged with the town clerk, the town clerk shall sign the same, and the said register and list shall together form the list or roll of

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persons entitled to vote at the next ensuing election of town councillors: Provided always, that all appeals and other proceedings before the sheriff under those Acts shall be taken and had to and by the sheriff of Lanarkshire.

Jurisdiction of lord provost, magistrates, &c. extended; other jurisdictions to cease.

15. The lord provost, magistrates, and councillors, as such, and as the water commissioners, the market commissioners, and the improvement trustees, and the lord provost, and the magistrates, and the dean of guild of the city and royal burgh of Glasgow, and their respective courts, shall have, possess, and exercise the same jurisdictions, powers, rights, and authorities over the city and royal burgh of Glasgow, and over the inhabitants thereof, as the lord provost, magistrates, and councillors, as such, and as the water commissioners, the market commissioners, and the improvement trustees, and the lord provost, and the magistrates, and the dean of guild of the burgh, and their respective courts, now have, possess, and exercise either within the royalty or within the burgh, and that whether at common law or by statute, including all powers of assessment, appeal, and otherwise; and all subordinate and separate magistracies, councils, commissioners, and jurisdictions within that portion of the before-mentioned burgh of Partick, and other places embraced within the district added, shall, from and after the fifteenth day of May one thousand eight hundred and seventy-three, cease and determine; saving and reserving always the existing authority and jurisdiction within the city and royal burgh of Glasgow of the justices of the peace of the counties of Lanark and Renfrew, except in so far as the same is hereby altered or affected.

Lord provost and magistrates to continue in office.

16. The lord provost, magistrates, and councillors of the burgh, and the dean of guild of the burgh, and the deacon convener of the Trades House of the city of Glasgow, shall remain in office for the discharge of all the magisterial duties of their offices respectively till the induction into office of their respective successors.

Division into wards.

17. The city and royal burgh of Glasgow shall, for the election of town councillors, be divided into sixteen wards, being the number of wards into which the burgh is presently divided, and as soon as conveniently may be after the passing of this Act, the lord provost, the sheriff of Lanarkshire, excluding his substitutes, and a person to be appointed by one of Her Majesty's Principal Secretaries of State, or any two of them, shall divide the city and royal burgh of Glasgow into the said number of wards, and alter existing wards, or such of them as they may consider expedient, to the same effect and in the way and subject to the procedure pro-

vided by the sixteenth section of the said "Municipal Elections Amendment (Scotland) Act, 1868." A.D. 1872.

Election of councillors.

18. On the first Tuesday in November next after the passing of this Act, the electors in those wards which are re-arranged shall proceed in the usual manner to return members to the town council, in lieu of those who retire by rotation and otherwise, in the same manner and subject to the same provisions as the electors in the existing wards of the burgh.

Number of council and magistrates.

19. The town council of the city and royal burgh of Glasgow shall thereafter consist of forty-eight councillors, and the number of such councillors to be elected magistrates shall be, one lord provost and ten bailies; and the dean of guild and deacon convener shall, while they hold their offices, respectively be constituent members of the town council, in addition to the councillors before specified.

Amendment of Police Act.

20. "The Glasgow Police Act, 1866," shall be read, and its powers and provisions exercised and construed, as if the word "city," as interpreted in the fourth section thereof, was equivalent to and had the same effect in all respects as the expression "city and royal burgh of Glasgow," as interpreted in this Act.

Constitution and powers of board of police.

21. From and after the first election of magistrates under this Act, the board of police shall consist of the lord provost and magistrates, dean of guild, and the deacon convener of the Trades House of the city of Glasgow for the time being, and of twenty-two other members of the town council of the city and royal burgh of Glasgow, as elective members, and shall have and exercise all the powers and authorities over the city and royal burgh of Glasgow, and the inhabitants thereof, which are conferred upon the board of police by "The Glasgow Police Act, 1866," over the burgh, as defined by that Act; and the provisions of the said Act in regard to the election of members of the board and their continuance in office, the filling up of vacancies, and otherwise, and as to the constitution, powers, and action thereof, shall be applicable in all respects to the board as constituted by this Act, except in so far as herein otherwise specially provided; and the said Act as amended by this Act, and the whole powers, faculties, directions, and provisions thereof, shall be exercised over and be applicable to the city and royal burgh of Glasgow, and the inhabitants thereof.

Statute labour abolished.

22. The powers of the statute labour trustees for the Barony parish of Glasgow, and the parishes of Springburn, Maryhill, and Govan, with regard to levying, managing, and applying the statute

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labour and the conversion thereof, shall not be exercised or applicable within the city and royal burgh of Glasgow, and the powers of the said trustees within the district added shall wholly cease and determine from the date of this Act coming into operation, excepting for the recovery of the statute labour conversion money, and any debts or penalties due or incurred, or ordered to be levied and collected at and prior to the Act coming into operation, or the enforcement or fulfilment of any existing contract, obligation, or deed entered into or executed by or with the said trustees, or granted to them, all which shall continue valid and effectual, and shall be due, levied, and recovered by such ways and means, and under such restrictions and regulations, as are at present competent under the Acts regulating the same, and all decrees or warrants granted or that may be granted for recovering of such arrears, debts, and penalties, or the enforcement of such contract, obligation, or deed, shall remain valid and effectual.

Compensation to be made to the statute labour trustees of the Barony parish.

23. Whereas by the operation of this Act the trustees for the statute labour roads of the Barony parish of Glasgow (including those districts which remain portions of that parish as respects roads, though disjoined therefrom, and forming parts of separate parishes as respects other matters,) acting under the authority of the Act forty-seven George the Third, session two (local and personal), chapter forty-five, and of the Act eight and nine Victoria (public), chapter forty-one, will be deprived of a part of their revenue arising from the statute labour conversion money leviable by them from that portion of the said parish which forms part of the district added; and it is just and proper and has been agreed that compensation should be made to the said trustees for such loss of revenue: Therefore the board of police shall, at the term of Martinmas in the year one thousand eight hundred and seventy-three and in each succeeding year, pay to the said trustees towards the purposes of the said Acts in relation to the statute labour roads in the said parish beyond the limits of the city and royal burgh of Glasgow the sum of sixty pounds sterling, being the agreed-on amount of such compensation, with interest thereon at the rate of five per centum per annum from such terms respectively till paid, in addition to the sum of eight hundred pounds sterling, with interest, payable annually at the said term of Martinmas by the said board to the said trustees as the compensation provided by the fortieth section of the recited Act, and awarded by the arbitrator appointed in virtue thereof in respect of the loss of revenue occasioned to the said trustees by the operation of that Act.

Compensation to be made to the

24. And whereas the commissioners of supply of the county of Lanark have contributed certain sums towards the cost of enlarging

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commissioners of supply of the county of Lanark.

and improving the prison of Glasgow, and incurred for that purpose a debt charged on the lower ward of the said county, the balance of which, with interest as at the term of Martinmas one thousand eight hundred and seventy-two, is four thousand two hundred and ninety-one pounds seven shillings and elevenpence; and the said commissioners have also expended certain sums in erecting police stations within the said lower ward, and incurred for that purpose a debt charged on that ward, the balance of which, with interest as at the last-mentioned term, is one thousand six hundred and seventy-three pounds nineteen shillings and tenpence: And whereas by the operation of this Act the said commissioners will be deprived of those portions of the assessments applicable to the extinction of the said respective debts, which if this Act had not been passed would have continued to be leviable by them from lands and heritages within the district added, and also of those portions of the assessment under "The County General Assessment (Scotland) Act, 1868," and of the assessment under "The County Voters Registration (Scotland) Act, 1861," which if this Act had not been passed would have continued to be leviable by the said commissioners from those lands and heritages: And whereas it is just and proper and has been agreed that the Corporation should pay to the said commissioners, at the term of Martinmas one thousand eight hundred and seventy-three, the proportion corresponding to the assessment of the district added of the debt incurred as aforesaid in relation to the prison of Glasgow, which proportion amounts to five hundred and eighty-four pounds seventeen shillings, and that the Corporation should charge the same upon the assessments leviable from lands and heritages within the city and royal burgh of Glasgow under "The Prisons (Scotland) Administration Act, 1860," and the Act twenty-eight and twenty-nine Victoria (local), chapter eighty-four, and "The Prisons (Scotland) Administration Acts (Lanarkshire) Amendment Act, 1868," and that the board of police should pay to the said commissioners of supply, at the said term of Martinmas one thousand eight hundred and seventy-three, the proportion corresponding to the assessment of the district added of the debt incurred as aforesaid in relation to police stations, which proportion amounts to seventy-two pounds nine shillings, and also the capitalised value of the yearly amount leviable by the said commissioners in respect of the district added under "The County General Assessment (Scotland) Act, 1868," which capitalised value amounts to eight hundred and eighty-nine pounds three shillings and fourpence, and should charge the said respective sums upon the assessments for police purposes leviable by the said board under "The Glasgow Police Act, 1866," and that the Corporation should pay to the said commis-

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sioners annually, beginning at the said term of Martinmas one thousand eight hundred and seventy-three, the proportion corresponding to the assessment of the district added of the assessment hitherto leviable by the said commissioners under "The County Voters Registration (Scotland) Act, 1861," so long as it shall be necessary to include the lands and heritages within the district added in the valuation roll for the county of Lanark for the purposes of the last-mentioned Act, or of any other Act which may be passed for similar purposes, which proportion amounts to twenty-two pounds four shillings and sevenpence per annum, and that the Corporation should charge the said annual payments upon the assessments leviable for the purpose of registration of voters in Glasgow under the Act nineteen and twenty Victoria, chapter fifty-eight, intituled "An Act to amend the law for the registration of "persons entitled to vote in the election of members to serve in "Parliament for burghs in Scotland:" Therefore the Corporation shall, at the term of Martinmas one thousand eight hundred and seventy-three, pay to the said commissioners of supply the said sum of five hundred and eighty-four pounds seventeen shillings, and the board of police shall at the said term pay to the said commissioners the said sums of seventy-two pounds nine shillings and eight hundred and eighty-nine pounds three shillings and fourpence, and the Corporation shall, at the term of Martinmas in the year one thousand eight hundred and seventy-three and in each succeeding year, so long as it shall be necessary to include the lands and heritages within the district added in the valuation roll of the county of Lanark for the purposes before mentioned, pay to the said Commissioners the said sum of twenty-two pounds four shillings and sevenpence; and in the event of any of the sums payable as aforesaid to the said commissioners of supply not being paid at the time when it becomes due as herein-before provided, the Corporation or the board of police (as the case may be) by whom such sum is so payable shall further pay to the said commissioners interest thereon at the rate of five pounds per centum per annum till payment thereof; and the Corporation and the board of police respectively shall charge such respective payments upon the assessments herein-before prescribed in relation thereto respectively; and it shall not be lawful for the said commissioners of supply to levy any assessment under "The County Voters Registration (Scotland) Act, 1861," upon any lands and heritages within the district added, in respect of any period after Whitsunday one thousand eight hundred and seventy-three.

Provisions as to streets.

25. The proprietors of ground and houses on either side of the streets, squares, or other public or principal places within the district added, who have heretofore formed and maintained the said

streets, squares, and public or principal places, shall be bound to form and maintain the said streets, squares, and public or principal places opposite to or in connexion with the property belonging to them respectively, in so far as not assumed by and under the charge of the statute labour trustees or commissioners of police of the district added, and shall cause the same to be put into a sufficient state of repair at the sight and to the satisfaction of the master of works appointed under "The Glasgow Police Act, 1866," and, subject to the provisions of that Act, upon such streets, squares, and other public or principal places being put into such sufficient state of repair, or, in case of dispute, to the satisfaction of the dean of guild court, the said proprietors may cause the said streets, squares, or public or principal places to be entered in the register of public streets kept by the registrar under said Act, and the board of police shall thereafter take the same under their charge and management, and maintain the same in future from the funds levied by them for the maintenance of public streets or squares, or other public or principal places: Provided always, that the board of police shall forthwith after the passing of this Act cause an accurate survey to be made of all the said streets, squares, or public or principal places within the district added, and shall on the application of the foresaid proprietors cause an entry to be made in the said register of public streets of such as are found to be in a sufficient state of repair as aforesaid, subject always to the conditions and provisions of said Glasgow Police Act, and which entry shall, ipso facto, relieve the said proprietors of the burden of maintaining the same.

Jurisdiction under Public Houses Acts.

26. It shall be lawful for the magistrates of the city and royal burgh of Glasgow under this Act, and for them only, to grant within the city and royal burgh of Glasgow certificates in terms of "The Public Houses Acts Amendment (Scotland) Act, 1862," the sixteenth and seventeenth of Her Majesty, chapter sixty-seven, intituled "An Act for the better regulation of public houses in "Scotland," and the ninth George the Fourth, chapter fifty-eight, intituled "An Act to regulate the granting of certificates by jus- "tices of the peace and magistrates, authorising persons to keep "common inns, alehouses, and victualling houses in Scotland, in "which ale, beer, spirits, wine, and other exciseable liquors may "be sold by retail, under excise licenses, and for the better regu- "lation of such houses, and for the prevention of such houses being "kept without such certificate," subject to the right of appeal to the quarter sessions in reference to the granting or refusing or otherwise disposing of applications for such certificates under the

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said Acts; and all offences against such certificates or the provisions of said Acts shall be tried and dealt with under the provisions of "The Glasgow Police Act, 1866," as amended by this Act.

Glasgow Public Parks Act, Markets and Slaughter-houses Act, Glasgow Improvement Act, and Glasgow Corporation Gas Act amended.

27. The word "city" in "The Glasgow Public Parks Act, 1859," and the expression "city of Glasgow" in "The Glasgow Markets and Slaughter-houses Act, 1865," "The Glasgow Markets and Slaughter-houses Act, 1871," and in "The Glasgow Improvements Act, 1866 and 1871," and in "The Glasgow Corporation Gas Act, 1869," and in "The Glasgow Corporation Gas Act, 1871," shall mean the city and royal burgh of Glasgow as defined by this Act, and the limits within which the said five first-mentioned Acts shall be put in force shall be the limits of this Act, and the whole powers and provisions of the said seven Acts shall be exercised over and be applicable to the said limits.

Glasgow Corporation Waterworks Act amended.

28. The limits of compulsory supply in "The Glasgow Corporation Waterworks Act, 1855," and the expression "city of Glasgow" in said Act, or in any Acts in force for the time being, shall mean and be equivalent to the city and royal burgh of Glasgow as defined by this Act, and all the powers and provisions of the said Act or Acts applicable within the limits of compulsory supply as therein defined shall be applicable to the city and royal burgh of Glasgow, but without prejudice to the provisions in those Acts in favour of certain districts.

For protection of University of Glasgow.

29. The University of Glasgow, its professors and officers, in respect of the ownership or occupation of the ground and buildings at Gilmorehill, belonging to the university, and embraced within the district added, shall, subject to the provisions contained in the immediately following section, have and enjoy the same exemption and immunity from rates and assessments leviable by the Corporation and the board of police, or either of them, as the said university, professors, and officers had and enjoyed in respect of the ground and buildings formerly occupied by the said university in High Street in the city of Glasgow: Provided that nothing herein contained shall alter, prejudice, or affect any question as to the liability or non-liability of the university, its professors or officers, to be rated or assessed in respect of their said ground and buildings at Gilmorehill for the relief of the poor of the parish of Govan.

Provisions for assessment on portion of district added.

30. In respect of any payment which may be made by the board of police to the commissioners of the burgh of Partick as hereinbefore provided, it shall be lawful to the board of police to levy from the owners of lands and heritages within that portion of the district added which formed part of the burgh of Partick, according

to the yearly value of such lands and heritages, such annual assessment as shall yield a sum equal to five per centum on the amount which may be so paid, and which assessment shall be levied and recovered in the same manner as other assessments under the Glasgow Police Act, 1866.

Power to board of police to borrow.

31. Section sixty-one of "The Glasgow Police Act, 1866," authorising the board of police to borrow money for the purposes of that Act, shall be read and have effect as if (1) the sum of two hundred and fifty thousand pounds were therein specified, instead of the sum of one hundred and forty thousand pounds, and as if (2) the sum of one hundred and twenty thousand pounds were therein specified instead of the sum of sixty thousand pounds, and as an additional security for the said sum of one hundred and twenty thousand pounds, the board of police may make and grant mortgages and assignments of the lands, houses, and property belonging to or to be acquired by them, and of the rents or profits issuing or arising out of or from any lands, houses, and property from time to time in the possession of or belonging to them, in security of the money so borrowed, and interest: Provided always, that the sinking fund provided for by section sixty-four of the said Act shall not come into operation, as respects the additional sums by this Act authorised to be borrowed, until the expiration of six years from the passing of this Act.

Power to Corporation to sue and be sued.

32. The Corporation may sue and be sued under their corporate name and designation of the lord provost, magistrates, and council of the city of Glasgow, and by that name and designation may purchase, take, hold, and dispose of lands and other property, and all deeds and instruments to be executed by them may be signed by three members of the town council and by the town clerk.

Regulation of office of town clerk.

33. The following enactments shall apply to the office of the town clerk of Glasgow from and after the passing of this Act, and whenever Angus Turner, the present town clerk, shall cease to hold that office:

(1.) Every person appointed to the office of the town clerk shall be paid for his personal services a salary to be fixed by the Corporation, but not less than two thousand pounds per annum, in lieu of all fees and emoluments pertaining to the office, or claimable in respect of the official duties which the town clerk is as such required to perform; and such salary may from time to time be raised or reduced (but not below the minimum aforesaid) by and at the pleasure of the Corporation. The town clerk so appointed

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shall not be at liberty, without the permission of the Corporation, to undertake any other professional business or duties:

(2.) The Corporation may arrange and agree with the town clerk to act as law agent of the Corporation in regard to all or such parts of the business of the Corporation as they may think proper from time to time to entrust to him, including the prosecution in Parliament of all bills which they may promote, and the conducting the opposition to any bills which they may oppose; and also may arrange and agree with him to act as clerk or secretary or law agent to all or any one or more of the municipal or other trusts, corporations, boards, and commissions, except the board of police, now existing, or which may be hereafter created, in connexion with or in which the Corporation may be interested; and the town clerk shall in respect of such services receive an additional salary to be fixed by the Corporation of not less than five hundred pounds per annum, and the fees and emoluments payable to him as such law agent, clerk, or secretary, or payable in respect of services of any deputy or assistant town clerks and other persons employed on the establishment and staff of the town clerk, shall be charged, collected, and accounted for by him as after provided:

(3.) The town clerk shall be responsible for the due performance of all the duties of the office, and for the deputies, assistants, clerks, and other persons forming the establishment and staff thereof, and shall have the management, direction, and control of such establishment and staff, with power from time to time to appoint, suspend, and dismiss the persons employed in the said office. He may also, subject to the approval of the Corporation, appoint one or more deputy or assistant town clerks. The salaries to be paid to the deputy or assistant town clerks, clerks, and other persons employed on the said establishment shall be fixed by the town clerk, with the approval of the Corporation; and in the event of any difference between the town clerk and the Corporation in respect of such salaries, the amount shall be fixed by the auditor of the Court of Session for the time being:

(4.) The chamberlain shall be treasurer of a fund to be called "The Town Clerk's Fee Fund," and thereafter all the fees and emoluments pertaining to the office, including the fees

and emoluments referred to in the second section of this clause, and also all costs, charges, and disbursements recoverable from third parties and recovered (the right of recovering such costs, charges, and disbursements in proceedings between the Corporation and third parties being in no respect prejudiced by this Act,) shall be charged and collected by the town clerk, and shall be paid over to the treasurer on the last lawful day of each month under deduction of all sums properly expended in necessary disbursements connected with the office, other than the salaries herein-after provided for; and the town clerk shall keep regular and distinct books in which the receipts and disbursements shall be entered day by day. The treasurer shall pay all moneys received by him into one of the banks in Scotland incorporated by Act of Parliament to the credit of an account to be kept in his name as treasurer of the Town Clerk's Fee Fund; and a copy of the said fee fund account shall be sent by the treasurer every year to the auditor of the Court of Session:

(5.) The treasurer shall pay quarterly, on the second day of February, the fifteenth day of May, the second day of August, and the eleventh day of November in each year, the salaries respectively payable to the town clerk, the deputy or assistant town clerks, and the other persons employed on the establishment or staff of the office, and any retiring allowance which may be granted to them; and if the moneys received by him from the town clerk shall be insufficient for these purposes the funds and property of the Corporation shall be liable for the deficiency, and the Corporation shall pay the same on demand to the treasurer; and if for any two years in succession the moneys received by the treasurer shall be more than sufficient to meet such retiring allowances and salaries, the auditor of the Court of Session shall thereupon revise the scale of fees for the time being exigible and chargeable by the town clerk, and reduce the same to such extent as he may deem proper for the purpose of securing that the aggregate amount of the fees and emoluments of the office shall not materially exceed the aggregate amount of the expenditure connected therewith: Provided, that if such reduced scale of fees is found insufficient to meet such aggregate amount of expenditure, the auditor of the Court of Session may from time to time raise and increase the said fees to any amount

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not exceeding the fees exigible and chargeable at and previous to this Act coming into operation, as the said auditor from time to time may deem necessary or expedient:

(6.) The Corporation may agree with the aforesaid Angus Turner for his retirement from the office of town clerk, on such retiring allowance as may be agreed on, and such retiring allowance shall form a first charge on the fee fund, subject to the provision herein-before contained as to the liability of the funds and property of the Corporation for any deficiency in the fee fund; the Corporation may also, on the resignation hereafter of any town clerk, other than the said Angus Turner, grant to such town clerk a retired allowance not exceeding fifteen hundred pounds per annum, payable during his life or for such shorter period as the Corporation may determine; provided that no such retiring allowance shall be granted to a town clerk unless such town clerk shall have been in his office for a period of at least fifteen years, or shall from failing health or other such like cause be disabled from performing the duties of the office; and the Corporation may at any time, with the consent of the person entitled thereto, commute any such retiring allowance into a capital sum, to be paid out of the fee fund or funds of the Corporation, of such amount as shall be fixed by the manager for the time being of the Scottish Widows Fund and Life Assurance Society as the value of an annuity equal in amount to such retiring allowance, having regard to the age of the person so entitled, and the period for which such retiring allowance has been granted, and on payment of such capital sum by the Corporation the Corporation shall thereafter draw from the fee fund an annual sum equal to the retiring allowance so commuted, with interest on so much of the capital sum as shall be for the time being unpaid till fully repaid at the rate of five per centum per annum: Provided that retiring allowances shall not at any one time be paid to more than two persons who have held the office of the town clerk:

(7.) Nothing in this Act contained shall in any way extend or prejudicially affect or impair the rights and interests of the Corporation on the one hand, or of the said Angus Turner on the other hand, in or in relation to the office of the town clerk while the said Angus Turner shall continue in office.

Expenses of Act.

34. The costs, charges, and expenses preliminary to, and of and incidental to the preparing, applying for, obtaining, and passing of this Act, shall be paid as follows, that is to say, two thirds by the Corporation and one third by the board of police.

LONDON: Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1872.