CHAPTER ii.

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1899 relating to Glasgow (Tramways, &c.). A.D. 1922

[15th December 1922.]

WHEREAS His Majesty's Secretary for Scotland has made the Provisional Order set forth in the schedule hereunto annexed under the provisions of the Private Legislation Procedure (Scotland) Act 1899 and it is requisite that the said Order should be confirmed by Parliament: 62 & 63 Vict. c. 47.

Be it therefore enacted by the King'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:—

1. The Provisional Order contained in the schedule hereunto annexed shall be and the same is hereby confirmed. Confirmation of Order in schedule.

2. This Act may be cited as the Glasgow (Tramways, &c.) Order Confirmation Act 1922. (Session 2.) Short title.

[*Price* 6*d. Net.*]

A.D. 1922.

SCHEDULE.

GLASGOW (TRAMWAYS &c.)

Provisional Order to authorise the Corporation of the City of Glasgow to acquire and work the tramway undertaking of the Airdrie and Coatbridge Tramways Trustees and for other purposes.

WHEREAS under the Glasgow Tramways Acts 1905 to 1920 and the Glasgow Corporation Order 1922 (hereinafter referred to as "the Order of 1922") the Corporation of the city of Glasgow (hereinafter referred to as "the Corporation" and "the city" respectively) have constructed and maintain tramways in and in the neighbourhood of the city:

And whereas under the powers of the Airdrie and Coatbridge Tramways Trust Order 1921 the Airdrie and Coatbridge Tramways Trustees (hereinafter referred to as "the Trustees") were incorporated and were authorised to acquire the undertaking of the Airdrie and Coatbridge Tramways Company authorised by the Airdrie and Coatbridge Tramways Acts 1900 to 1920 (hereinafter referred to as "the Trustees' tramways") as from the first day of October one thousand nine hundred and twenty and the Trustees have accordingly acquired the said undertaking of the Airdrie and Coatbridge Tramways Company:

And whereas by the Order of 1922 the Corporation were authorised to construct Tramroad No. 3 in that Order described which will form a junction with the Trustees' tramways and by means of other authorised tramways and a tramroad of the Corporation will afford a through route from the Trustees' tramways to the existing tramways of the Corporation:

And whereas the Corporation the Trustees and the provost magistrates and councillors of the burghs of Airdrie and Coatbridge respectively (hereinafter referred to as "the Town Councils") have agreed that the Trustees' tramways should be transferred to the Corporation as from the said first day of October one thousand

nine hundred and twenty and that the Corporation should lend to the Trustees and the Town Councils the sum of eighty-two thousand two hundred and fifty pounds paid by them to the Airdrie and Coatbridge Tramways Company for the Trustees' tramways and should work the said tramways until such tramways are vested in the Corporation as in this Order provided and that on the date of the passing of the Act confirming this Order and the vesting of the Trustees' tramways in the Corporation the liabilities and obligations of the Trustees and the Town Councils in respect of the said loan should be discharged :

And whereas it is expedient and in the public interest that the Corporation should take over the Trustees' tramways and that the Trustees' tramways should form part of the tramway undertaking of the Corporation to the same extent and effect as if they had been authorised by the Glasgow Tramways Acts 1905 to 1920 and the Order of 1922 and that the Airdrie and Coatbridge Tramways Acts 1900 to 1920 and the Airdrie and Coatbridge Tramways Trust Order 1921 should accordingly be repealed and the Trust constituted by that Order dissolved :

And whereas it is expedient that the further powers hereinafter in this Order mentioned should be conferred on the Corporation :

And whereas the purposes aforesaid cannot be effected without an Order of the Secretary for Scotland confirmed by Parliament under the Private Legislation Procedure (Scotland) Act 1899 :

Now therefore in pursuance of the powers contained in the last-mentioned Act the Secretary for Scotland orders as follows :—

Short title citations and repeal.

1. This Order may be cited as the Glasgow (Tramways &c.) Order 1922.

This Order and the Glasgow Tramways Acts 1905 to 1920 and the Glasgow Corporation Order 1922 may be cited together as the Glasgow Tramways Acts 1905 to 1922 and the penultimate paragraph of section 1 of the Glasgow Corporation Order 1922 is hereby repealed.

This Order the Glasgow Corporation Acts 1855 to 1921 the Glasgow Corporation Order 1922 and the

A.D. 1922.

Glasgow and Rutherglen Corporations Order 1922 may be cited together as the Glasgow Corporation Acts 1855 to 1922 and the last paragraph of section 1 of the Glasgow Corporation Order 1922 and the last paragraph of section 1 of the Glasgow and Rutherglen Corporations Order 1922 are hereby repealed.

Interpretation.

2. The following words and expressions in this Order have the meanings hereby assigned to them (that is to say) :—

"Act of 1914" means the Glasgow (Tramways Bridges &c.) Act 1914;

"City" means the city and royal burgh of Glasgow;

"Corporation" means the Corporation of the city of Glasgow;

"Order of 1905" means the Glasgow Corporation (Tramways Consolidation) Order 1905;

"Town Councils" means the provost magistrates and councillors of the burghs of Airdrie and Coatbridge respectively;

"Tramways Acts" means the Glasgow Tramways Acts 1905 to 1920 and the Glasgow Corporation Order 1922;

"Tramway undertaking" means the undertaking authorised by the Tramways Acts;

"Trustees" means the Airdrie and Coatbridge Tramways Trustees;

"Trustees' tramways" means the undertaking of the Trustees as defined in the Airdrie and Coatbridge Tramways Trust Order 1921 and the powers rights and privileges of the Trustees in connection therewith.

Vesting of Trustees' tramways.

3. The Trustees' tramways including the tramways which are shortly described in the Schedule to this Order shall be and shall be deemed to have been vested in the Corporation as on and from the first day of October one thousand nine hundred and twenty.

Penalties &c. to be recoverable.

4. All penalties incurred by reason of any offence against the provisions of any byelaws or regulations of the Trustees previous to the date of the passing of the Act confirming this Order may be sued for and all offences committed against such provisions previous to such date may be prosecuted by the Corporation in such or the like manner to all intents and purposes as such penalties might have been sued for or such offences prosecuted

by the Trustees if the vesting of the Trustees' tramways in the Corporation had not taken place. A.D. 1922.

Contracts of Trustees to be binding on Corporation.

5. Except as is by this Order otherwise provided all purchases sales conveyances deeds contracts bonds and agreements entered into or made by the Trustees and in force at the date of the passing of the Act confirming this Order shall be as binding and of as full force and effect in every respect against or in favour of the Corporation and may be enforced as fully and effectually as if instead of the Trustees the Corporation had been a party thereto.

Application of Tramways Acts to Trustees' tramways.

6.—(1) The Trustees' tramways shall form one undertaking with the tramways authorised to be constructed under the Tramways Acts and the provisions contained in the Order of 1905 shall extend and apply to such tramways in the same manner and to the like effect as if these had been authorised by the Order of 1905 and were part of "the tramways" "the intended tramways" and "the tramway undertaking" as defined by section 2 (Interpretation) of the Order of 1905.

(2) Section 9 (Use of posts standards &c. by Postmaster-General) of the Glasgow Corporation Act 1907 shall extend and apply to the Trustees' tramways.

Repeal of Acts relating to Trustees' tramways and dissolution of Trustees.

7. The Airdrie and Coatbridge Tramways Acts 1900 to 1920 and the Airdrie and Coatbridge Tramways Trust Order 1921 and section 8 (For protection of Airdrie and Coatbridge Tramways Company) and section 21 (Running powers over portion of tramways of Airdrie and Coatbridge Tramways Company) of the Act of 1914 are hereby repealed and the trust constituted by the said Order is hereby dissolved.

Extending provisions of certain Acts to Corporation.

8. Notwithstanding anything in the section of this Order of which the marginal note is "Repeal of Acts "relating to Trustees' tramways and dissolution of "Trustees" the provisions of any local or personal Act and of any Order confirmed by Parliament for the protection and benefit of the Airdrie and Coatbridge Tramways Company and of the Trustees shall extend and apply to the Corporation in respect of the Trustees' tramways by this Order vested in the Corporation as if the Corporation had been mentioned therein in place of the said company and the Trustees.

Cancelling loan from Corporation to Trustees and Town Councils.

9. As from the date of the passing of the Act confirming this Order the liability and obligations of the Trustees and the Town Councils in respect of the loan to them from the Corporation of the sum of eighty-two thousand two hundred and fifty pounds paid by the Trustees and the Town Councils for the Trustees' tramways and of any other sums lent by the Corporation to the Trustees and the Town Councils for the purposes of the Trustees and the Trustees' tramways shall be and are hereby discharged and the loan cancelled.

Borrowing powers for tramways.

10.—(1) The Corporation may borrow for the purposes of the powers conferred upon them by the Tramways Acts and this Order in the manner authorised by and subject to the provisions with respect to the borrowing of money and the repayment thereof by means of a sinking fund of the Order of 1905 any sum of money not exceeding one hundred thousand pounds in addition to (A) the sum of five million nine hundred and forty-two thousand nine hundred and eighty-five pounds authorised to be borrowed by the Tramways Acts and (B) the sum of seventy-one thousand two hundred and eighty-one pounds nine shillings and nine pence authorised to be borrowed by the Govan Burgh (Tramways) Act 1893 (the tramways belonging to the former burgh of Govan having been vested in the Corporation by the Glasgow Boundaries Act 1912) and if after having borrowed the said sum herein authorised or any part thereof the Corporation pay off the same by other means than by sinking fund they may re-borrow the same.

(2) The amount borrowed by the Corporation for the purposes of the tramway undertaking whether in exercise of their powers under the Tramways Acts and this Order or at common law shall not exceed in amount the total sum they are authorised to borrow by the Tramways Acts and this Order.

Penalty on factor making false returns to city assessor.

11. Every factor agent or person acting for or in name or on behalf of a proprietor or tenant or occupier of lands and heritages as defined by the Lands Valuation (Scotland) Act 1854 and any Act amending the same (in this section referred to as "the Valuation Acts") who shall knowingly or wilfully present or cause to be presented to the assessor for the city under the Valuation Acts a false statement of the yearly rent or value of any

such lands and heritages within the city belonging to or occupied by the proprietor or tenant or occupier for whom he acts shall be liable to the penalty imposed by the Valuation Acts upon proprietors tenants or occupiers of lands and heritages presenting or causing to be presented false statements to such assessor and such penalty shall be recovered and applied in the way and manner provided by the Valuation Acts.

Costs of Order.

12. All costs charges and expenses of and incident to the preparing for obtaining and confirming of this Order or otherwise in relation thereto shall be paid by the Corporation and may be allocated by them amongst such of the departments of the Corporation as they may deem expedient and if paid out of borrowed moneys shall be repaid out of revenue within five years from the passing of the Act confirming this Order.

The SCHEDULE referred to in the foregoing Order.

(Referred to in the section of the foregoing Order of which the marginal note is "Vesting of Trustees' tramways.")

LIST OF THE TRUSTEES' TRAMWAYS.

No.	Description of Tramways and Streets on which the same are laid down.	Single Track.			Double Track.			Route Length.		
		Mls.	Fur.	Yds.	Mls.	Fur.	Yds.	Mls.	Fur.	Yds.
1	Bank Street Coatbridge from terminus at Woodside Street to Manse Street.	—	3	73	—	—	143	—	3	216
2	Bank Street Coatbridge from Manse Street to Coatbridge Cross.	—	—	—	—	2	213	—	2	213
3	Main Street Coatbridge from Coatbridge Cross to tramway depôt.	—	—	149	—	3	91	—	4	20
4	Main Street Coatbridge from tramway depôt to burgh boundary (South Burn).	—	2	1	—	2	184	—	4	185
5	Deedes Street and Alexander Street Airdrie from burgh boundary (South Burn) to Ralston Street.	—	3	17	—	—	146	—	3	163
6	Alexander Street and Stirling Street Airdrie from Ralston Street to Airdrie Cross.	—	2	96	—	1	84	—	3	180
7	Graham Street Clark Street and Forrest Street Airdrie from Airdrie Cross to terminus at Motherwell Street.	—	4	37	—	1	77	—	5	114
	Constructed and used solely as Depôt connection.									
	Main Street Airdrie from Main Street to depôt.	—	—	26	—	—	—	—	—	26
		1	7	179	1	5	58	3	5	17

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