ANNO SEXTO

# GEORGII IV. REGIS.

## *Cap.* cxl.

## An Act for regulating the Conversion of the Statute Labour within the Barony of *Gorbals*, in the City of *Glasgow* and County of *Lanark*.

[10th *June* 1825.]

WHEREAS by an Act of Parliament passed in the Twelfth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing and widening several Roads leading through the County of* Lanark, *and for building a Bridge over the River* Clyde *at or near a Place called* The Howford, *in the said County;* and by another Act passed in the Forty-seventh Year of His said Majesty, intituled *An Act for amending an Act of the Twelfth Year of His present Majesty, for repairing and widening several Roads through the County of* Lanark, *and for building a Bridge over the River* Clyde, *at or near a Place called* The Howford, *in the said County; and for making more effectual, and converting the Statute Labour within the said County; and for repairing and regulating the Roads within the same;* it was among other Provisions enacted, that the sole Power and Direction of exacting, levying, and applying the Statute Labour and Conversion Money of the said County should be vested in the Trustees appointed by the said Acts: And whereas the Barony of *Gorbals*, situated in the Parish of *Govan*, in the said County, and connected with and in the immediate Vicinity of the City of *Glasgow*, within the said County, has of late Years greatly increased in Population, and the Streets, Roads, and other

12 G. 3. c. 82.

47 G. 3. Sess. 2. c. 45.

other Passages therein, or nearly all of them, have been made at the sole Expence of certain Public Bodies and other Proprietors, and those deriving Right from them, within the said Barony; which Proprietors are nevertheless for the most part, in consequence of their not possessing the Qualifications required for Trustees under the before-recited Acts, deprived of all Charge in the Maintenance of the said Streets, and of the levying and applying the Statute Labour and Conversion Money appropriated to their Maintenance, to the great Prejudice and Detriment of the Public in general, as well as of the Public Bodies and Individuals more immediately interested: And whereas it is expedient that the Power and Direction of exacting, levying, and applying the said Statute Labour and Conversion Money of the said Barony should be committed to the Proprietors aforesaid, to the End and Intent that the said Roads, Streets, and other Passages, and others that may hereafter be made or formed and accepted of by the Trustees hereinafter appointed, may be therewith maintained and upheld in good and sufficient Repair, for the Use and Benefit of the Persons interested, and of the Public at large: And whereas it is also expedient that the Sums to be annually raised be levied chiefly from the more opulent Classes of the Community, and that the poorer Classes be as much as possible released therefrom; but the several Purposes aforesaid cannot be effected without the Authority of Parliament: And whereas it is intended forthwith to apply to the proper legal Authorities to disjoin the said Barony from the said other Parts of the said Parish *quoad sacra et civilia*, and to erect the same into a separate Parish so far as not already disjoined: May it therefore please Your Majesty that it be enacted; and be it 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, That all the Powers, Provisions, Regulations, Directions, and Clauses contained in the before-recited Acts of the Twelfth and Forty-seventh Years of His said late Majesty, relating to the Statute Labour and Conversion Money within the said Barony, shall remain in force except in so far as hereby altered or explained; and the said recited Acts and this Act, in so far as concerns the said Statute Labour and Conversion Money within the said Barony, shall be construed together as One Act.

**Powers of recited Acts relating to Statute Labour and Conversion Money in the Barony of Gorbals, to remain in force, except as hereby altered.**

**Former Rates to cease.**

II. And be it further enacted, That from and after the passing of this Act, the Assessment and levying of the whole Statute Labour and Conversion Money, and the Rates and Proportions thereof, authorized by the said recited Acts, and the whole Provisions concerning the same, in so far as the said Barony is concerned, except in so far as hereby after continued, shall cease and determine.

**New Rates.**

III. And be it further enacted, That in lieu of the Statute Labour and Conversion Money, and the Rates and Proportions thereof authorized by the said recited Acts, it shall be lawful for the Trustees hereinafter appointed, and for such Persons as shall be appointed by them, and they are hereby authorized and empowered, to exact and levy yearly within the said Barony the several Rates and Duties herein-after mentioned; that is to say, from Tenants and Occupiers of Dwelling

Dwelling Houses and other Buildings when the yearly Rental of such Houses does not exceed the Sum of Four Pounds, an annual Sum not exceeding One Shilling; when the yearly Rental exceeds Four Pounds, and does not exceed Six Pounds, an annual Sum not exceeding Two Shillings and Sixpence; when the yearly Rental exceeds Six Pounds, and does not exceed Ten Pounds, a yearly Sum not exceeding Two Shillings; when the said yearly Rental exceeds Ten Pounds, and does not exceed Fifteen Pounds, a yearly Sum not exceeding Two Shillings and Sixpence; when the yearly Rental exceeds Fifteen Pounds, and does not exceed Twenty Pounds, a yearly Sum not exceeding Three Shillings; when the yearly Rental exceeds Twenty Pounds, and does not exceed Thirty Pounds, a yearly Sum not exceeding Four Shillings; when the yearly Rental exceeds Thirty Pounds, and does not exceed Forty Pounds, a yearly Sum not exceeding Five Shillings; and when the yearly Rental exceeds Forty Pounds, and does not exceed Fifty Pounds, a yearly Sum not exceeding Six Shillings; and when the yearly Rental exceeds Fifty Pounds, a yearly Sum not exceeding Seven Shillings; which Assessments and others after mentioned, shall be raised and levied in the Manner and under the Provisions provided and contained in the said recited Acts, except in so far as is hereinbefore and after otherwise provided.

Conversion for Lands.

IV. And be it further enacted, That all Heritors who are in the actual Possession of their own Lands, whether in Tillage, Grass Ground, or Gardens, and all Tenants and Occupiers of Land within the said Barony, shall pay, in place of Statute Services, an Annual Sum or Rate not exceeding One Shilling for each Acre, and so in proportion for any larger or smaller Quantity of Land: Provided always, that no Rate shall be levied for any Quantity less than Half an Acre.

Rates on a Person keeping Horses.

V. And be it further enacted, That all and every Person or Persons whatsoever who shall keep a Horse or Horses within the said Barony for any other Purposes than for those of Husbandry, shall pay an Annual Sum not exceeding Fifteen Shillings for each Horse so kept by him or them.

Conversion payable by Glasgow, Paisley, and Ardrossan Canal.

VI. And be it further enacted, That the Company of Proprietors of the *Glasgow*, *Paisley*, and *Ardrossan* Canal, and their Horses, and the Horses of the Tenants and Servants of the said Canal Company, such Horses being always employed exclusively upon the Canal, and not at any Time exceeding Ten in Number, shall be liable for the Sum of Ten Pounds *per Annum*, as their Proportion of the whole Assessment to be levied in virtue of this Act: Provided always, that in the Event of the said Canal Company not having more than Seven Horses so employed, they shall be liable for no more than Seven Pounds; and in the Event of their so employing more than Ten Horses, they shall pay Fifteen Shillings additional for each Horse so employed.

Assessments, when payable.

VII. Provided always, and be it enacted, That the whole Assessments above mentioned shall be payable on the First Day of *October*

*ber* in each Year, beginning the First Payment on the First Day of *October* One thousand eight hundred and twenty-five, and shall be always fixed and laid on from the Report of the Survey made by the Surveyor of Police of the Barony of *Gorbals* for the current Year, and shall be held to include the whole Year commencing at the Fifteenth Day of *May* preceding and concluding with the Fifteenth Day of *May* immediately following such Assessment.

Recovery of Rates.

VIII. And be it further enacted, That in case any Person or Persons assessed as in Manner herein directed, shall refuse or neglect to pay such Assessment charged upon him, her, or them, for the Space of Fourteen Days after such Assessment shall be due and demanded, and Notice given by general Advertisement twice in any of the *Glasgow* Newspapers, and by Tuck of Drum throughout the said Barony, then and in that Case it shall be lawful for the Collector or Collectors to be appointed by the said Trustees to apply to any of the Magistrates of *Gorbals* for a Warrant to any of their Officers to enter his, her, or their House or Houses, and seize and take Possession of his, her, or their Goods and Effects, and which Warrant the said Magistrates are authorized to grant upon a Certificate signed by the said Collector or Collectors of such Demand having been made, of such Notices having been given, and of such Person or Persons being in arrear to the Amount stated in such Certificate; and if such Assessment shall not be paid within Three Days next after such Seizure is made, together with the Cost and Charges thereby incurred, then the Collector or Collectors is and are hereby authorized to sell by public Roup, at such Time and Place as may be proper, such Parts of the said Goods and Effects as shall be sufficient to pay the said Assessment with the Costs and Charges attending such Seizure and Sale, returning the Surplus, if any, to the Owner or Owners, the Costs and Charges to be ascertained by the Magistrate who shall issue the Warrant.

Trustees appointed.

IX. And be it further enacted, That from and after the passing of this Act the whole Powers of assessing, levying, managing, and applying the said Conversion Money, and the whole Charge of upholding and maintaining the whole Streets, Roads, and other Passages, and Common Sewers in the said Barony, other than Turnpike Roads, shall be vested in the following Persons, who are hereby appointed Trustees for carrying this Act into Execution; *videlicet*, the Lord Provost of the City of *Glasgow*, the Two Senior Magistrates of the Barony of *Gorbals*, the Preceptor of *Hutchinson's Hospital*, and the Deacon Convener of the Trades House of that City, and Four Persons to be elected and appointed in Manner after mentioned from each of the Four Districts of *Hutcheson Town*, *Laurieston*, *Gorbals Proper*, and *Trades Town*, and Two from the District of *Kingston*; such Persons so elected and appointed always residing within the said Barony, and being always vested in their own Right or in that of their Wives in the absolute Fee of Houses, Lands, or other Real Property of not less yearly Rent than Fifty Pounds, and lying within the District for which they are or may be so elected and appointed.

X. And

Their Meetings, and Appointment of interim Trustees.

X. And be it further enacted, That the said Lord Provost, Magistrates, Deacon Convener, and Preceptor shall, within Fourteen Days after the passing of this Act, any Three being a Quorum, meet at such Time and Place within the said Barony as the said Lord Provost or presiding resident Magistrate of *Gorbals* shall appoint, and then and there elect a fit and proper Person to be their interim Clerk and Assessor, and then and there also elect and appoint Four interim Trustees qualified as aforesaid, *videlicet*, One from each of the Districts of *Hutcheson Town*, *Gorbals Proper*, *Lauriestoun*, and *Tradeston*, for the Purposes after mentioned, but which interim Trustees shall also continue in Office as ordinary Trustees till displaced in Manner after mentioned; and the said Meeting shall cause public Intimation thereof to be given, by advertising the same in any Two of the *Glasgow* Newspapers Twice within Eight Days thereafter, that all Persons qualified as before and after mentioned, and desirous to be enrolled as such for the Purposes of this Act, do give in and lodge their Names and Designations, and the Ground and Evidences of their Claim, with the Clerk or Assessor before mentioned, on or before the Expiration of One Month after the Date of the first Notice, with Certification that if such Orders are not complied with, the Rights of the Parties neglecting cannot, at the Election for that Year, be exercised.

Adjourned Meeting.

Reord of Proceedings to be kept.

XI. And be it enacted, That the said Lord Provost, resident Magistrates, Deacon Convener, and Preceptor, and Four Trustees elected and appointed as aforesaid, shall convene within Ten Days after the Expiration of the said Month, at such Time and Place as may have been appointed at the aforesaid Meeting, any Four of their Number being a Quorum, for the Purpose of assessing the Rates of Conversion Money to be levied for the current Year, and of ascertaining and liquidating the Expences of this Act, and also for the Purpose of examining, ascertaining, and determining the Rights of the Parties applying for Enrolment as aforesaid; and a Record shall be kept of their whole Procedure therein, and of the Grounds of their determining the different Claims submitted to them; and having thus examined and determined the Claims of Parties applying for Enrolment, a List shall be made of the Names and Designations of all such Proprietors as are legally vested in their own Right or in that of their Wives in Lands, Houses, and other Heritages of the real Value and Estimation of Fifty Pounds yearly, whose Names as qualified to elect and be elected to the Office of Trustees shall be registered in a Book kept for the Purpose, which Record and Enrolment shall specify the Districts in which their Qualifications lie, and shall be patent to the Public and all Parties interested at all seasonable Times; and the said Trustees and interim Trustees may adjourn their Meetings from Time to Time until the Object above mentioned shall have been accomplished.

For ascertaining Rights of Parties seeking to be enrolled.

XII. And be it further enacted, That the Power of examining, and ascertaining, and determining the Rights of Parties applying for Enrolment, shall, after the Board of Trustees shall have been appointed in Manner after mentioned, remain with and be vested in and exercised by such Trustees, and shall be exercised by them

and such Committee of their Number as they may appoint, at all Times during the whole Currency of this Act.

When Qualification lies in different Districts.

XIII. Provided always, and be it enacted, That when the Property of any Proprietor necessary to entitle him to vote lies in different Districts, the Right of voting shall be exercised only in that District where the greatest Value of Property lies; and where any Proprietor possessed of Property affording him Qualifications to vote or to be voted for in more Districts than One, his Right to vote or be voted for all and each of such Qualifications in all and each of such Districts shall remain entire and undisturbed.

First Public Meeting.

XIV. And be it enacted, That the Lord Provost, as Baron Superior of the Barony, or One of the resident Magistrates acting in his Name and for his Behoof, shall be authorized, and they are hereby required to call a Public Meeting of the Proprietors of each particular District qualified and enrolled as aforesaid, within the Court Hall of *Gorbals* upon the First *Monday* of *September* in the Year One thousand eight hundred and twenty-five, at Twelve o'Clock Noon, or at such other Day or Days of the same Week, or such other Hour of such Day or Days as may be appointed, by sending a written or printed Notice of the Purpose, Place, and Time of such Meeting to the Dwelling House of each of the said Heritors if situated within the Barony, or transmitting it by Post to their several Directions, if known, in the Event of their Dwelling Houses being elsewhere situated, at least Four Days before such Meeting; and the Heritors then and there assembled shall proceed to elect Trustees each for the District for which they are severally qualified; *videlicet*, for the Districts of *Hutcheson Town*, *Gorbals Proper*, *Laurieston*, *Tradeston*, Three Heritors, and from the District of *Kingston* Two Heritors; such Heritors being other than those before appointed, and residing within the Barony, and being qualified as aforesaid; and the Election shall be determined by the Majority of Votes in point of Number of Persons present, without regard to the Value or Amount of Rental of the Voters.

Going out and Election of Trustees.

XV. And be it further enacted, That of the Four resident Trustees appointed and elected from each of the Districts as aforesaid, One shall at the Quarterly Meeting to be held in *July* as aforesaid be disqualified annually by Ballot till the whole Trustees first elected be displaced or re-elected, and afterwards by Rotation on the Day of Election, and their Places and all other vacant Places shall be filled up on the First *Monday* or other Day of the same Week of *September* yearly in the same Way, Method, and Order as is prescribed for the Election appointed to take place in the present Year as above mentioned; One of the Trustees for the District of *Kingston* being always disqualified, and a new Election taking place every Second Year conformably to the Rules and Regulations prescribed for the other Elections above mentioned.

Majority of Trustees may execute the Act.

XVI. And be it further enacted, That all Acts, Matters, and Things, hereby directed to be done and executed by the said Trustees, may be done and executed by the Majority of such Trustees present at their

their respective Meetings, the Number present not being less than Nine; and all Acts, Matters, and Things so done by such Majority, shall be as valid and effectual as if the same had been done by all the said Trustees; and at all such Meetings the said Trustees shall pay and defray their own Charges and Expences.

Quarterly Meetings to be held.

XVII. And be it further enacted, That Four Quarterly Meetings of the said Trustees shall be held each Year within the Court House or Police Hall of *Gorbals*, or at such other Place within the said Barony as shall be appointed by the said Trustees, on the First *Monday* of *July*, *October*, *January*, and *April*, at Twelve o'Clock Noon, or at such other Hour as may be appointed by the Schedule or Notice intimating such Meeting, for putting this Act and the Powers hereby committed to them in full Execution, beginning such Meetings on the First *Monday* of *October* first; and the Lord Provost of *Glasgow*, and in his Absence the senior Magistrate of the said Barony acting for the Time, shall cause the whole of the said Trustees to be summoned to attend such Quarterly Meetings, personally or at their Dwelling Houses, by written or printed Summons, at least Four Days previous to the Time of Meeting.

Penalty for refusing to accept the Office of Trustee.

XVIII. And be it further enacted, That in case any of the Trustees named and elected in Manner herein directed, shall refuse or neglect to accept the Office, every such Trustee shall forfeit the Sum of Two Pounds, to be applied to the Purposes of this Act; provided always, that such Forfeiture shall not be incurred by the Refusal or Neglect of any Person to accept, who has previously held Office as Trustee; and that any Person who has incurred such Forfeiture shall not be compelled to accept the Office of Trustee for Seven Years thereafter: Provided always, that in case the Electors in any of the Districts shall refuse or neglect to elect Trustees for such in Manner aforesaid, it shall be lawful to and in the Power of the Trustees, at their Quarterly Meeting in *October* next thereafter, who have accepted their Offices, to nominate and appoint Trustees qualified as aforesaid for the Districts in which no Election shall have been made; and the Person or Persons so nominated and appointed shall have the same Powers and shall remain the same Time in Office as if he or they had been chosen by the Electors within his or their respective Districts in Manner hereinbefore directed.

In case of Non-election by Districts.

Meetings may be adjourned.

XIX. And be it further enacted, That the said Trustees, or a Majority of them, present at any of the Quarterly Meetings, may adjourn to the same or any other Place within the said Barony which they may think necessary or proper for executing the Powers vested in them by this Act.

Special Meetings may be called.

XX. And be it further enacted, That the Lord Provost, and in his Absence the next senior Magistrate of the said Barony acting for the Time, shall, upon Requisition being made to him under the Hands of any Three of the said Trustees, appoint Meetings of the said Trustees to be held within Four Days after such Requisition, and cause all the Trustees to be summoned to attend the said Meetings in Manner aforesaid.

XXI. And

Preses appointed.

XXI. And be it enacted, That at all Meetings of the said Trustees, whether Special or General, the Lord Provost of the said City, or in his Absence the senior Magistrate of *Gorbals*, failing whom successively the Deacon Convener, or Preceptor aforesaid, or Trustee elected by the Meeting, shall act as Preses or Chairman; and in the Event of the Votes being equal on any Question, the Preses shall have a casting Vote besides his deliberative Vote.

Assessments, when to be made.

XXII. And be it further enacted, That the said Trustees hereinbefore named and appointed shall have full Power and Authority, and they are hereby authorized and required, at their Quarterly Meeting to be held on the First *Monday* of *July* annually, or on such other Day of the Week as they may appoint, to assess and order to be levied the Rates hereinbefore directed to be levied from the Renters, Occupiers, and Possessors of Houses and Lands, Keepers of Horses, *Paisley* and *Ardrossan* Canal Company, and others aforesaid, or such other Parts or Proportions thereof as by them may be deemed necessary for the Purposes of this Act; provided always, that no Assessment shall be imposed or levied within any of the said Districts beyond what may be found necessary for the Purposes of this Act within such District.

Expenditure, when to be voted.

XXIII. And be it further enacted, That the Trustees before mentioned shall be empowered and they are hereby authorized and required at their Quarterly Meetings to be held on the First *Monday* of *October* yearly, beginning at the First Meeting to be held on the First *Monday* of *October* of the present Year, to ascertain the Sums of Money to be expended for the Purposes hereinafter mentioned; and it shall not be lawful to, nor in the Power of the said Trustees, or any Person or Persons acting under their Authority, to levy or expend any of the Money to be levied as aforesaid, unless the same shall have been previously assessed and allocated, and the Expenditure thereof voted by the said Trustees; and the said Trustees themselves shall be subject to and liable in Payment of the said Conversion Money, and in the same Manner and to the same Extent with the other Inhabitants of the Barony; any Law or Usage to the contrary notwithstanding.

Expenditure in each District to be at the Disposal of Trustees of such District.

XXIV. Provided always, and be it enacted, That the whole Sums to be levied within each of the Districts aforesaid, after deducting all necessary and general Expenditure, shall be laid out and disbursed in maintaining and upholding the several Streets and Roads, and other Operations appertaining thereto, within such District, at the Sight and to the Satisfaction of the Trustee or Trustees elected and appointed for such District, who shall form a standing Committee specially charged with all the Matters and Business appertaining to such District; such Committees always conforming themselves to the Instructions of the General, Annual, and Quarterly Meetings, and giving in regular Reports of their whole Procedure at the Quarterly Meeting to be held in the Month of *July* each Year; which Reports shall lie over for the Inspection and Examination of the whole Trustees till the Quarterly Meeting in *October* following, when, if approved of, they shall be engrossed in the Records of the Trustees as Part of their general Procedure; separate

Accounts

Accounts being always kept in the Books of the said Trustees for each of the above Districts.

Application of the Rates.

XXV. And be it further enacted, That the Rates of Conversion hereby authorized to be levied shall, in the first place, be applied to the Payment of the Expences of obtaining this Act and carrying the Provisions thereof from Time to Time into Execution; and, in the next place, in maintaining and upholding the whole Streets, Lanes, Squares, Places, Roads, and other Passages of the said Barony that are now made and in use, and held and deemed Public, Local, or Parish Roads, patent to the Community at large, or that shall hereafter be made or held by them as such; but no Part of such Funds shall be applied to make or alter or complete any Street, Road, or other Passage, or be applied to the Maintenance or Support of any Street, Road, or other Passage that shall not have been previously finished, or that shall not be hereafter finished to the Satisfaction of the said Trustees: Provided always, that all Levies to be made from the *Paisley* and *Ardrossan* Canal Company shall, in the first place, be applied to the Support of *Bridge Street*, or such Parts thereof as shall not be upheld and maintained by Turnpike Road Trustees.

For making Common Sewers.

XXVI. Provided further, and be it enacted, That in case it shall appear to Three-fourths of the said Trustees at any Meeting where at least One-half of their whole Number is present, that a Common Sewer or other Drain is necessary for the Safety and proper Maintenance of the Streets, or Roads, or Passages of any District of the Barony, and that the State of the Funds of that District render it expedient to contribute towards the making of such Common Sewers or Drains, then and in that Event it shall be lawful for the said Trustees to allocate such Proportion of the said Conversion Money of such District for the Purpose of making such Common Sewer or Drain as to them may seem most proper, Reservation being always made for the other necessary Expenditure of that District; any thing hereinbefore expressed notwithstanding.

Trustees may appoint Officers.

XXVII. And be it further enacted, That it shall be lawful to and in the Power of the said Trustees to appoint Committees of their own Number for any specific Purpose comprehended within the Powers granted by this Act, and also to name and appoint a Superintendent or Overseer, and Clerk and Treasurer, or Collector or other Officer for exacting, recovering, and applying the Monies to be levied under the Authority of the said Trustees by virtue of this Act, and for carrying the Purposes thereof into Execution; and to fix such Salaries or Allowances of such Superintendent, Clerk, and Treasurer, or other Officer, as shall appear to the said Trustees to be fair and reasonable.

Security to be taken of Treasurer and Collector.

XXVIII. And be it further enacted, That the said Trustees shall take such Security from the Treasurer or Collector to be appointed for the Purposes of this Act, for the due Execution of their Offices, and for their faithfully accounting for all the Monies received by them in virtue of their said Offices, as to the said Trustees shall seem meet; and if they fail to take such Security, the Trustees making such

Appointment, and so failing, shall be individually responsible for the Default of the Persons by them so appointed.

Clerk and Treasurer not to be the same Person.

XXIX. And be it further enacted, That it shall not be lawful for the said Trustees to appoint any Person who may be appointed to act as their Clerk, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk, or of his Partner, the Treasurer for the Purposes of this Act; or to appoint any Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, to be the Clerk to the said Trustees for executing this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons, being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall act as Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered before the Judge Ordinary of the said County of *Lanark*, or the Court of Session, with Double Expence of Process.

Power to borrow.

XXX. And be it further enacted, That it shall be lawful for the said Trustees at any Special Meeting called for this Purpose, and on giving Fourteen Days previous Notice by Advertisement at least Twice in any Two of the *Glasgow* Newspapers, to borrow any Sum not exceeding Three Years Amount of the whole Conversion Money leviable within the Barony, for the Purposes of defraying and liquidating the Expences of this Act, and for no other Purpose or Purposes whatsoever, and to assign to the Lenders of such Money not more than One-half of the said Conversion Money; provided always, that One-half at least of the Annual Conversion Money be reserved for Disposal at the Annual Meetings.

Books to be kept.

XXXI. And be it further enacted, That the said Trustees shall and they are hereby required from Time to Time to cause to be entered in a Book or Books to be kept by their Treasurer, true and legal Accounts of Money received and expended by them in the Execution of this Act, and of the several Matters, Articles, and Things for which such Sums of Money shall have been disbursed, laid out, and paid in each District; which Book or Books shall at all seasonable Times be open to the Inspection of the said Trustees, or of any Heritor or Proprietor or Contributor on Assessment within the said Barony, without any Fee or Reward; and the said Trustees and Heritors shall and may take any Copies or Extracts from such Book or Books without paying any thing for the same; and in case such Treasurer shall refuse to permit, or shall not permit such Trustees or Proprietors or Contributors, or any of them, to inspect the same, or to take Copies or Extracts as aforesaid, such Treasurer shall

shall forfeit and pay any Sum of Money not exceeding Five Pounds, to be levied and recovered in a summary Manner before the Judge Ordinary of the said County of *Lanark*, at the Suit of any of the said Trustees, or Heritors, or Contributors, and to be paid to the said Trustees, and applied in the same Way and Manner as the said Rates of Conversion are hereinbefore directed to be applied.

Books to be balanced.

XXXII. And be it further enacted, That the said Book or Books shall be balanced yearly on the First Day of *February* (the first Balance to be struck on the First Day of *February* One thousand eight hundred and twenty-six), and an Abstract State of the Receipts and Disbursements for the Year preceding shall be annually printed and circulated among the Trustees themselves, the Members of the Board of Police, and the principal Heritors and Proprietors of the Barony.

Report to be made of Monies levied and expended.

XXXIII. And be it further enacted, That the same Clerk shall make up and transmit to the Clerk of the Lower Ward Meeting of the County of *Lanark*, Ten Days at least before the Annual Meeting of said Ward, an exact and regular Report of the Money recovered and expended on the Roads, the Work performed, the Offences committed, and other Contingencies for the preceding Year within the said Barony, which Report shall be signed by the said Clerk; and in case of his failing to make out and transmit such Report, he shall be liable in a Penalty, on the Prosecution of One Trustee, not exceeding Five Pounds Sterling, to be levied by Poinding under a Warrant of any One Justice of Peace for the said County; all which Fines so recovered shall be laid out for the Purposes of this Act.

Appeal from Assessment.

XXXIV. Provided always, and be it enacted, That whoever shall think himself, herself, or themselves aggrieved by the said Trustees in fixing and declaring the Rates of Assessment as before provided, it shall be lawful for them to appeal to the next Annual Ward Meeting, giving Fourteen Days Notice in Writing to the Clerk of the said Trustees of such Appeal and the Matter thereof; and the said Ward Meeting shall determine the same, from which there shall be no Appeal.

How to sue and be sued.

XXXV. And be it enacted, That the said Trustees may sue and be sued for any Matter or Thing to be done in the Execution of this Act, in the Name of their Clerk or Treasurer for the Time being; and no Action or Suit, wherein the said Trustees shall be concerned in the Name of their Clerk or Treasurer by virtue of this Act, shall abate by the Death or Removal of any such Clerk or Treasurer, but the Clerk or Treasurer to the said Trustees for the Time being shall be deemed to be the Party suing or defending in every Action.

General Appeal.

XXXVI. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any thing done in pursuance of this Act, for which no particular Relief has been already provided, it shall and may be lawful to and for such Person or Persons, within Six Months after the Matter complained of shall be done, but not afterwards, to appeal to the Sheriff Depute or Sheriff Substitute, or to the Justices of the Peace of the said County

County of *Lanark* assembled in their General Quarter Sessions, the Appellant giving the Defender or Defenders Fourteen Days Notice of such Appeal; and the said Sheriffs and Justices are hereby authorized and required to call the Parties before them, and to determine the Matter in Dispute, and their Judgments therein shall be final and conclusive, without being subject to Review by Appeal to the Circuit Court, or by Advocation, Suspension, Reduction, or otherwise howsoever.

**Commencement of Act contingent on Events herein mentioned.**

XXXVII. Provided always, and be it further enacted, That this Act shall be suspended and have no Force or Operation until the said Barony be disjoined from the said Parish of *Govan, quoad civilia et quoad sacra*, or in the Event of such Disjunction not being obtained until the Corporation of the City of *Glasgow*, Superiors of the said Barony, the Preceptor and Patrons of *Hutchinson's Hospital*, the Trades House and Incorporated Trades of the City of *Glasgow*, *James Lawrie*, and *David Laurie*, all Heritors in the said Barony, shall concur in an Application to the proper legal Authorities for effecting the Disjunction, *quoad civilia et sacra*, of the said Barony from the other Parts of the said Parish of *Govan*, nor shall it have Operation or Effect unless such Application shall be defeated by the Opposition or Non-concurrence of the Number of Heritors requisite by Law for obtaining the said Decree of Disjunction, but if so defeated, then this Act shall have full Force and Operation from and after the Dismissal of such Action; provided always, that notwithstanding of the Suspension of the Provisions of the present Act in any of the Events aforesaid, nothing herein contained shall be construed to affect the full Operation thereof in so far as regards the defraying of the Expences of obtaining the same.

**Trustees not authorized to shut up public Streets.**

XXXVIII. Provided always, and be it enacted, That nothing in this Act shall be construed to authorize the Trustees hereby appointed to shut up or obstruct the Streets, Roads, or Passages within the said Barony which the Public was by Law entitled to use previous to the passing of this Act, or to alter or infringe the Rights of any Party or Parties to any Action or Actions now depending relative to the alleged shutting up or obstructing any such Street, Road, or Passage.

**Public Act.**

XXXIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

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other Passages therein, or nearly all of them, have been made at the sole Expence of certain Public Bodies and other Proprietors, and those deriving Right from them, within the said Barony; which Proprietors are nevertheless for the most part, in consequence of their not possessing the Qualifications required for Trustees under the before-recited Acts, deprived of all Charge in the Maintenance of the said Streets, and of the levying and applying the Statute Labour and Conversion Money appropriated to their Maintenance, to the great Prejudice and Detriment of the Public in general, as well as of the Public Bodies and Individuals more immediately interested: And whereas it is expedient that the Power and Direction of exacting, levying, and applying the said Statute Labour and Conversion Money of the said Barony should be committed to the Proprietors aforesaid, to the End and Intent that the said Roads, Streets, and other Passages, and others that may hereafter be made or formed and accepted of by the Trustees hereinafter appointed, may be therewith maintained and upheld in good and sufficient Repair, for the Use and Benefit of the Persons interested, and of the Public at large: And whereas it is also expedient that the Sums to be annually raised be levied chiefly from the more opulent Classes of the Community, and that the poorer Classes be as much as possible released therefrom; but the several Purposes aforesaid cannot be effected without the Authority of Parliament: And whereas it is intended forthwith to apply to the proper legal Authorities to disjoin the said Barony from the said other Parts of the said Parish *quoad sacra et civilia*, and to erect the same into a separate Parish so far as not already disjoined: May it therefore please Your Majesty that it be enacted; and be it 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, That all the Powers, Provisions, Regulations, Directions, and Clauses contained in the before-recited Acts of the Twelfth and Forty-seventh Years of His said late Majesty, relating to the Statute Labour and Conversion Money within the said Barony, shall remain in force except in so far as hereby altered or explained; and the said recited Acts and this Act, in so far as concerns the said Statute Labour and Conversion Money within the said Barony, shall be construed together as One Act.

**Powers of recited Acts relating to Statute Labour and Conversion Money in the Barony of Gorbals, to remain in force, except as hereby altered.**

**Former Rates to cease.**

II. And be it further enacted, That from and after the passing of this Act, the Assessment and levying of the whole Statute Labour and Conversion Money, and the Rates and Proportions thereof, authorized by the said recited Acts, and the whole Provisions concerning the same, in so far as the said Barony is concerned, except in so far as hereby after continued, shall cease and determine.

**New Rates.**

III. And be it further enacted, That in lieu of the Statute Labour and Conversion Money, and the Rates and Proportions thereof authorized by the said recited Acts, it shall be lawful for the Trustees hereinafter appointed, and for such Persons as shall be appointed by them, and they are hereby authorized and empowered, to exact and levy yearly within the said Barony the several Rates and Duties herein-after mentioned; that is to say, from Tenants and Occupiers of Dwelling

Dwelling Houses and other Buildings when the yearly Rental of such Houses does not exceed the Sum of Four Pounds, an annual Sum not exceeding One Shilling; when the yearly Rental exceeds Four Pounds, and does not exceed Six Pounds, an annual Sum not exceeding Two Shillings and Sixpence; when the yearly Rental exceeds Six Pounds, and does not exceed Ten Pounds, a yearly Sum not exceeding Two Shillings; when the said yearly Rental exceeds Ten Pounds, and does not exceed Fifteen Pounds, a yearly Sum not exceeding Two Shillings and Sixpence; when the yearly Rental exceeds Fifteen Pounds, and does not exceed Twenty Pounds, a yearly Sum not exceeding Three Shillings; when the yearly Rental exceeds Twenty Pounds, and does not exceed Thirty Pounds, a yearly Sum not exceeding Four Shillings; when the yearly Rental exceeds Thirty Pounds, and does not exceed Forty Pounds, a yearly Sum not exceeding Five Shillings; and when the yearly Rental exceeds Forty Pounds, and does not exceed Fifty Pounds, a yearly Sum not exceeding Six Shillings; and when the yearly Rental exceeds Fifty Pounds, a yearly Sum not exceeding Seven Shillings; which Assessments and others after mentioned, shall be raised and levied in the Manner and under the Provisions provided and contained in the said recited Acts, except in so far as is hereinbefore and after otherwise provided.

Conversion for Lands.

IV. And be it further enacted, That all Heritors who are in the actual Possession of their own Lands, whether in Tillage, Grass Ground, or Gardens, and all Tenants and Occupiers of Land within the said Barony, shall pay, in place of Statute Services, an Annual Sum or Rate not exceeding One Shilling for each Acre, and so in proportion for any larger or smaller Quantity of Land: Provided always, that no Rate shall be levied for any Quantity less than Half an Acre.

Rates on a Person keeping Horses.

V. And be it further enacted, That all and every Person or Persons whatsoever who shall keep a Horse or Horses within the said Barony for any other Purposes than for those of Husbandry, shall pay an Annual Sum not exceeding Fifteen Shillings for each Horse so kept by him or them.

Conversion payable by Glasgow, Paisley, and Ardrossan Canal.

VI. And be it further enacted, That the Company of Proprietors of the *Glasgow*, *Paisley*, and *Ardrossan* Canal, and their Horses, and the Horses of the Tenants and Servants of the said Canal Company, such Horses being always employed exclusively upon the Canal, and not at any Time exceeding Ten in Number, shall be liable for the Sum of Ten Pounds *per Annum*, as their Proportion of the whole Assessment to be levied in virtue of this Act: Provided always, that in the Event of the said Canal Company not having more than Seven Horses so employed, they shall be liable for no more than Seven Pounds; and in the Event of their so employing more than Ten Horses, they shall pay Fifteen Shillings additional for each Horse so employed.

Assessments, when payable.

VII. Provided always, and be it enacted, That the whole Assessments above mentioned shall be payable on the First Day of *October*

*ber* in each Year, beginning the First Payment on the First Day of *October* One thousand eight hundred and twenty-five, and shall be always fixed and laid on from the Report of the Survey made by the Surveyor of Police of the Barony of *Gorbals* for the current Year, and shall be held to include the whole Year commencing at the Fifteenth Day of *May* preceding and concluding with the Fifteenth Day of *May* immediately following such Assessment.

Recovery of Rates.

VIII. And be it further enacted, That in case any Person or Persons assessed as in Manner herein directed, shall refuse or neglect to pay such Assessment charged upon him, her, or them, for the Space of Fourteen Days after such Assessment shall be due and demanded, and Notice given by general Advertisement twice in any of the *Glasgow* Newspapers, and by Tuck of Drum throughout the said Barony, then and in that Case it shall be lawful for the Collector or Collectors to be appointed by the said Trustees to apply to any of the Magistrates of *Gorbals* for a Warrant to any of their Officers to enter his, her, or their House or Houses, and seize and take Possession of his, her, or their Goods and Effects, and which Warrant the said Magistrates are authorized to grant upon a Certificate signed by the said Collector or Collectors of such Demand having been made, of such Notices having been given, and of such Person or Persons being in arrear to the Amount stated in such Certificate; and if such Assessment shall not be paid within Three Days next after such Seizure is made, together with the Cost and Charges thereby incurred, then the Collector or Collectors is and are hereby authorized to sell by public Roup, at such Time and Place as may be proper, such Parts of the said Goods and Effects as shall be sufficient to pay the said Assessment with the Costs and Charges attending such Seizure and Sale, returning the Surplus, if any, to the Owner or Owners, the Costs and Charges to be ascertained by the Magistrate who shall issue the Warrant.

Trustees appointed.

IX. And be it further enacted, That from and after the passing of this Act the whole Powers of assessing, levying, managing, and applying the said Conversion Money, and the whole Charge of upholding and maintaining the whole Streets, Roads, and other Passages, and Common Sewers in the said Barony, other than Turnpike Roads, shall be vested in the following Persons, who are hereby appointed Trustees for carrying this Act into Execution; *videlicet*, the Lord Provost of the City of *Glasgow*, the Two Senior Magistrates of the Barony of *Gorbals*, the Preceptor of *Hutchinson's Hospital*, and the Deacon Convener of the Trades House of that City, and Four Persons to be elected and appointed in Manner after mentioned from each of the Four Districts of *Hutcheson Town*, *Laurieston*, *Gorbals Proper*, and *Trades Town*, and Two from the District of *Kingston*; such Persons so elected and appointed always residing within the said Barony, and being always vested in their own Right or in that of their Wives in the absolute Fee of Houses, Lands, or other Real Property of not less yearly Rent than Fifty Pounds, and lying within the District for which they are or may be so elected and appointed.

X. And

Their Meetings, and Appointment of interim Trustees.

X. And be it further enacted, That the said Lord Provost, Magistrates, Deacon Convener, and Preceptor shall, within Fourteen Days after the passing of this Act, any Three being a Quorum, meet at such Time and Place within the said Barony as the said Lord Provost or presiding resident Magistrate of *Gorbals* shall appoint, and then and there elect a fit and proper Person to be their interim Clerk and Assessor, and then and there also elect and appoint Four interim Trustees qualified as aforesaid, *videlicet*, One from each of the Districts of *Hutcheson Town*, *Gorbals Proper*, *Lauriestón*, and *Tradeston*, for the Purposes after mentioned, but which interim Trustees shall also continue in Office as ordinary Trustees till displaced in Manner after mentioned; and the said Meeting shall cause public Intimation thereof to be given, by advertising the same in any Two of the *Glasgow* Newspapers Twice within Eight Days thereafter, that all Persons qualified as before and after mentioned, and desirous to be enrolled as such for the Purposes of this Act, do give in and lodge their Names and Designations, and the Ground and Evidences of their Claim, with the Clerk or Assessor before mentioned, on or before the Expiration of One Month after the Date of the first Notice, with Certification that if such Orders are not complied with, the Rights of the Parties neglecting cannot, at the Election for that Year, be exercised.

Adjourned Meeting.

Reord of Proceedings to be kept.

XI. And be it enacted, That the said Lord Provost, resident Magistrates, Deacon Convener, and Preceptor, and Four Trustees elected and appointed as aforesaid, shall convene within Ten Days after the Expiration of the said Month, at such Time and Place as may have been appointed at the aforesaid Meeting, any Four of their Number being a Quorum, for the Purpose of assessing the Rates of Conversion Money to be levied for the current Year, and of ascertaining and liquidating the Expences of this Act, and also for the Purpose of examining, ascertaining, and determining the Rights of the Parties applying for Enrolment as aforesaid; and a Record shall be kept of their whole Procedure therein, and of the Grounds of their determining the different Claims submitted to them; and having thus examined and determined the Claims of Parties applying for Enrolment, a List shall be made of the Names and Designations of all such Proprietors as are legally vested in their own Right or in that of their Wives in Lands, Houses, and other Heritages of the real Value and Estimation of Fifty Pounds yearly, whose Names as qualified to elect and be elected to the Office of Trustees shall be registered in a Book kept for the Purpose, which Record and Enrolment shall specify the Districts in which their Qualifications lie, and shall be patent to the Public and all Parties interested at all seasonable Times; and the said Trustees and interim Trustees may adjourn their Meetings from Time to Time until the Object above mentioned shall have been accomplished.

For ascertaining Rights of Parties seeking to be enrolled.

XII. And be it further enacted, That the Power of examining, and ascertaining, and determining the Rights of Parties applying for Enrolment, shall, after the Board of Trustees shall have been appointed in Manner after mentioned, remain with and be vested in and exercised by such Trustees, and shall be exercised by them

and such Committee of their Number as they may appoint, at all Times during the whole Currency of this Act.

When Qualification lies in different Districts.

XIII. Provided always, and be it enacted, That when the Property of any Proprietor necessary to entitle him to vote lies in different Districts, the Right of voting shall be exercised only in that District where the greatest Value of Property lies; and where any Proprietor possessed of Property affording him Qualifications to vote or to be voted for in more Districts than One, his Right to vote or be voted for all and each of such Qualifications in all and each of such Districts shall remain entire and undisturbed.

First Public Meeting.

XIV. And be it enacted, That the Lord Provost, as Baron Superior of the Barony, or One of the resident Magistrates acting in his Name and for his Behoof, shall be authorized, and they are hereby required to call a Public Meeting of the Proprietors of each particular District qualified and enrolled as aforesaid, within the Court Hall of *Gorbals* upon the First *Monday* of *September* in the Year One thousand eight hundred and twenty-five, at Twelve o'Clock Noon, or at such other Day or Days of the same Week, or such other Hour of such Day or Days as may be appointed, by sending a written or printed Notice of the Purpose, Place, and Time of such Meeting to the Dwelling House of each of the said Heritors if situated within the Barony, or transmitting it by Post to their several Directions, if known, in the Event of their Dwelling Houses being elsewhere situated, at least Four Days before such Meeting; and the Heritors then and there assembled shall proceed to elect Trustees each for the District for which they are severally qualified; *videlicet*, for the Districts of *Hutcheson Town*, *Gorbals Proper*, *Laurieston*, *Tradeston*, Three Heritors, and from the District of *Kingston* Two Heritors; such Heritors being other than those before appointed, and residing within the Barony, and being qualified as aforesaid; and the Election shall be determined by the Majority of Votes in point of Number of Persons present, without regard to the Value or Amount of Rental of the Voters.

Going out and Election of Trustees.

XV. And be it further enacted, That of the Four resident Trustees appointed and elected from each of the Districts as aforesaid, One shall at the Quarterly Meeting to be held in *July* as aforesaid be disqualified annually by Ballot till the whole Trustees first elected be displaced or re-elected, and afterwards by Rotation on the Day of Election, and their Places and all other vacant Places shall be filled up on the First *Monday* or other Day of the same Week of *September* yearly in the same Way, Method, and Order as is prescribed for the Election appointed to take place in the present Year as above mentioned; One of the Trustees for the District of *Kingston* being always disqualified, and a new Election taking place every Second Year conformably to the Rules and Regulations prescribed for the other Elections above mentioned.

Majority of Trustees may execute the Act.

XVI. And be it further enacted, That all Acts, Matters, and Things, hereby directed to be done and executed by the said Trustees, may be done and executed by the Majority of such Trustees present at their

their respective Meetings, the Number present not being less than Nine; and all Acts, Matters, and Things so done by such Majority, shall be as valid and effectual as if the same had been done by all the said Trustees; and at all such Meetings the said Trustees shall pay and defray their own Charges and Expences.

Quarterly Meetings to be held.

XVII. And be it further enacted, That Four Quarterly Meetings of the said Trustees shall be held each Year within the Court House or Police Hall of *Gorbals*, or at such other Place within the said Barony as shall be appointed by the said Trustees, on the First *Monday* of *July*, *October*, *January*, and *April*, at Twelve o'Clock Noon, or at such other Hour as may be appointed by the Schedule or Notice intimating such Meeting, for putting this Act and the Powers hereby committed to them in full Execution, beginning such Meetings on the First *Monday* of *October* first; and the Lord Provost of *Glasgow*, and in his Absence the senior Magistrate of the said Barony acting for the Time, shall cause the whole of the said Trustees to be summoned to attend such Quarterly Meetings, personally or at their Dwelling Houses, by written or printed Summons, at least Four Days previous to the Time of Meeting.

Penalty for refusing to accept the Office of Trustee.

XVIII. And be it further enacted, That in case any of the Trustees named and elected in Manner herein directed, shall refuse or neglect to accept the Office, every such Trustee shall forfeit the Sum of Two Pounds, to be applied to the Purposes of this Act; provided always, that such Forfeiture shall not be incurred by the Refusal or Neglect of any Person to accept, who has previously held Office as Trustee; and that any Person who has incurred such Forfeiture shall not be compelled to accept the Office of Trustee for Seven Years thereafter: Provided always, that in case the Electors in any of the Districts shall refuse or neglect to elect Trustees for such in Manner aforesaid, it shall be lawful to and in the Power of the Trustees, at their Quarterly Meeting in *October* next thereafter, who have accepted their Offices, to nominate and appoint Trustees qualified as aforesaid for the Districts in which no Election shall have been made; and the Person or Persons so nominated and appointed shall have the same Powers and shall remain the same Time in Office as if he or they had been chosen by the Electors within his or their respective Districts in Manner hereinbefore directed.

In case of Non-election by Districts.

Meetings may be adjourned.

XIX. And be it further enacted, That the said Trustees, or a Majority of them, present at any of the Quarterly Meetings, may adjourn to the same or any other Place within the said Barony which they may think necessary or proper for executing the Powers vested in them by this Act.

Special Meetings may be called.

XX. And be it further enacted, That the Lord Provost, and in his Absence the next senior Magistrate of the said Barony acting for the Time, shall, upon Requisition being made to him under the Hands of any Three of the said Trustees, appoint Meetings of the said Trustees to be held within Four Days after such Requisition, and cause all the Trustees to be summoned to attend the said Meetings in Manner aforesaid.

XXI. And

Appointment, and so failing, shall be individually responsible for the Default of the Persons by them so appointed.

Clerk and Treasurer not to be the same Person.

XXIX. And be it further enacted, That it shall not be lawful for the said Trustees to appoint any Person who may be appointed to act as their Clerk, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk, or of his Partner, the Treasurer for the Purposes of this Act; or to appoint any Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, to be the Clerk to the said Trustees for executing this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons, being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall act as Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered before the Judge Ordinary of the said County of *Lanark*, or the Court of Session, with Double Expence of Process.

Power to borrow.

XXX. And be it further enacted, That it shall be lawful for the said Trustees at any Special Meeting called for this Purpose, and on giving Fourteen Days previous Notice by Advertisement at least Twice in any Two of the *Glasgow* Newspapers, to borrow any Sum not exceeding Three Years Amount of the whole Conversion Money leviable within the Barony, for the Purposes of defraying and liquidating the Expences of this Act, and for no other Purpose or Purposes whatsoever, and to assign to the Lenders of such Money not more than One-half of the said Conversion Money; provided always, that One-half at least of the Annual Conversion Money be reserved for Disposal at the Annual Meetings.

Books to be kept.

XXXI. And be it further enacted, That the said Trustees shall and they are hereby required from Time to Time to cause to be entered in a Book or Books to be kept by their Treasurer, true and legal Accounts of Money received and expended by them in the Execution of this Act, and of the several Matters, Articles, and Things for which such Sums of Money shall have been disbursed, laid out, and paid in each District; which Book or Books shall at all seasonable Times be open to the Inspection of the said Trustees, or of any Heritor or Proprietor or Contributor on Assessment within the said Barony, without any Fee or Reward; and the said Trustees and Heritors shall and may take any Copies or Extracts from such Book or Books without paying any thing for the same; and in case such Treasurer shall refuse to permit, or shall not permit such Trustees or Proprietors or Contributors, or any of them, to inspect the same, or to take Copies or Extracts as aforesaid, such Treasurer shall

shall forfeit and pay any Sum of Money not exceeding Five Pounds, to be levied and recovered in a summary Manner before the Judge Ordinary of the said County of *Lanark*, at the Suit of any of the said Trustees, or Heritors, or Contributors, and to be paid to the said Trustees, and applied in the same Way and Manner as the said Rates of Conversion are hereinbefore directed to be applied.

Books to be balanced.

XXXII. And be it further enacted, That the said Book or Books shall be balanced yearly on the First Day of *February* (the first Balance to be struck on the First Day of *February* One thousand eight hundred and twenty-six), and an Abstract State of the Receipts and Disbursements for the Year preceding shall be annually printed and circulated among the Trustees themselves, the Members of the Board of Police, and the principal Heritors and Proprietors of the Barony.

Report to be made of Monies levied and expended.

XXXIII. And be it further enacted, That the same Clerk shall make up and transmit to the Clerk of the Lower Ward Meeting of the County of *Lanark*, Ten Days at least before the Annual Meeting of said Ward, an exact and regular Report of the Money recovered and expended on the Roads, the Work performed, the Offences committed, and other Contingencies for the preceding Year within the said Barony, which Report shall be signed by the said Clerk; and in case of his failing to make out and transmit such Report, he shall be liable in a Penalty, on the Prosecution of One Trustee, not exceeding Five Pounds Sterling, to be levied by Poinding under a Warrant of any One Justice of Peace for the said County; all which Fines so recovered shall be laid out for the Purposes of this Act.

Appeal from Assessment.

XXXIV. Provided always, and be it enacted, That whoever shall think himself, herself, or themselves aggrieved by the said Trustees in fixing and declaring the Rates of Assessment as before provided, it shall be lawful for them to appeal to the next Annual Ward Meeting, giving Fourteen Days Notice in Writing to the Clerk of the said Trustees of such Appeal and the Matter thereof; and the said Ward Meeting shall determine the same, from which there shall be no Appeal.

How to sue and be sued.

XXXV. And be it enacted, That the said Trustees may sue and be sued for any Matter or Thing to be done in the Execution of this Act, in the Name of their Clerk or Treasurer for the Time being; and no Action or Suit, wherein the said Trustees shall be concerned in the Name of their Clerk or Treasurer by virtue of this Act, shall abate by the Death or Removal of any such Clerk or Treasurer, but the Clerk or Treasurer to the said Trustees for the Time being shall be deemed to be the Party suing or defending in every Action.

General Appeal.

XXXVI. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any thing done in pursuance of this Act, for which no particular Relief has been already provided, it shall and may be lawful to and for such Person or Persons, within Six Months after the Matter complained of shall be done, but not afterwards, to appeal to the Sheriff Depute or Sheriff Substitute, or to the Justices of the Peace of the said County

County of *Lanark* assembled in their General Quarter Sessions, the Appellant giving the Defender or Defenders Fourteen Days Notice of such Appeal; and the said Sheriffs and Justices are hereby authorized and required to call the Parties before them, and to determine the Matter in Dispute, and their Judgments therein shall be final and conclusive, without being subject to Review by Appeal to the Circuit Court, or by Advocation, Suspension, Reduction, or otherwise howsoever.

Commencement of Act contingent on Events herein mentioned.

XXXVII. Provided always, and be it further enacted, That this Act shall be suspended and have no Force or Operation until the said Barony be disjoined from the said Parish of *Govan, quoad civilia et quoad sacra*, or in the Event of such Disjunction not being obtained until the Corporation of the City of *Glasgow*, Superiors of the said Barony, the Preceptor and Patrons of *Hutchinson's Hospital*, the Trades House and Incorporated Trades of the City of *Glasgow*, *James Lawrie*, and *David Laurie*, all Heritors in the said Barony, shall concur in an Application to the proper legal Authorities for effecting the Disjunction, *quoad civilia et sacra*, of the said Barony from the other Parts of the said Parish of *Govan*, nor shall it have Operation or Effect unless such Application shall be defeated by the Opposition or Non-concurrence of the Number of Heritors requisite by Law for obtaining the said Decree of Disjunction, but if so defeated, then this Act shall have full Force and Operation from and after the Dismissal of such Action; provided always, that notwithstanding of the Suspension of the Provisions of the present Act in any of the Events aforesaid, nothing herein contained shall be construed to affect the full Operation thereof in so far as regards the defraying of the Expences of obtaining the same.

Trustees not authorized to shut up public Streets.

XXXVIII. Provided always, and be it enacted, That nothing in this Act shall be construed to authorize the Trustees hereby appointed to shut up or obstruct the Streets, Roads, or Passages within the said Barony which the Public was by Law entitled to use previous to the passing of this Act, or to alter or infringe the Rights of any Party or Parties to any Action or Actions now depending relative to the alleged shutting up or obstructing any such Street, Road, or Passage.

Public Act.

XXXIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

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