ANNO TERTIO

VICTORIÆ REGINÆ.

***

Coachmen, Chairmen, Porters, and Carters plying in the said Town, and of Pilots, Watermen, and Jobbers employed in the said Harbours and on the River Clyde; *and for feuing out the Glebe of the said Town:* And whereas another Act was passed in the Forty-third Year of the
43 G. 3. c. 87. Reign of His said Majesty, intituled *An Act for the further Improvement of the Harbours of the Town of* Greenock, *and for other Purposes therein mentioned:* And whereas another Act was passed in the Fiftieth Year of the Reign of His said Majesty, intituled
50 G. 3. c. 167. *An Act for altering and enlarging the Powers of several Acts of His present Majesty, for the Improvement of the Town of* Greenock *and the Harbours thereof, for regulating the Police, and for other Purposes mentioned in the said Acts:* And whereas another Act was passed in the Fifty-seventh Year of the Reign of His said Majesty, intituled
57 G 3. c. 32. *An Act for the further Improvement of the Town and Harbours of* Greenock, *for establishing and supporting a Harbour Police, and for the better regulating the Poor of the Three Parishes of* Greenock: And whereas the Trustees appointed under the Authority of the said recited Acts for the Purpose of supplying the Inhabitants of *Greenock* with fresh and wholesome Water, and for paving, cleansing, lighting, and watching the Streets and other public Places within the said Town, have proceeded in executing the said Acts, and have expended the Assessments levied and collected in virtue thereof for the Purposes aforesaid, together with the several Sums borrowed on the Credit of the said Assessments: And whereas the Provisions of the said recited Acts, in so far as the same relate to the Purposes aforesaid, have been productive of most beneficial Consequences to the said Town of *Greenock* and the Inhabitants thereof: And whereas, since the passing of the said Acts, the said Town has been greatly extended and improved, and a large Number of additional Houses have been erected; and it is of great Importance, and will promote the general Security, Comfort, and Convenience of the Inhabitants of the said Town, that the said recited Acts, in so far as they relate to the aforesaid Purposes of paving, cleansing, lighting, and watching the Streets of the said Town, and of supplying the Inhabitants thereof with Water, be repealed, and the Powers and Provisions contained therein be amended, and consolidated into One Act; and that farther new and additional Powers be granted, and that the same be extended over the whole Lands, Properties, and Heritages situated within the Limits and Boundaries of the said Town, as the same are fixed by the Act passed in the Second and Third Years of the Reign of His late Majesty King *William* the Fourth, intituled
2 & 3 W. 4. c. 65. *An Act to amend the Representation of the People in* Scotland: But as these several Purposes cannot be effected without the Aid and Authority of Parliament, May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from
Repeal in part of the Six first-recited Acts. and after the passing of this Act the Provisions of the said recited Acts of the Thirteenth, Twenty-ninth, Forty-first, Forty-third, Fiftieth, and Fifty-seventh Years of the Reign of His said Majesty King *George* the Third, in so far only as the same relate to the supplying the Inhabitants of *Greenock* with fresh and wholesome Water,

Water, and paving, cleansing, lighting, and watching the Streets and other public Places within the said Town, and the Establishments and Works therewith connected, shall be and the same are hereby repealed.

Limits of the Town of Greenock under this Act.

II. And be it enacted, That all and every the Powers, Provisions, and Declarations of this Act shall apply to, extend, and be exercised over the whole Territory comprehended within the Boundaries of the said Town of *Greenock* as the same are fixed by the said Act passed in the Second and Third Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to amend the Representation of the People in* Scotland.

2 & 3 W. 4. c. 65.

The Whole Territory to be called by the Name of the Town of Greenock.

III. And be it enacted, That the said Territory within the said Boundaries, and all the Lands, Streets, Roads, Houses, Buildings, and Heritages therein included, shall be intended and understood by the Name of the Town of *Greenock* in this Act used, and shall in all Time hereafter be called and known by the said Name for the Purposes hereof.

Magistrates and Council Trustees ex officiis.

IV. And be it enacted, That the Provost, the Four Baillies, the Treasurer, and the whole Councillors of the Town Council of *Greenock* and their Successors in Office, together with Nine Feuars or Sub-Feuars of the said Town, to be named and afterwards to be chosen in manner herein-after mentioned, shall be and they are hereby appointed Trustees for effecting the Ends and Purposes of this Act, and carrying the same into execution.

The first Nine Trustees.

V. And be it enacted, That *Hector M'Phail*, *James Kerr*, *David Melville*, *John Paul*, *Matthew Orr*, *William Scott*, *David M'Leod*, *John M'Ilvain*, and *John M'Loskey*, all Feuars of the said Town of *Greenock*, shall be the First Nine Trustees under this Act on the Part of the Feuars and Sub-Feuars of the said Town, and shall continue as such until the Second *Tuesday* of the Month of *November* One thousand eight hundred and forty, when the Three Trustees who shall be then at the Top of the List, in the Order above mentioned, shall go out of Office, and Three other Feuars or Sub-Feuars of the said Town shall be chosen Trustees in the Room or Stead of the said Three Trustees so going out of Office as aforesaid, in manner herein-after mentioned; and on the Second *Tuesday* of *November* One thousand eight hundred and forty-one Three others of the said Trustees who shall be then next in Order to the said first Three shall in like Manner go out of Office, and Three other Feuars or Sub-Feuars of the said Town shall be chosen Trustees in the Room or Stead of the said Three Trustees then going out of Office, also in manner herein-after mentioned; and on the Second *Tuesday* of the Month of *November* One thousand eight hundred and forty-two the remaining Three Trustees hereby appointed shall in like Manner go out of Office, and Three other Feuars or Sub-Feuars of the said Town shall be chosen Trustees in the Room or Stead of the said Three Trustees then going out of Office, also in manner herein-after mentioned; and on the Second *Tuesday* in the Month of *November* in every Year thereafter Three of the Trustees so elected in the

Their Continuance in Office, &c.

Manner

Manner herein-after mentioned shall go out by Rotation, and Three other Feuars or Sub-Feuars of the said Town shall be chosen in their Room; the Three Trustees whose Names shall be first on the List on the Second *Tuesday* in *November* One thousand eight hundred and forty-three first going out of Office, and in like Manner Three others shall go out of Office successively in each Year thereafter, so that each of the said Trustees shall go out of Office on the Second *Tuesday* of the Month of *November* at the Expiration of Three Years after his Appointment: Provided that every Trustee so going out of Office shall be capable of being re-elected to the Office of Trustee at the Expiration of the Time appointed for his going out of Office as aforesaid.

Mode of electing new Trustees.

VI. And be it enacted, That for the Purpose of choosing the said Three Persons as Trustees in each Year as aforesaid the said Provost and Baillies shall, at least Ten Days before the Second *Tuesday* of *November* One thousand eight hundred and forty, and Ten Days at least before the Second *Tuesday* of *November* in every succeeding Year, call together and convene the Feuars and Sub-Feuars and Householders of the said Town of *Greenock*, qualified as herein-after mentioned, by public Advertisement in any One or more of the Newspapers published in *Greenock* at the Time, and in such other Manner as the said Provost and Baillies may consider expedient; and the said Feuars, Sub-Feuars, and Householders are hereby required to meet together within the Town Hall of *Greenock*, or within such other Place as may be appointed by the said Provost and Baillies, upon the said Second *Tuesday* of *November* One thousand eight hundred and forty, and upon the said Second *Tuesday* of *November* in every succeeding Year; and at every such Meeting the said Provost, or in his Absence the senior Baillie present, shall preside, and the Chair shall be taken by him within the Town Hall or other Place of Meeting as aforesaid at the Hour of Nine o'Clock before Noon; and it shall be in the Power of any One or more of the qualified Electors present to propose a List or Lists of Three Feuars or Sub-Feuars, qualified in manner herein-after mentioned, to act as Trustees on their Part as aforesaid; and if only One List shall be proposed, then and in that Event the said Provost or Baillie presiding shall, at the Expiration of One Hour from the Period of the Preses taking the Chair, declare the Individuals therein named to be duly elected Trustees as aforesaid; but if there shall be Two or more Lists proposed, then and in that event the said Provost or Baillie presiding shall ascertain the Determination of the Electors present by a Show of Hands, or by such other Manner as shall appear to him most expedient, and shall declare the Result of the Election and the Names of the Individuals elected, which Declaration shall be final and conclusive, unless a Poll shall be demanded in Writing by any Five Electors present, in which Case the said Provost or Baillie presiding shall intimate that a Poll has been demanded, and that the Polling shall commence immediately for the Persons named in the said Lists, and no others, and shall continue open until Four o'Clock in the Afternoon of the same Day, and no longer; and that the same shall be and proceed by means of separate written or printed Lists duly subscribed by

each Elector, and personally presented by him to the Clerk of the said Trustees; and the said Lists shall be forthwith examined and counted by the said Provost or Baillie presiding, with the Assistance of the Clerk or such other Person or Persons as the said Provost or Baillie presiding shall appoint; and the said Provost or Baillie so presiding shall declare and determine on whom the Election has fallen; and in the event of an Equality of Votes for any Two or more of the Persons voted for, the Election shall be decided by a casting Vote to be given by the said Provost or Baillie so presiding; and the several Persons having the Majority of Votes, and so chosen and elected, shall be Trustees as aforesaid: Provided always, that it shall be in the Power of the competing Candidates, or of their Agents, by a Writing under their Hands, to terminate the Poll at any Time they may think proper.

Qualifications of Trustees and of Electors.

VII. And be it enacted, That no Person shall be capable of being elected a Trustee under this Act as one of the aforesaid Nine Trustees, or be entitled to vote at the Election of the same, who shall have been relieved from the Assessment made on him for the Purposes of the before-recited Acts or of this Act for the Year immediately preceding, on the Ground of Inability to pay the same, or by whom any Arrear of any Assessment due under this Act shall, at the Time of the Election, have been owing for the Space of Three Calendar Months, and shall since it became due have been demanded; and a Certificate under the Hands of the Collector or Treasurer of the said Trustees that such Relief has been granted, or that Arrears are due for the said Period, and have been demanded and not paid, shall be deemed and taken to be sufficient and conclusive Evidence in each such Case respectively; and no Person shall be capable of being elected a Trustee as aforesaid who is not a Feuar or Sub-Feuar of the said Town of *Greenock*, and individually and for himself liable to pay an Assessment upon Premises occupied by him, and rated in the Tax Roll of the said Trustees as of the yearly Rental or yearly Value of Ten Pounds Sterling at least; and no Person shall be capable of voting at the Election of such Trustee unless he shall be individually and for himself liable to pay an Assessment upon Premises occupied by him, and rated in the Tax Roll of the said Trustees as of the yearly Value of Five Pounds Sterling at least; and no Person shall be capable of voting who shall be in arrear of any Assessment imposed upon him: Provided always, that none of the Trustees to be chosen and elected as aforesaid shall at the Time of Election be Members of the Town Council of *Greenock*.

Vacancies how to be supplied.

VIII. And be it enacted, That in case the Place or Places of any of the said Trustees named or elected as aforesaid shall become vacant by Death, Refusal to act, Disqualification, or Resignation, then and in every such Case it shall be lawful for the remaining Trustees, at some Meeting to be called and held for that special Purpose, and by Plurality of Voices of the Trustees present at such Meeting, to elect a sufficient Number of Persons duly qualified to supply such Vacancy or Vacancies; and in case of an Equality of Voices among the said Trustees at such Election, the Provost or senior Baillie presiding shall by his casting Vote decide upon whom the Election shall

have fallen; and the Person or Persons so to be elected as aforesaid shall take the Place or Places of the said Trustee or Trustees so dying, refusing to act, or becoming disqualified, or resigning as aforesaid, and shall have and enjoy the same Powers and Privileges, and for the same Period, as the Person or Persons in whose Stead he or they shall or may be elected; and if the Electors shall at any Annual Election refuse or neglect to elect the Whole or any Part of the Number of Trustees required by this Act to be elected, it shall be lawful for the Trustees who held Office immediately before the Time fixed for such Election, and they are hereby authorized and required, to supply such Deficiency, at a Meeting to be in such Event holden by them in the Town Hall of *Greenock* on the Day next after the Day fixed for the Annual Election, and by Plurality of Voices of the Trustees present to elect a sufficient Number of qualified Persons to supply such Vacancy or Vacancies; and in case of an Equality of Voices among the said Trustees at such Election, the same shall be decided by the casting Vote of the Provost or senior Baillie presiding at such Election; and the Persons so to be elected shall have and be entitled to exercise the like Powers and Privileges as if they had been elected on the Day of the Annual Election in manner herein-before provided.

Differences at Elections to be settled by the Provost or senior Baillie.

IX. And be it enacted, That in case any Dispute or Difference shall arise relative to the Qualifications either of the Electors or of the Persons elected, the same shall be determined by the said Provost or senior acting Baillie, whose Determination shall be final and binding on all Persons concerned, and shall not be subject to the Review of any Court by Advocation, Reduction, Suspension, or otherwise.

Penalty on unqualified Persons voting or acting.

X. And be it enacted, That in case any Person or Persons, not having the herein-before mentioned Qualification to vote in the Election of Trustees, shall nevertheless vote at the said Elections, or, being elected, shall accept of Office and act as Trustee, not having the before-mentioned Qualification to act as a Trustee, every Person so offending shall forfeit and pay a Sum not exceeding Ten Pounds Sterling for each Offence, which Forfeiture shall be recovered and applied in manner herein-after directed.

Trustees under this Act vested with all the Property of Trusts under former Acts;

XI. And be it enacted, That the Management and exclusive Control of the Streets, Lanes, and Thoroughfares of the said Town, and the whole Heritable and Moveable Property, of whatsoever Description the same may be, whether vested in the said Trustees under and by virtue of the Provisions of the said recited Acts or in any other manner of way, and remaining vested in them, shall be vested in the Trustees to be appointed under the Authority of this Act, and that without any Transference or Conveyance thereof being made in their Favour; and in like Manner that the whole Rates assessed, and all Arrears of the same, and all Debts, Obligations, and Sums of Money which have been acquired by or are owing to the Trustees under and by virtue of the Provisions of the said recited Acts, or which shall be acquired or be owing under and by virtue of this Act, together with all Right of suing for and recovering the same, and likewise the whole Funds and Monies

arising from all and singular the Assessments, Rents, Prices, or other Sources of Revenue whatsover, together with the Monies already borrowed, or which shall in virtue of this Act, as herein-after provided, be borrowed, shall be and the same are hereby vested in and made payable to the Trustees by this Act appointed.

and subjected to Debts, Contracts, and Obligations of said Trusts.

XII. Provided always, and be it enacted, That all Sums of Money borrowed, Debts contracted, and all lawful Contracts entered into under and by Authority of the Provisions of the said recited Acts or any of them, shall remain and be valid and binding, under this Act, by and upon the Trustees to be appointed under and by Authority of this Act, and shall remain and be chargeable upon and payable out of all and singular the Assessments, Rents, Prices, and other Revenues to be collected or received by virtue of this Act; and all Sums of Money to be borrowed, Debts to be contracted, and all lawful Contracts to be entered into, as also the Prices of all Heritable and Moveable Property, of whatever Description, to be acquired, together with all Salaries, Workmen's Wages and other Wages, and in general the whole Costs, Charges, and Expences of all and every Subject, Matter, and Thing authorized to be acquired, performed, or done under and by Authority of this Act, shall in like Manner be chargeable upon and payable out of the said Assessments, Rents, Prices, and other Revenues; and the said Trustees are hereby authorized and required to lay out, expend, and apply the said Assessments, Rents, Prices, and other Revenues to the Ends, Uses, and Purposes of this Act, and to no other Ends, Uses, or Purposes whatever.

Clerk to be appointed.

XIII. And be it enacted, That the said Trustees shall, at their First Meeting after the passing of this Act, appoint a Clerk, with such Salary as to them shall appear to be just and proper, for keeping the Books and Records of the Trustees and their Committees; which Books or Records, being signed by the Preses of each respective Meeting, or any Copy or Extract therefrom authenticated by the Signature of the Clerk, shall be received as Evidence in all Courts whatsoever in any Case or Matter concerning this Act, and shall be open to the Inspection of any Person interested therein, without Payment of any Fee or Reward; and the Clerk shall, when required, give certified Copies or Extracts therefrom to all Persons requiring the same, upon Payment of such reasonable Sum as shall be fixed by the said Trustees, not exceeding One Shilling for every Three hundred Words.

Collector and Treasurer to be appointed.

XIV. And be it enacted, That the Trustees shall in like Manner, at their First Meeting, elect and appoint a Collector and Treasurer, or Collectors and Treasurers, to act during their Pleasure, and to allow them such reasonable Fees or Salaries as to the said Trustees shall appear to be just and proper; and such Collector and Treasurer, or Collectors and Treasurers, before they shall be permitted to take upon them the Execution of their respective Offices, shall respectively grant Bond, with sufficient Sureties, to the said Trustees, for their Intromissions, and for the just and faithful Execution of their Offices, to such an Amount as the said Trustees shall think reasonable.

XV. And

Clerk and Treasurer not to be the same Person.

XV. And be it enacted, That it shall not be lawful for the said Trustees to appoint the Person or Persons who may be appointed their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or of his or their Partner or Partners, the Treasurer or Treasurers for the Purposes of this Act, or to appoint any Person or Persons who may be appointed Treasurer or Treasurers for the Purposes of this Act, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or of his or their Partner or Partners, the Clerk or Clerks to the said Trustees; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons, being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or of his or their Partner or Partners, shall accept the Office of Treasurer, or shall act as a Deputy of such Treasurer or Treasurers, or in any Manner officiate for such Treasurer or Treasurers, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or of his or their Partner or Partners, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer or Treasurers shall hold or accept any other Place or Office of Trust other than that of the Treasurer under the said Trustees, without their Consent, every such 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, with full Costs of Suit, by Action in the Court of Session, or in the Sheriff Court of *Renfrewshire*.

Books of Proceedings to be kept.

XVI. And be it enacted, That the said Trustees shall cause to be provided and kept a proper Minute Book or Minute Books, and cause fair and regular Entries to be made therein of all their Acts, Orders, and Proceedings relative to the Execution of this Act, and of the Names of all such Trustees as shall be present at their several Meetings; and all the Minutes and Entries in such Book or Books, being signed by the Preses of such Meeting, shall be deemed authentic Records, and the same or Extracts thereof shall be received, and allowed, as such, to be read as Evidence in all Causes, Suits, Actions, Prosecutions, and Proceedings touching or concerning any thing done in pursuance of this Act; and such Book or Books shall at all reasonable Times be open and liable to the Inspection of the said Trustees, and of all Persons rated or assessed for the Purposes of this Act, and of the Creditors on the Assessments hereby granted and made payable; and any of the said Trustees, Rate-payers, and Creditors shall and may have and take Copies or Extracts therefrom, paying for every such Copy or Extract such reasonable Sum as shall be fixed by the said Trustees, not exceeding One Shilling for every Three hundred Words.

XVII. And

Books to be kept, and balanced on First Monday of September yearly.

XVII. And be it enacted, That the Person or Persons employed or at any Time to be employed by the said Trustees as their Collector or Collectors, Treasurer or Treasurers, shall successively and in all Time coming keep a distinct Set of Books, in which shall be regularly entered, under such distinct Heads or Branches as the said Trustees shall see proper to direct, all and every the Receipts, Disbursements, Transactions, and Intromissions whatsoever of the said Trustees, and of all and every other Person or Persons receiving, disbursing, transacting, or intromitting by and under their Authority; and that such Books shall also show the Amount of Arrears outstanding of the Assessment of each Year herein-after authorized to be levied; and the said Set of Books shall be balanced on the First *Monday* of *September* in every Year.

Books shall be examined and docqueted by any Three of the Trustees.

XVIII. And be it enacted, That the said Trustees shall appoint annually any Three of their Number, Two Months at least before the said First *Monday* of *September* in every Year, to compare and examine the said Set of Books and the several Accounts therein, and to correct and rectify any Error or Errors that may be discovered; and when found free from Error, or so corrected and rectified, the said Three Trustees so appointed shall docquet and subscribe the said Set of Books accordingly, and the same shall afterwards be examined and certified by the Commissioners to be appointed for that Purpose in manner herein-after mentioned.

Election of Commissioners under the Act.

XIX. And be it enacted, That it shall and may be lawful to and for the said Provost and Baillies and they are hereby required to call a Meeting of the Feuars, Sub-Feuars, and Householders of the Town of *Greenock*, by Intimation to be given by the Town Clerk by Advertisements in any One of the Newspapers published in *Greenock* at the Time, Ten Days at least previous to the Second *Wednesday* of the Month of *November* One thousand eight hundred and forty, and also Ten Days previous to the said Second *Wednesday* of the Month of *November* in each Year thereafter; and the said Feuars, Sub-Feuars, and Householders so called are hereby required to meet at and within the Town House of *Greenock* at Ten of the Clock in the Forenoon of the said Second *Wednesday* of *November* next, and so on the Second *Wednesday* of *November* in every Year thereafter, and then and there, by the Majority of the Electors present at such Meeting, the Provost, or in his Absence one of the Baillies, always presiding, and in case of an Equality having the casting Vote, to elect and make choice of Nine of the Feuars, Sub-Feuars, or Householders to be Commissioners on the Funds for paving, lighting, cleansing, and watching the said Town of *Greenock*, and supplying the same with Water; and the Persons so elected by the Majority present at such Meeting shall be and continue Commissioners for One Year following their Election: Provided always, that no Person who shall at the Time of the Election be a Member of the Town Council, or a Trustee under this Act, or who is not a Proprietor or Occupier of Premises in *Greenock* of the yearly Rent or yearly Value of Ten Pounds Sterling at least, shall be capable of being elected a Commissioner; and no Person shall be capable of voting for the said Commissioners who does not individually and for himself pay an Assessment

upon Premises occupied by him, and rented in the Tax Roll of the said Trustees of the yearly Value of at least Five Pounds Sterling, and who shall be in arrear for such Assessment.

Meetings and Duties of Commissioners.

XX. And be it further enacted, That the First Meeting of the said Commissioners shall be held in the Town House of *Greenock* on the First *Tuesday* of *December* in the Year One thousand eight hundred and forty, at Ten o'Clock in the Forenoon, and annually thereafter the said Commissioners shall meet on the First *Tuesday* of *December* at Ten o'Clock of the Forenoon; and at every such Meeting the said Provost shall cause to be laid before the said Commissioners a true and fair Account, as made up to the then last Balance of the Books, showing all the Monies which shall have been collected and levied for the Year preceding from the Rates and Duties by this Act imposed or borrowed on the Credit thereof, and also of all the Monies which shall have been paid out of the same for the Purposes directed by this Act; and the said Accounts shall be examined and checked or allowed and certified by the Commissioners present at any General Meeting, or the Majority of Commissioners present at such Meeting; and at every Meeting of the said Commissioners Three shall be a Quorum; and the said Commissioners shall have Power to adjourn from Time to Time.

Copies of the Accounts to be sent to the Town Clerk, and by him engrossed, and made patent to the Public.

XXI. And be it enacted, That the Person or Persons employed or to be employed by the said Trustees as their Treasurer or Treasurers as aforesaid shall annually, and within Fourteen Days after such Accounts shall have been examined by the said Commissioners, send a Copy of each of the said Accounts taken from the said Set of Books, together with a separate State of the several Balances thereof for the Year ending on the said First *Monday* of *September* preceding as aforesaid, to the Town Clerk of *Greenock*, to be by him engrossed or entered in a Book or Books to be kept for that Purpose; and the said Town Clerk of *Greenock* shall give Inspection *gratis* of such Book or Books to all Persons having Interest, and demanding the same, at reasonable Times, and shall furnish Extracts or Copies of the said Accounts and Balances to all Persons requiring the same, upon Payment of such Fee for each Extract or Copy as shall be fixed by the said Trustees, not exceeding One Shilling for every Three hundred Words.

Officers under former Acts to account.

XXII. And be it enacted, That all Persons who have been employed to collect or receive, or who shall have collected or received, any Assessments, Rates, Duties, or other Monies by virtue or in pursuance of the Provisions of the said recited Acts, having relation to the Purposes foresaid, or who shall have in their Custody or Possession any Books, Accounts, Papers, Writings, or Things relating to the said Purposes, shall account for the same to the Trustees for executing this Act, and shall deliver up to the said Trustees all such Books, Accounts, Papers, Writings, or Things relating to the same, when required, and make Payment to the said Trustees of whatever Balance of such Assessments, Rates, Duties, or other Monies collected or received by them which may be in their Hands or owing by them; and all Books, Accounts, Papers, and Writings kept under or by

virtue

virtue of the said recited Acts, in relation to the Purposes aforesaid, shall have such and the same Force and Effect, and be received in Evidence in such and the same Manner, as if the said Provisions in the said recited Acts had not been repealed.

Officers under former Acts to continue.

XXIII. And be it enacted, That each and every Clerk, Receiver, or Collector, and other Officer, who shall have been appointed under and been employed in the Execution of the said recited Acts, in so far as the same relate to the Purposes aforesaid, except the Treasurer, shall respectively continue to hold and exercise their respective Offices and Employments until they shall respectively be displaced or removed, or shall resign or be incapable of executing their Offices, and shall have the like Powers and Authorities for carrying this Act into execution, and shall be subject to the like Rules and Regulations in all respects, as if they had been severally appointed under and by Authority of this Act.

Meetings of Trustees, how to be called.

XXIV. And be it enacted, That all Meetings of the said Trustees held for the Purposes of this Act shall be called, constituted, and conducted in the same Manner as the Meetings of the said Provost, Baillies, Treasurer, and Town Council are called, constituted, and conducted, and that at all Meetings Eleven of the said Trustees shall be a Quorum; and the Business which shall from Time to Time be before and under consideration of the said Trustees at such Meetings shall be disposed of and determined by a Majority of the Voices of such as are present; and the Provost of *Greenock*, or in his Absence the senior or acting First Baillie present, shall be *ex officio* Preses, and in Absence of the Provost and Baillies the Trustees present shall elect their Preses for the Time being, the Preses in all Cases of an Equality of Votes having a casting Vote besides his deliberative Vote.

Quorum.

Power to appoint Committees.

XXV. And be it enacted, That the said Trustees shall have Power and they are hereby authorized and empowered to appoint Committees of their Number, either with Directions to report to the Trustees or for carrying the various Purposes of this Act into execution, and to delegate to such Committees the Powers competent to the said Trustees under this Act, in whole or in part, with regard to the Subject which may be remitted, to name the Convener, and to fix what Number of Members of such Committees shall form a Quorum; and the Convener shall preside at all Meetings of such Committees, and shall be entitled to a casting Vote in case of Equality, as well as to a deliberative Vote, and shall have Power to convene the Members by Notices in the Way he shall think most convenient.

Special Meetings of Trustees may be convened on Requisition by Three or more of the Trustees.

XXVI. And be it enacted, That the Provost of *Greenock*, or in his Absence the senior or acting First Baillie, on Requisition in Writing being made to him by any Three or more of the Trustees, stating the Object of the intended Meeting, may, and he is hereby authorized and required, within Forty-eight Hours after such Requisition shall have been so made, to call or cause the Clerk to call such Special Meeting as he shall have been so required to call, to be held not sooner than Four nor later than Six Days after the Receipt of such Requisition; and each and all of the Trustees shall be summoned to attend

attend by written or printed Circular Letters duly addressed to them, stating the Purpose for which the Meeting is to be held; and such Circular Letters shall, by a Messenger authorized by the Clerk, be left at the Dwelling House of the said Trustees, or delivered to them personally Two Days before the Day of Meeting; and a Certificate under the Hand of the said Clerk that such Notice has been given in manner aforesaid shall be sufficient Evidence that due Intimation of such Meeting has been given.

Trustees may adjourn Meetings.

XXVII. And it be enacted, That the said Trustees shall have Power and they are hereby authorized to adjourn their Meetings from Time to Time as they may think proper; and in case a less Number than a Quorum shall attend any Meeting, such Number, though not entitled to act to any farther or other Effect, shall have the Power of Adjournment to such other Day as they may judge fit.

General Powers and Duties of Trustees.

XXVIII. And be it enacted, That it shall be the Duty of the said Trustees and they are hereby authorized and empowered, either by themselves or by Committees or by Sub-Committees of their Number duly authorized by them, to carry into execution the whole Provisions of this Act; and in particular they are hereby authorized and empowered to fix, assess, raise, levy, and apply, or cause to be fixed, assessed, raised, levied, and applied, the Sums of Money herein-after authorized to be assessed and raised for the Purposes of this Act; to purchase, sell, lease, or exchange Heritable Property for Police Offices and Fire-engine Houses, or for any other Purpose; to appoint and employ Clerks, Collectors, Treasurers, Bankers, Surveyors, Superintendent of Police, Surgeon of Police, Billet Masters, Law Agents, Inspectors of Paving, Cleansing, and Lighting, and Assistants, and generally to appoint all other Persons and Officers whom it may be necessary to employ in the Execution of this Act whose Appointment is not herein otherwise provided for, and to remove or suspend them at pleasure; to fix, increase, or diminish the Number of Police and other Officers, Watchmen, Inspectors, Assistants, and all other inferior Officers to be employed in the Execution of this Act; to fix, increase, or diminish and regulate, in accordance with the Provisions of this Act, the Wages to be paid to them, and to all other Officers to be employed in the Execution of this Act, whether the said Trustees are by this Act vested with the Appointment of such Officers or not: Provided always, that no Officer appointed by the said Trustees, or authorized by this Act to be appointed by any other Person for carrying its Provisions into effect, shall be directly or indirectly engaged in any Business or Profession which may, in the Judgment of the said Trustees, in any respect interfere with or interrupt a proper Attention to the Duties of his Office.

Trustees to fix the Number of Officers to be employed, and to regulate their Wages.

Provost and Baillies empowered to appoint and dismiss Police Officers, and to

XXIX. And be it enacted, That it shall and may be lawful to the said Provost and Baillies of *Greenock* and they are hereby authorized and empowered to nominate and appoint such Number of Police Officers, Watchmen, Assistants, and other inferior Officers as may be fixed by the said Trustees to be necessary for the Purpose of carrying this Act into execution; and the said Provost and Baillies, or any Two of

of them, are also hereby authorized and empowered to suspend, remove, or dismiss the Police Officers, Watchmen, Assistants, and other inferior Officers at their Pleasure, and also to suspend the said Superintendent of Police and the Surgeon of Police so often as they shall see proper; and such Superintendent and Surgeon so suspended shall not be reinstated without the Consent and Approbation of the said Provost and Baillies, or any Two of them.

suspend Superintendent and Surgeon.

XXX. And be it enacted, That the said Trustees shall and may sue and be sued in the Name of their Clerk; and no Action or Suit which may be so brought, commenced, or prosecuted by virtue or on account of this Act shall abate or be discontinued by the Death, Suspension, or Removal of such Clerk, but that the Clerk to the said Trustees for the Time being shall be deemed to be the Pursuer or Defender, as the Case may be, in every such Action; and the Clerk in whose Name any Action or Suit shall be commenced, prosecuted, or defended in pursuance of this Act shall be reimbursed, out of the Money to be raised by virtue of this Act, of all such Damages, Charges, and Expences as he shall be put to or become chargeable with by reason of his being so made Pursuer or Defender therein.

How the Trustees may sue and be sued.

XXXI. And be it enacted, That it shall and may be lawful for the said Trustees and they are hereby authorized and empowered, when they shall see fit, to contract with the Proprietors of Buildings, properly adapted, or which may be capable of being adapted for the Purpose of erecting additional Police Offices and Fire Engine Houses, or with other Persons qualified to enter into such Contracts for the Purchase of such Buildings, or for the obtaining of the same on Lease for such Term of Years as may be agreed on; and in case no such Buildings can be found at a suitable Price or Rent, then the said Trustees may and they are hereby authorized and empowered to purchase or feu such Sites within the Bounds over which this Act extends as may appear to them suitable and convenient upon which Buildings for the Purposes aforesaid may be erected, and from Time to Time to contract and agree with such Person or Persons as they shall judge proper for undertaking, doing, and completing all and singular the Buildings and other Erections which may be necessary for accomplishing the Purposes above mentioned.

Additional Police Offices and Fire Engine Houses may be erected.

XXXII. And whereas it would tend materially to the Improvement of the Town of *Greenock* were the Street or Close called *Taylor's Close* widened and improved; be it therefore enacted, That it shall and may be lawful to and for the said Trustees and they are hereby authorized and empowered to contract and agree with the Owners and Occupiers of the Houses, Grounds, and Areas situated on the East Side of the Street or Close called *Taylor's Close*, and on the South Side of *Dalrymple Street*, for the Purchase of such Houses, Grounds, and Areas as may be necessary for widening the said Street or Close to such Width as the said Trustees shall think fit; and the said Trustees shall pay, from the Funds authorized to be levied under this Act, such Price or Consideration as shall be agreed on between them and the Owners and Occupiers of such Houses, Grounds, and

Power to contract for widening the Street called Taylor's Close.

and Areas, for the absolute Purchase thereof, and from Time to Time to contract and agree with such Person or Persons as they shall judge proper for undertaking, doing, and completing whatever may be necessary for accomplishing the Purposes above mentioned.

Power to Trustees to contract with Owners and Occupiers of Springs, and to convey the Water thereof through the intervening Lands to Greenock.

XXXIII. And be it enacted, That it shall and may be lawful to and for the said Trustees, and they are hereby authorized and empowered, in addition to the Springs and Fountains already acquired by and vested in them, at any Time, and as often as they shall judge necessary, to contract and agree with the Proprietors and Occupiers of any other Springs, Streams, Rivulets, or Fountains, Lands, Grounds, or other Heritages, situated within Six Statute Miles of the said Town of *Greenock*, for the Right of collecting, receiving, and conveying any additional Springs, Streams, Rivulets, and Fountains for the supplying the Inhabitants of the said Town with Water, and of laying down Pipes and other Conductors for conveying the said Water, and of building Cisterns and Reservoirs for collecting and receiving the same; and that the said Trustees shall pay such Price or Consideration for the said additional Springs, Streams, Rivulets, and Fountains, Lands, Grounds, or other Heritages, as shall be agreed on between them and the Proprietors and Occupiers thereof (either by absolute Purchase or by Payment of a certain annual Sum for the Use of the same); and the said Trustees are hereby authorized and empowered, with the Consent of the Owners or Occupiers of any Lands or Grounds lying between such Springs, Streams, Rivulets, and Fountains as aforesaid, and the Town of *Greenock*, to convey such Water into the said Town of *Greenock* by Pipes or other Conductors to be laid in and through such Lands or Grounds, and from Time to Time contract and agree with such Person or Persons as they shall judge proper for undertaking, doing, and completing all and singular the Works of whatever Nature which may be necessary for accomplishing the Purposes above mentioned.

Power to construct Wells and lay Pipes.

XXXIV. And be it enacted, That it shall and may be lawful to and for the said Trustees, in addition to the Wells, Pipes, and other Conductors of Water already placed and laid, to dig, lay, and construct such and so many Wells, Pipes, and other Conductors as the said Trustees shall from Time to Time deem expedient upon any Ground, or in the Exercise of any Right belonging to or to be acquired by them under this Act, and to repair and renew the same so often as they shall consider necessary.

Power to construct Reservoirs and Cisterns.

XXXV. And be it enacted, That it shall and may be lawful to and for the said Trustees, in addition to the Reservoirs and Cisterns already built and constructed, to form, build, and construct as many additional Reservoirs and Cisterns as to them may be considered necessary, the said Trustees always previously agreeing and settling with the Owners and Proprietors of the Lands and Grounds upon which the same shall be formed, built, and constructed as aforesaid.

Incapacitated Per-

XXXVI. And be it enacted, That after any Lands, Grounds, or Heritages shall have been contracted and agreed to be acquired by the said

said Trustees for the Purposes of this Act, it shall and may be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Heirs of Entail, Liferenters, Husbands, Tutors and Curators, or other Guardians, Trustees for charitable and other Purposes, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of those for whom they are Guardians or Trustees, whether Infants, Minors, Issue unborn, Lunatics, Idiots, Married Women, or other Person or Persons, and to and for all Married Women who are or shall be seised, possessed of, or interested in their own Right, or entitled to Terce or other Interest therein, and to and for all and every other Person or Persons whomsoever who is or are or shall be seised, possessed of, or interested in any such Lands, Grounds, or other Heritages which shall be so contracted and agreed to be acquired for the Purposes aforesaid, and they are hereby empowered, to sell and convey the same and every Part thereof to and in favour of the said Trustees, on Payment of such Price, Damages, or other Consideration as may have been contracted and agreed upon between them and the said Trustees.

Persons and others may convey.

XXXVII. And be it enacted, That all and every Body or Bodies Politic, Corporate, or Collegiate, Trustees, and other Person or Persons herein-before capacitated to sell or convey Lands, Houses, or other Heritages, and any other Owner or Owners, and the Occupier or Occupiers of any Lands, Houses, or other Heritages through, in, or upon which the said Improvements and Alterations of the said Street or Close called *Taylor's Close*, and other Works and Improvements to be made and constructed in virtue of this Act, shall be made, may accept and receive Satisfaction for the Value of such Lands, Houses, and other Heritages, and for the Damages to be sustained by making and completing the said Improvements, Alterations, and Erections, in gross Sums or in Feu Duties.

Satisfaction to be made to Owners.

XXXVIII. And be it enacted, That if any Monies shall be agreed to be paid for any Lands, Houses, or other Heritages purchased, taken, or used for the Purposes of this Act, which shall belong to any Corporation, Charitable Institution, Married Woman, Infant, Lunatic, or Person or Persons under any other Disability or Incapacity, or as a Compensation for Damages caused thereby, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid, under the Direction and by Authority of the Court of Session, into the Bank of *Scotland*, or Royal Bank of *Scotland*, or the Bank of the *British* Linen Company in *Scotland*, or the Commercial Bank of *Scotland*, or the National Bank of *Scotland*, and without Fee or Reward; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the Court of Session, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Houses, or other Heritages, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the said Lands, Houses, or other Heritages, or affecting

Application of Compensation when amunting to 200*l.*

affecting other Lands, Houses, or other Heritages standing settled therewith to the same or to the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Houses, or other Heritages, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Houses, or other Heritages which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime and until such Purchase shall be made the Interest or annual Produce of such Money shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Houses, and other Heritages so hereby directed to be purchased in case such Purchase or Settlement were made.

Application when less than 200*l.* and not less than 20*l.*

XXXIX. And be it enacted, That if any Money so agreed to be paid for any Lands, Houses, or other Heritages purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, Charitable Institution, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall (at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Houses, or other Heritages so purchased, taken, or used, or of his, her, or their Guardian or Guardians, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands,) be paid into one of the said Banks, and shall be ordered to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by the said Trustees, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties,) in order that such Principal Money, and the Interest arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court.

Application when less than 20*l.*

XL. And be it enacted, That where such Money so agreed to be paid as last before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person who would for the Time being have been entitled to the Rents and Profits of the Lands, Houses, or other Heritages so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Trustees shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Where Questions arise touch-

XLI. And be it enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into any such

Bank as aforesaid, in pursuance of this Act, for the Purchase of any Lands, Houses, or other Heritages, or of any Estate, Right, or Interest in any Lands, Houses, or other Heritages to be purchased in pursuance thereof, or to any Interest of such Money, the Person or Persons who shall have been in Possession of the Lands, Houses, or other Heritages at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Houses, or other Heritages according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Session; and the Interest of such Money, and also the Principal Sums, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful one, and that some other Person or Persons was or were lawfully entitled to such Lands, Houses, or other Heritages, or to some Estate or Interest therein.

ing the Title to any Money.

XLII. And be it enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Houses, or other Heritages to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into any of the said Banks, and to be applied in the Purchase of other Lands, Houses, or other Heritages, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court of Session to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, and also the Costs, Charges, and Expences of the Reinvestment of the Purchase or Compensation Money in other Lands, and likewise the Costs, Charges, and Expences (occasioned only by the Exercise of the Powers conferred by the said recited Acts or any of them, or by this Act, and not by Litigation between Claimants or otherwise,) of any Proceedings had as herein-before authorized for the Investment of such Purchase or Compensation Money, together with the necessary Costs and Charges of obtaining the proper Orders for such Purposes, to be paid by the said Trustees, who shall from Time to Time pay such Sum or Sums of Money for such Purposes as the said Court shall direct.

Court may order Payment of Expences in certain Cases.

XLIII. And be it enacted, That when and as often as any Sum or Sums of Money shall be agreed or ordered to be paid, in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for Materials or Costs, or for any Damage, Spoil, or Injury, of any Nature and Kind whatsoever, done or committed by the said Trustees, or any Person or Persons acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Trustees to the Party or Parties entitled to receive the same within Ten Days after the same shall have become due, and Demand in Writing shall have been made to the said Trustees or their Treasurer, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Seizure and Sale of the Funds, Property, and Effects vested in the said Trustees by virtue of this Act, under a Warrant to be issued for

Costs may be recovered from the Treasurer.

that Purpose by the Sheriff of *Renfrewshire* or Sheriff Substitute, under his Hand, on Application made to him for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in dispute, and also the Costs and Expences of such Seizure and Sale, then and in such Case such Overplus shall be returned, on Demand, to the said Trustees, or to their Treasurer for the Time being: Provided always, that it shall and may be lawful for such Treasurer to retain, out of the Monies which he shall have received or shall receive in pursuance of this Act, all such Damages, Costs, Charges, and Expences as he shall have sustained or be put to by virtue of any such Warrant as aforesaid.

Rights of Heritable Property how to be taken.

XLIV. And be it enacted, That the Rights of all Heritable Property to be acquired in the Execution of this Act shall be conceived and taken in favour of the Clerk to the Trustees for the Time, and his Successors in Office, and such Rights shall be sufficient for vesting the said Subjects in the said Trustees and their Successors in Office; and all Contracts, Agreements, Sales, and Conveyances, or other Deeds or Writings constituting such Right, may be made by Deed duly stamped according to the Form in the Schedule (A.) to this Act annexed; and such Deeds, being registered in the general Register of Sasines, Reversions, and other Writs kept at *Edinburgh*, or in the particular Register of Sasines, Reversions, and other Writs for the County of *Renfrew* kept at *Glasgow*, and which the respective Keepers of the said Registers are hereby authorized and required to register, shall receive the same Effect, and be as valid and effectual, to all Intents and Purposes, as if a formal Disposition thereof had been executed, followed by Sasine, and recorded according to the Law of *Scotland*; any Law, Statute, or Practice to the contrary notwithstanding.

An additional Sum of Money may be borrowed.

XLV. And whereas it is requisite and necessary, for carrying into effect the additional Works and Operations authorized by this present Act, to borrow a farther Sum of Money; be it therefore enacted, That from and after the passing of this Act, and in addition to the Sum of Thirty thousand Pounds authorized to be borrowed under the Authority of the said Provisions of the said recited Acts, the said Trustees may, for the Purposes of this present Act, borrow and take up at Interest, from Time to Time, on the Credit and Security of the Assessments foresaid, any farther Sum or Sums of Money not exceeding Twenty thousand Pounds, and to assign and make over the Rates and Assessments granted and authorized to be levied by this Act, or such Parts and Portions thereof as they may think proper, in Security for the Repayment of the said Sums of Money, with Interest, to the Person or Persons lending Money as aforesaid, by Bond and Assignment under the Hands of the said Trustees or any Five or more of them, in Form or to the Effect as specified in the Schedule (B.) annexed to this Act; and all Persons to whom such Bonds and Assignments shall be granted shall be equally entitled,

titled, one with the other, to their Proportion of the said Rates and Assessments, according to their respective Sums in such Bonds and Assignments mentioned, without any Preference by reason of Priority of any such Bonds and Assignments, or on any other Account; and a Copy of every such Bond and Assignment shall, within Twenty-one Days from the Date thereof, be entered in a Book to be kept by the Treasurer appointed by the said Trustees, which Book shall and may be perused at all seasonable Times by any of the said Trustees or Creditors, and any other Persons interested therein, without Fee or Reward; and the Person or Persons to whom any such Bond and Assignment shall be granted as aforesaid, or who shall be entitled to the Money due thereupon, shall and may from Time to Time transfer his, her, or their Right or Interest therein to any Person or Persons, by a Deed duly stamped, under his, her, or their Hands, in the Form or to the Effect as specified in the Schedule (C.) annexed to this Act; and such Transfer may be indorsed upon the principal Bond or Assignment, or on a Paper apart; and the Person to whom such Transfer shall be made may in the same Manner make another such Transfer thereof, and so often as such Bond and Assignment is meant to be transferred; and every such Transfer shall, within Twenty-one Days after the Date thereof, be exhibited or produced to the Treasurer appointed by the said Trustees, who shall enter the same, in like Manner as the original Bond and Assignment, in the Book to be kept by him for that Purpose; and every such Entry made of such Transfer shall from thenceforth entitle such Assignee or Assignees, his, her, or their Executors, Administrators, and Assigns, to the full Benefit of the original Bond and Assignment, and it shall not from thenceforth be in the Power of any Person or Persons who shall have made any such Transfer to make void, release, or discharge the same, or any Money thereby due, or any Part thereof: Provided always, that no Person or Persons who may hold or be in the Right of any Bond and Assignment granted by the said Trustees for Money borrowed by them as aforesaid shall be entitled to call up or demand Repayment thereof, without giving Intimation of his, her, or their Intention, by Letter addressed to the said Trustees, at least Six Months previous to the Date at which Repayment is required: Provided always, that it shall be in the Power of the said Trustees, as often as any Part of the Debt contracted as aforesaid shall be repaid to the Creditor or Creditors having Right thereto, to borrow, over and besides the said Sum of Twenty thousand Pounds, such Sum or Sums as may be necessary to replace the said Sum or Sums so repaid, but so that the total Sum borrowed shall at no one Time exceed the Amount of the Debt already contracted as aforesaid, and the said Sum of Twenty thousand Pounds in addition; which Monies so to be borrowed shall be applied to the Purposes aforesaid, and to no other Purpose whatsoever.

Monies to be borrowed solely on the Credit of the Rates and Assessments.

XLVI. And be it enacted, That all and every Sum or Sums of Money borrowed by the said Trustees by and under Authority of this Act shall be borrowed solely and exclusively on the Credit of the Rates and Assessments by this Act authorized, and shall not give or be construed to give the Lenders or Creditors any Claim or Right whatever, primary or subsidiary, to Payment out of the Funds and

Estate

Estate of the Corporation of the said Town of *Greenock*: Provided also, that no Trustee, Clerk, Collector, or Treasurer shall be held or adjudged to have rendered himself personally liable for the Repayment of any Money so borrowed by reason of his having signed any Authority to borrow any such Money, or by reason of his having signed any Bond, Assignment, or other Document or Security for the same.

Trustees annually to fix Rate of Assessment.

XLVII. And be it enacted, That the said Trustees shall meet within the Town Hall or other usual Place of Meeting on the Second *Wednesday* of *June* One thousand eight hundred and forty, or as soon thereafter as conveniently may be, and annually in all subsequent Years on the Second *Wednesday* of *June*, or as soon thereafter as conveniently may be, and then and there fix the Rate of Assessment to be levied for the then current Year; the First Year's Assessment being for the Year from *Whitsunday* One thousand eight hundred and forty to *Whitsunday* One thousand eight hundred and forty-one, and exigible and payable at *Lammas* One thousand eight hundred and forty for the said then current Year, and so on at the Term of *Lammas* in each and every Year thereafter: Provided always, that the Rate of the said Assessment so to be fixed shall not in any One Year exceed the maximum Rate of Assessment authorized to be levied by this Act; provided also, that Notice of the Time and Place of Meeting be given to the said Trustees by their Clerk Two Days at least previous to the Day of Meeting.

Maximum Rate of Assessment.

XLVIII. And for the Purpose of raising the Sums by this Act so fixed as aforesaid, be it enacted, That it shall and may be lawful to and for the said Trustees, on or before the Third *Wednesday* of *June* One thousand eight hundred and forty, and on the Third *Wednesday* of *June* annually thereafter, or at a Meeting or Meetings to be held for the special Purpose as soon thereafter as may be, to assess, and they are hereby authorized and required to assess, all Tenants and others, Occupiers or Possessors of Dwelling Houses, Warehouses, Vaults, Shops, Cellars, Stables, Breweries, Manufactories, Yards, Mills, and other Erections, Tenements, Properties, or Possessions, and any Premises, of whatever Description or Denomination the same be, within the aforesaid Bounds (excepting as after mentioned), in a Sum not exceeding Two Shillings upon the Pound of the Amount of yearly Rent or yearly Value of the said Premises, as the same may be ascertained in manner directed by this Act.

Abatement where no public Well within 200 Yards of the Property assessed.

Abatement where Lamps not within 100 Yards of Possession.

XLIX. And be it enacted, That when it shall so happen that there is not a public Well open for Use within Two hundred Yards of the Property or Possession subject to the said Assessment, the Occupier of such Property or Possession shall be entitled to an Abatement from the said Assessment of Four-pence in the Pound as long as there shall not be a public Well open for Use within Two hundred Yards of the Property or Possession assessed as aforesaid: Provided also, that where any Property or Possession subject to the said Assessment shall be situated in a Street or intended Street in which a continuous Line of Lamps extending from the Centre of the Town does not reach to within One hundred Yards of the Property or

Possession subject to the said Assessment, the Occupier of such Property or Possession shall be entitled to a further Abatement of Four-pence in the Pound from the Assessment aye and until such Line of Lamps shall extend to and be placed within One hundred Yards of the said Property or Possession, but not longer.

Premises situated beyond the Limits of recited Acts.

L. And whereas the Tenants, Occupiers, or Possessors of Dwelling Houses and other Premises situated beyond the Limits over which the Provisions of the said recited Acts extended have already a Supply of Water, and will not at present require any Supply from the said Trustees; be it therefore enacted, That the Tenants and others, Occupiers or Possessors of all Dwelling Houses, Warehouses, Vaults, Shops, Cellars, Stables, Breweries, Yards, Mills, Manufactories, and other Erections, Tenements, Property, or Possession, and any Premises of whatever Description or Denomination the same may be, situated beyond the Limits over which the Provisions of the said recited Acts extended, shall be entitled to an Abatement of Sixpence in the Pound from any Assessment to be imposed under the Authority of this Act in respect of such Premises situated as aforesaid; and any House or other Premises so situated shall be entitled to an Abatement of Four-pence in the Pound from the said Assessment so long as a continuous Line of Lamps extending from the Centre of the Town does not reach to within One hundred Yards of any such House or other Premises subject to the said Assessment: Provided always, that the Tenants and others, Occupiers or Possessors of such Premises so situated, shall not be entitled to any other or farther Abatement on account of any other Circumstance or Consideration whatever; nor shall the said Tenants and others, Occupiers or Possessors of Premises so situated, be entitled to demand, take, or receive any Supply of Water, or any Water whatever, from the Reservoirs, Wells, or Pipes belonging to the said Trustees: Provided also, that it shall be in the Power of the said Trustees, and they are hereby authorized, if they shall see proper, at any future Period, to grant a Supply of Water to the Occupiers of any Part or Portion of Property situated in the extended Boundary so soon as a Majority in Value or of Rental of the Feuars or Proprietors of Property situate in any Road, Street, Square, or Lane of such Boundary, shall, by a Writing under their Hands, request the Trustees to furnish such Supply; and should such Supply of Water be given in consequence of the written Application by the Majority in Value or of Rental as before mentioned, the said Trustees shall be entitled, and they are hereby authorized to exact the said Sum of Sixpence from the Tenants and others, Possessors or Occupiers of Property or other Premises situated in the said Road, Street, Square, or Lane, in respect of a Supply of Water being given as aforesaid.

Rate per Horse Power to be levied upon Mills and other Manufactories on Shaw's Water

LI. Provided always, and be it enacted, That the Assessment to be levied under this Act upon any Mill, Manufactory, Warehouse, Workshop, or other Building (except Dwelling Houses) erected or hereafter to be erected upon any of the Falls or Mill Sites of the *Shaw's Water* Joint Stock Company shall not in any Case exceed the Rate of Four Shillings for each and every Horse Power of such Falls or Mill Sites respectively, such Horse Power to be reckoned and computed

computed according to the Regulations of the said *Shaw's Water* Joint Stock Company: Provided further, that where any such Mill, Manufactory, Warehouse, or other Building (except as aforesaid) shall be situate in any Street or intended Street in which a continuous Line of Lamps extending from the Centre of the said Town does not reach to within One hundred Yards of such Mill, Manufactory, Warehouse, or other Building, the Occupiers of the same respectively shall be entitled to an Abatement of Sixpence *per* Horse Power aye and until such Line of Lamps shall extend to and be placed within One hundred Yards of such Mill, Manufactory, Warehouse, or other Building as aforesaid, but not longer; and provided also, that it shall be optional to the Proprietors, Tenants, or other Occupiers or Possessors of such Mills, Manufactories, Warehouses, Workshops, or other Buildings (excepting Dwelling Houses as aforesaid) already erected or hereafter to be erected upon all or any of the said Falls or Mill Sites of the said *Shaw's Water* Joint Stock Company, either to demand that the Assessment so to be laid on such Property shall be at the said Rate of Four Shillings for each and every Horse Power as aforesaid, or at the Rate which in virtue of this Act may be levied upon other Heritable Property situated within the extended Boundary of the said Town, and beyond the Limits over which the said recited Acts extended.

Churches, public Buildings, &c. exempted.

LII. And be it enacted, That all Dwelling Houses, Warehouses, Vaults, Shops, Cellars, Stables, Breweries, Manufactories, Yards, or other Tenements, Heritages, Property, or Possession, of whatever Description or Denomination the same may be, during the Time they are unoccupied and unfurnished, all Churches and Places of public Worship whatsoever, Schoolhouses, Courts of Justice, Town Buildings, the *Greenock* Library, the Hall of the Mechanics Institution, the Gaol and Bridewell, and the Police Office and Watch-houses, and other Property used for the Purposes of Police, are hereby declared to be exempted from the said Assessment or Tax; and also such Parts of the Estates of *Greenock* and *Cartsburn* situated within the Limits of this Act as are not yet feued out by the Proprietors of the said Estates, nor leased for the Purposes of building, or for Trade, Manufacture, or Business, shall likewise be exempted from the said Assessment or Tax aye and until the same be feued or leased out for building, or for the Purpose of Trade, Manufacture, or Business, but no longer; declaring always, that as soon as any Part or Parts of the said Estates situated as aforesaid, not yet feued or leased out, shall be feued or leased out as aforesaid, the said Part or Parts shall, from and after the Date of being so feued or leased out, become subject to the said Assessment or Tax.

Notice of Assessments.

LIII. And in order to the Ascertainment of the yearly Rents of the various Properties and the various Persons hereby authorized to be assessed, be it enacted, That the said Trustees, with the Assistance of such authorized Surveyor or Surveyors as they may appoint, shall, at such Time as they may direct, make up exact Lists of all the said Persons, specifying the Rental or yearly Value of their respective Possessions, and the Sums for which they are respectively assessed; and such Lists being so made up, and the Rate of Assessment being

fixed as aforesaid, a printed Notice shall be left at the Dwelling House or other Premises of every Person to be assessed, specifying the Amount of such Rent or yearly Value upon which such Assessment is made up, and the Amount of the Assessment; and if any Person or Persons shall think himself, herself, or themselves aggrieved by such Assessment, it shall be competent to them, within Fourteen Days next after such Notice shall have been left, to appeal to the said Trustees, by Notice in Writing given to the Collector of the Assessment, of such Intention to appeal; and the said Trustees, or any Three of them, the Provost or one of the Baillies being always present and presiding at such Meetings for hearing Appeals, are hereby authorized and required to take cognizance thereof, and to hear and determine the Matter of such Appeal: Provided always, that all Disputes and Questions raised by such Appeals shall be determined by the said Trustees or any Three of them, the Provost or One of the Baillies being always One of the Number, by such Course of Procedure as to them may appear fitting in each Case, by hearing the Parties verbally, remitting to skilful Persons for Opinions or Reports, or calling on the Party appealing to depone to the Rent or Value of the Premises in respect of which the Assessment is imposed; and their Decision on the Matters brought before them on any Complaint or Appeal relative to such Premises or Assessments or Valuations shall be final and binding, excepting as herein-after mentioned.

Appeal to the Trustees.

LIV. Provided always, That it shall be in the Power of any Person or Persons who may consider himself or themselves aggrieved by the Judgment or Decision of the said Trustees to appeal to the Sheriff of *Renfrewshire* or his Substitute, and Notice of such Appeal shall be given in Writing to the said Collector Seven Days at least previous to hearing the same; and such Sheriff or Sheriff's Substitute shall, in a summary Manner, hear and determine the Matter of such Appeal, and award such Costs to the Party aggrieved as to him shall seem proper; and the Judgment or Decision of the said Sheriff or of his Substitute shall be final and conclusive, without being subject to Review, Suspension, Reduction, or otherwise.

Appeal to the Sheriff.

LV. And be it enacted, That where any Cellar, Warehouse, or other Place suited or commonly used for the keeping or storing of Merchandize as a public or general Store, or any Part thereof, shall be hired or let out from Time to Time, for the Purpose of keeping or storing Merchandize, as a public or general Store as aforesaid, the Proprietor, Liferenter, Adjudger, Creditor in Possession, principal Tenant, or any other Person whatsoever hiring or letting out the same, shall be deemed and held the Occupier or Possessor thereof, and as such shall be assessed for and be liable in Payment of the said Assessment, the current yearly Value of such Cellar, Warehouse, or other Place so hired or let out as a general Store being hereby declared to be the Rule for ascertaining such Assessment.

Proprietors of general Stores liable in Assessment.

LVI. And be it enacted, That the said Assessment shall be levied from the actual Possessors, whether Proprietors or Tenants, of the Dwelling Houses and other Premises above specified; but in the Case

Possessors, whether Proprietors or Tenants,

to pay Assessment; except where Premises are let for less Period than a Year, in which case the Proprietors to be liable.

Case of Houses, Shops, or other Premises or Buildings let for a less Period than a whole Year, the Proprietor, Liferenter, or Lessee, or Agent or Factor or other Person acting for the Proprietor, Liferenter, or Lessee of the Premises so let, shall be bound to pay the Assessment, but such Person so paying shall have Right to charge the same and to receive Payment from the Tenant or other Person occupying such House, Shop, or other Building liable for such Assessment: Provided always, that Deduction shall be given of the Assessment for each entire Period of Three Months during which any unfurnished House, Shop, or other Building shall be unoccupied or not possessed: Provided also, that the Proprietor shall be entitled to every Right of Exemption or Relief to which the Tenant was entitled.

Exemptions under certain Conditions.

LVII. And be it enacted, That all and every Person and Persons renting or occupying a Dwelling House for Twelve Months at least, the yearly Rent or yearly Value of which Dwelling House shall be under Three Pounds Sterling, shall be exempted from Payment of the Assessment foresaid, and he, she, and they are hereby exempted accordingly; and the said Trustees are hereby empowered to exempt any Person or Persons renting or occupying a Dwelling House of the annual Rent of Three Pounds and not exceeding Five Pounds Sterling from Payment of the said Assessment: Provided that such Person or Persons shall produce to the Collector or Collectors authorized and empowered by the said Trustees to receive the said Assessment a Certificate or Certificates, under the Hands of a Minister and Two Elders, testifying and declaring, from their own personal Knowledge, that the Person or Persons named in such Certificate or Certificates is or are, from Poverty, unable to pay the said Assessment; which Certificate or Certificates shall be submitted to the said Trustees at any Meeting for hearing Appeals; and when approved of by the said Trustees the same shall be countersigned by the Provost or any One of the Baillies present, and such Certificate, when so countersigned, shall authorize the Collector or Collectors aforesaid to exempt the Person or Persons producing the same from Payment of the Assessment for which the said Person or Persons may have been rated and charged.

Assessment, how to be recovered.

LVIII. And be it enacted, That if any Person or Persons who shall be so rated and assessed as aforesaid shall refuse or neglect to pay the Rates or Assessments charged upon him, her, or them for the Space of Twenty-one Days after such Rates or Assessments shall be due and demanded by the said Collector, such Demand being made by a written or printed Notice to be left either at his, her, or their respective Dwelling Houses, Places of Abode, or at his, her, or their Shops or other Places of Business, in the Form specified in the Schedule (D.) hereunto annexed, it shall be lawful for the said Collector to apply to the said Provost or any One of the said Baillies for a Warrant to any of their Officers to enter the Houses, Shops, or other Premises occupied by the Person or Persons so refusing or neglecting as aforesaid; and it shall be competent to the said Provost and Baillies, or to any One of them, and they and he are and is hereby authorized and required, to grant such Warrant, upon a Certificate signed by the Collector of such Demand having been made, and of such Person or Persons being in

in arrear to the Amount stated in the Certificate; and if such Rates or Assessment shall not be paid, together with the Costs or Charges incurred in obtaining such Warrant (as the same shall be fixed by the Judge, and stated in the Warrant), upon Presentment of the said Warrant to the Party or Parties, or at his, her, or their Dwelling Houses, Shops, or other Premises occupied or rented by him, her, or them, then the Collector is hereby authorized to cause an Officer or Officers to seize and take Possession of so much of the Goods and Effects of the Person or Persons refusing or neglecting to pay as aforesaid as shall appear sufficient for satisfying, by the Sale thereof, the Assessments due by him, her, or them respectively, with the Costs incurred in obtaining the Warrant, and the farther Costs or Charges incurred or to be incurred in carrying such Warrant into execution; and if such Rate or Assessment shall not be paid within Ten Days next after Seizure is made, together with the said Costs and Charges, then the Collector is hereby authorized to sell the said Goods and Effects so seized by public Auction at the *Cross-shore Street* of *Greenock*, or other public Place where such Sales are usually made, returning the Surplus of the Price, if any be, after Payment of the Assessment and Costs, on Demand, to the Owner or Owners of the said Goods and Effects; and the Collector shall be bound to preserve the Warrants of such Seizures and Sales, and enter in a Book to be kept for the Purpose the Names of the Parties proceeded against, the Assessment due, the Expence of the Proceedings, and the true Proceeds of each Sale; which Book shall be open to the Inspection (without any Fee) of all Parties interested for Three Months after the Date of each Sale respectively; and at any Time within that Period it shall be competent to any Party considering himself aggrieved to complain to the said Provost and Baillies, or any One of them, or to the Sheriff of *Renfrewshire*, or his Substitute, of any thing done unjustly or oppressively in regard to such Seizure or Sale, such Complaints being made in the Form of Petitions (subscribed by the Complainer or Complainers), one Petition only being allowed in such Case; and the Decision of the said Provost and Baillies, or any One of them, or of the said Sheriff, which Decision shall be summarily given, and shall be final and conclusive, and not subject to Review in any Court, or by any Form whatever: Provided always, that the Collector may sue for and otherwise recover the said Rates and Assessments by ordinary Action before any Court competent: And it is hereby declared, that none of the foresaid Proceedings shall fall, lapse, cease, or abate by the Death or Removal of such Collector; and it shall be lawful for the Collector for the Time to prosecute and follow forth Procedure commenced and carried on in Name of any previous Collector, in all respects as if such Procedure had been all along carried on by himself: And it is hereby farther declared, that it shall not be competent for any Person or Persons to sue, nor for any Court of Law to entertain any Action or Proceeding against the said Trustees, Collectors, or Officers, or other Persons employed, for or on account of any thing done in virtue of such Warrant, by reason of any Mistake, Informality, or Misnomer, if the Goods or other Effects seized or sold under such Warrant are *bonâ fide* the Property or in the lawful Possession of the Person or

Persons actually liable in Payment of the said Assessment under the Provisions of this Act.

Former Arrears of Assessment how to be recovered.

LIX. And for recovering and levying the Arrears of the Assessment to which any Dwelling House, Warehouse, Vault, Shop, Cellar, Stable, Brewery, Manufactory, Yard, or other Tenement or Possession shall have been rated and charged under the Authority of the before recited Act of the Fifty-seventh Year of the Reign of His Majesty King *George* the Third, and previously to the passing of this Act, be it enacted, That any Warrant or Warrants under the Hand of any One of the said Provost and Baillies of *Greenock*, already granted, or which shall hereafter be granted for recovering the same, shall be as valid and effectual as if the said Warrant or Warrants had been granted under the Authority of this present Act; and the summary Diligence aforesaid shall be as competent to follow thereon as if the said Arrears had been incurred and become payable under this Act.

Regulations as to cleansing, lighting, and paving, &c.

LX. And be it enacted, That the said Provost and Baillies shall and they are hereby authorized and empowered, under the Conditions after specified, to make, and from Time to Time alter, amend, and repeal, such Rules, Regulations, and Orders as they shall deem proper and necessary relative to the paving, cleansing, lighting, and watching, causewaying, metalling, macadamizing, and otherwise repairing of the Streets, Roads, Lanes, Passages, Squares, Closes, and other Places within the said Town of *Greenock*, and relative to the proper Conduct of the Fire Engine Establishment, and billeting of Soldiers, and the Maintenance of Peace, Decency, and good Order within the Limits of this Act, and to enact Penalties for enforcing the same to the Amount herein-after specified, and to be recovered in manner herein-after directed: Provided always, that such Rules, Regulations, and Orders shall be made and published in manner also herein-after directed.

Power to treat, &c. with the Shaw's Water Company.

LXI. And whereas an Act was passed in the Sixth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for collecting the* Shaw's Water, *and applying the same to the driving Mills and Machinery near the Town of* Greenock, *in the County of* Renfrew, *and for supplying the said Town and Harbour thereof with Water;* be it enacted, That it shall and may be lawful to and for the said Trustees, and they are hereby authorized and required, to confirm and approve of any Agreement which may have been entered into between the Trustees under the said recited Acts hereby repealed and the ordinary Directors of the said *Shaw's Water* Joint Stock Company, for a Supply of Water to the said Town and Harbour of *Greenock*, which shall be valid and effectual, to all Intents and Purposes, and shall be binding upon the said *Shaw's Water* Joint Stock Company and upon the Trustees acting under the Authority of this Act; and also to treat, contract, bargain, and agree with the ordinary Directors appointed under the said last mentioned Act for such Quantity of Water as the said Trustees may from Time to Time or at any Time require for a full and ample Supply to the Inhabitants residing within the Limits of this Act, and for the Right of collecting, receiving, and conveying the

same for supplying the said Inhabitants, and of laying down Pipes and other Conductors for conveying the said Water, and of building Cisterns and Reservoirs for collecting and receiving the same; and the said Trustees may and shall pay such Consideration for the same as shall have been or shall be agreed on between them and the said Ordinary Directors, either by absolute Purchase or by Payment of a certain annual Sum for the Use of the same; and the said Trustees are hereby authorized and empowered either to convey such Water into the said Town of *Greenock* by Pipes to be laid in and through the Lands or Grounds lying between the Reservoirs and Fountains belonging to the said *Shaw's Water* Company and the said Town of *Greenock*, and the Cisterns and Reservoirs built or to be built, or any of them, or in such other Way and Manner as they may judge expedient, and from Time to Time to contract and agree with the Owners and Proprietors of such Lands and Grounds, and with such Persons as they shall judge proper, for undertaking, doing, and completing all and singular the Works of whatever Nature which may be necessary for accomplishing the Purposes above mentioned.

Proprietor or Occupier of any Premises not to take Water without having previously contracted with the Trustees.

LXII. And be it enacted, That it shall not be lawful to or for any Proprietor, Tenant, or other Occupier of any Dwelling House, Warehouse, Hat Work, Bakehouse, Shop, Counting House, Writing Office, or other Office, Stable, Wash House, or other Out House or Pertinent of a Dwelling House, or for any Proprietor, Tenant, or other Occupier of any Sugar House, Brewery, Cooperage, Shipbuilding Yard, Foundery, Ropework, Cotton Mill or other Mill, or of any Place of Manufacture, or other Work whatsoever, or for any Person or Persons whatsoever, to take or conduct any of the Water acquired by and belonging to the said Trustees to such Dwelling House, Warehouse, Hat Work, Bakehouse, Counting House, Writing Office, or other Office, Stable, Wash House, or other Out House or Pertinent of a Dwelling House, or to such Sugar House, Brewery, Cooperage, Shipbuilding Yard, Foundery, Ropework, Cotton Mill, or other Mill, or to any Place of Manufacture or other Work, unless by special Permission of the said Trustees: Provided always, that nothing herein contained shall prevent or be construed to prevent the Tenant or Occupier of any Dwelling House, Warehouse, Shop, Counting House, Writing Office, or other Office, Stable, Wash House, or other Out House or Pertinent of a Dwelling House, situated within the Limits of this Act, from taking and receiving Water at any of the public Wells already made and erected or to be made and erected within the Limits of this Act.

Penalty on Persons conducting Water to their Premises without having previously contracted.

LXIII. And be it enacted, That if any Proprietor, Tenant, or other Occupier of any Dwelling House, Warehouse, Hat Work, Bakehouse, Shop, Counting House, Writing Office, or other Office, Stable, Wash House, or other Out House or Pertinent of a Dwelling House, or of any Sugar House, Brewery, Cooperage, Foundery, Ropework, Cotton Mill or other Mill, or of any Place of Manufacture or other Work, or any Person whatever, shall lay or cause to be laid any Pipe to communicate with any Pipe or Pipes belonging to the said Trustees, for

for the Supply of any such Dwelling House, Warehouse, Hat Work, Bakehouse, Shop, Counting House, Writing Office, or other Office, Stable, Wash House, or other Out House or Pertinent of a Dwelling House, or of any such Sugar House, Brewery, Cooperage, Foundery, Ropework, Cotton Mill or other Mill, or other Place of Manufacture or other Work, or shall by any Method whatever supply any of the said Premises or Places with any of the Water acquired by and belonging to the said Trustees, without having previously contracted for the same as aforesaid, every such Person shall forfeit and pay to the said Trustees any Sum not exceeding Five Pounds Sterling, if the Premises or Places so supplied shall be a Dwelling House, Warehouse, Shop, Counting House, Writing Office, or other Office, Stable, Wash House, or other Out House or Pertinent of a Dwelling House as aforesaid, and any Sum not exceeding Twenty Pounds Sterling if the Premises or Places so supplied shall be a Sugar House, Brewery, Cooperage, Foundery, Ropework, Cotton Mill or other Mill, or other Place of Manufacture or other Work, for every Day such Pipe shall have remained, or such Supply shall have been otherwise taken, and it shall be lawful to the said Trustees to stop the Supply of Water to such Premises or Places by causing the Pipe or Pipes belonging to such Defaulter to be separated from the Pipe or Pipes belonging to the said Trustees.

Penalty on Persons supplying other Premises with Water.

LXIV. And be it enacted, That if any Person or Persons supplied with Water as aforesaid shall supply any Dwelling House, Warehouse, Hat Work, Bakehouse, Shop, Counting House, Writing Office, or other Office, Stable, Wash House, or other Out House or Pertinent whatsoever, or any Sugar House, Brewery, Cooperage, Foundery, Ropework, Cotton Mill or other Mill, or any other Place of Manufacture or other Work, or any other Place whatsoever, belonging to or occupied by any other Person, with any Part of such Water, then and in every such Case every Person so offending shall forfeit and pay to the said Trustees any Sum not exceeding Twenty Pounds Sterling, to be recovered and applied in manner herein-after directed; and it shall be lawful to the said Trustees to stop the Supply of Water to such Premises or Places, by causing the Pipe or Pipes belonging to such Defaulter to be separated from the Pipe or Pipes belonging to the said Trustees.

How Pipes to be conducted to different Flats of same Tenement.

LXV. And be it enacted, That all and every such Proprietors or Proprietor, Occupiers or Occupier of One or more Floors or Flats, as shall have contracted and be entitled as aforesaid to have a Service Pipe from any of the Main Water Pipes aforesaid, shall be entitled to have the same brought up along the back Wall of the Tenement on the outside, and passing under Ground through the sunk Story or lowest Flat: Provided always, that the Expence of laying and putting up the same, and of keeping it in repair, and all Damage occasioned thereby, shall be defrayed by the Person or Persons laying and putting up the same as aforesaid; and in case of Difference among the said Proprietors or Occupiers, or any of them, such Difference shall be settled by the said Provost and Baillies or any One of them.

LXVI. And

Price of Water to Shipping.

LXVI. And be it enacted, That the maximum Price to be paid for Water by the Ships and other Vessels employed in the Foreign and Coasting Trade, taking Water from the Pipes of the said Town, shall be levied according to the following Table of Rates; *videlicet*, for each Person composing the Crew of Shipping employed in trading to Foreign Parts, reckoning One Man or Boy for every Fifteen Tons Register of such Ship and other Vessel, the Sum of One Shilling Sterling, and for every extra Seaman or Passenger on board of such Ship or other Vessel the additional Sum of One Shilling Sterling; and all Vessels employed in the Coasting Trade to pay One Half of these Rates.

Trustees to erect Lamps, &c., and may light or contract for lighting Streets, &c.

LXVII. And be it enacted, That it shall be lawful to and for the said Trustees and they are hereby authorized and required to provide, erect, and maintain such a Number of Lamps, Lamp Posts, Lamp Irons, and other Appurtenances as may be necessary for lighting in a suitable Manner, either with Gas or otherwise, the several Streets, Squares, Lanes, and public Passages or Thoroughfares within the Limits of this Act, and to light or enter into Contracts for lighting such Lamps, either by means of Gas, Oil, or such other Lights of an improved Kind as they may at any Time and from Time to Time find expedient; and it shall be lawful to and in the Power of the said Trustees to order the Lamp Irons and Lamps in the said Town to be fixed either upon the Sides of the Causeways and Streets or upon the Curb Stones of the Pavements, or at the Railings, or in the Walls of the Buildings on the Sides of the Streets, upon obtaining the Consent of and indemnifying the Proprietors or Possessors of the said Buildings for any Damage thereby done.

Period of Year within which Lamps to be lighted.

LXVIII. And be it enacted, That all and each of the Lamps which now are erected or hereafter shall be erected or acquired in pursuance of this Act shall be lighted at such Hour or Hours as the said Trustees shall direct, and that the Period of the Year at which the lighting of the said Lamps shall commence shall not be later than the First Day of *September* in each Year, and that the Period at which the said lighting shall cease shall not be earlier than the First Day of *May* thereafter.

Penalty for stealing or intentionally breaking Lamps.

LXIX. And be it enacted, That if any Person or Persons shall steal, take away, or intentionally break, throw down, or damage any Lamp or Lamps which are now or hereafter shall be set up within the Limits of this Act, or shall wilfully extinguish the Light or Lights within the same, or shall damage the Irons or other Appurtenances thereof, it shall and may be lawful for any Person who shall see such Offence committed to seize, and also for any other Person to assist in seizing, the Offender or Offenders, and by the Authority of this Act, without any other Warrant, to convey to and deliver such Offender or Offenders at the Police Office of the said Town, or to deliver him, her, or them into the Custody of a Watchman, Constable, Police or Peace Officer, or other Officer of the said Town, in order to be secured and conveyed before the Provost and Baillies of the said Town, or any One of them; and if the Party or Parties accused of such Offence, whether apprehended as aforesaid, or afterwards cited for the same, shall be convicted thereof, either by his, her, or their own Confession, or by the Evidence of One or more credible Witness or Witnesses, he, she,

or they so convicted shall forfeit and pay any Sum not exceeding Five Pounds Sterling for each and every Offence, and moreover shall make Satisfaction to the said Trustees, as the same shall be adjudged by the said Provost and Baillies, or any One of them, or to such Person or Persons as they shall appoint to receive the same, for the Damages so done by him, her, or them as aforesaid; and in case such Offender or Offenders shall not immediately on Conviction pay such Forfeiture and make such Satisfaction as aforesaid, the said Provost and Baillies, or any One of them, are and is hereby empowered to commit him, her, or them to the Bridewell of the County of *Renfrew* or of the said Town of *Greenock* for a Space not exceeding Three Months.

Satisfaction to be immediately made for accidental Damage to Lamps.

LXX. And be it enacted, That in case any Person or Persons shall accidentally or carelessly break, throw down, or damage any of the said Lamps, or the Irons or other Appurtenances thereof, and shall not, immediately upon Demand, make Satisfaction for the Damage done thereto, then and in every such Case it shall and may be lawful to and for the said Provost and Baillies, or any One of them, upon Complaint by the Collector of the said Trustees, Superintendent of Police, or Procurator Fiscal for the Town of *Greenock*, to award such Sum or Sums of Money by way of Satisfaction for such Damage as the said Provost and Baillies, or any One of them, shall think reasonable, and in case of the Neglect or Refusal of the said Party or Parties forthwith to pay such Sum or Sums of Money so awarded to cause the same to be levied by Seizure and Sale of his, her, or their Goods and Effects, in manner herein-before provided for Recovery of the Assessment by this Act authorized, the Surplus, if any be, to be paid to such Party or Parties.

Power to Trustees to light Streets, &c. with Gas, and to use all necessary Measures for that Purpose.

LXXI. And be it enacted, That it shall be lawful to and in the Power of the said Trustees to purchase and acquire, feu, or rent any additional Grounds, Houses, or Tenements, and to make and procure, lay and erect, all such additional Apparatus, Pipes, Furnaces, Gasometers, Buildings, and Works, and to break up such Parts of the Causeways, Side Pavements, and other Places within the said Town, for receiving the said Pipes, Branches thereof, or other Apparatus, and in general to use and employ all such Ways and Means as may be necessary for making and preparing, and for conveying and bringing a sufficient Supply of Gas from the Place or Places, Building or Buildings where the same shall be made, to any of the said Streets, Squares, Lanes, or other Places, or to any of the said Houses, Buildings, or other Tenements of the said Town of *Greenock* or Places adjacent, and from Time to Time to repair, maintain, and enlarge the Apparatus, Pipes, Furnaces, Gasometers, Buildings, and Works, or any Part thereof: Provided always, that Indemnification be in every Case made to any Person or Persons whose Property may be injured by the laying, erecting, or constructing of such Apparatus, Pipes, Furnaces, or other Works, or any Part thereof as aforesaid.

Washings and other waste

LXXII. And be it enacted, That it shall be lawful for the said Trustees to make Sewers or Cuts of such Breadth, Depth, and Dimensions, and in such Manner as shall be necessary, under the said Streets and other

other Places within the Limits of this Act and Places adjacent, for carrying off the Washings or other waste Liquids which may arise in the Prosecution of the Works aforesaid; the said Trustees immediately repairing all Surface or other Damage which may arise from such Operations.

Liquids arising therefrom to be carried off by proper Sewers.

LXXIII. Provided always, and be it enacted, That if the said Trustees, or any Person or Persons, Company or Companies, who shall manufacture Gas within the Limits of this Act, shall at any Time empty, drain, or convey, or cause or suffer to be emptied, drained, or conveyed, or to run or flow, any Washings, or other waste or offensive Liquids, Substances, or Things whatsoever, which shall arise or be produced in the Process of making or procuring Gas, into any River, Brook, running Stream, Reservoir, Canal, Aqueduct, Waterway, including the Harbour and Firth of *Clyde* opposite to *Greenock*, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or shall do or cause to be done any Annoyance, Act, or Thing to the Water contained in any such River, Brook, or running Stream, Reservoir, Canal, Aqueduct, Waterway, including as aforesaid, Feeder, Pond, Springhead, Well, Drain, Sewer or Ditch, then and in every such Case the said Trustees, or Person or Persons, Company or Companies, shall pay for every such Offence any Sum not exceeding Two hundred Pounds, and such Penalty or Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, before the Sheriff of the said County of *Renfrew*, or any other Court competent within *Scotland*, and the whole thereof shall be paid to the Person or Persons who shall inform and sue for the same: Provided also, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Six Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased and determined: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall have been sued for or recovered or not, in case any of the said Washings or waste Liquids, Substances, or Things shall be emptied, drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any such River, Brook, running Stream, or any Reservoir, Canal, Aqueduct, Waterway, including as aforesaid, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given to the said Trustees, or Person or Persons, or Company or Companies, and the said Trustees, or Person or Persons, or Company or Companies, shall not, within Twenty-four Hours after such Notice shall have been so given, stop and prevent all and every such Washings, waste Liquids, Substances, or Things from being drained, conducted, or conveyed, or from running or flowing, in manner aforesaid, and every such Annoyance, Injury, Nuisance, Act, or Thing from being done as aforesaid, then and in every such Case the said Trustees, or Person or Persons, or Company or Companies, shall forfeit and pay any Sum not exceeding Twenty Pounds Sterling for each and every Day thereafter during which such Washings, waste Liquids, Substances, or Things shall be so emptied, drained, conducted, or conveyed, or caused or suffered to run or flow

Penalty for conveying Washings, &c. from Gas Works into any River, &c.

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in manner aforesaid, or such other Annoyance; Act, or Thing shall be so done as aforesaid; and such last-mentioned Penalty shall and may be recovered and levied in such and the like Manner as any other Penalty is by this Act directed to be recovered and levied, and shall be paid to the Informer, or to the Person or Persons who in the Judgment of the Judge before whom the Conviction shall take place shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

Limitation as to conveying Washings into Firth of Clyde.

LXXIV. Provided always, and be it enacted, That the Restrictions, Penalties, and Forfeitures herein-before contained in regard to the conveying of Washings or other waste Liquids from the Gas Works of the said Trustees into the said Harbour and Firth of *Clyde* opposite to *Greenock* shall not come into operation against the said Trustees until the Expiration of Six Calendar Months from and after the passing of this Act.

Gas Pipes to be laid apart from Water Pipes.

LXXV. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used after the passing of this Act, for the Conveyance of Gas in, under, through, along, across, or around any Road, Way, Highway, Footpath, Pavement, Street, Square, Lane, or other Passage or Place within the said Town of *Greenock*, shall, wherever the Width of the Carriage Way will allow thereof, be laid at the Distance of Four Feet at the least, and if the Width of the Carriage Way will not allow thereof, then at the greatest practicable Distance within Four Feet from the nearest Part of any Water Pipe already laid down or hereafter to be laid down by the said Trustees, or by any Proprietors, or Body or Bodies Politic or Corporate, or any other Person or Persons, Company or Companies whatsoever, for the Conveyance of Water in, under, through, along, across, or around any of the said Roads, Highways, Footpaths, Pavements, Streets, Squares, Lanes, or other Passages or Places, unless in Cases where it shall be unavoidably necessary to lay the Gas Main Pipes or any other Pipe or Pipes across any of such Water Pipes, in which Case the said Gas Pipes shall be laid over and above such Water Pipes at the greatest practicable Distance therefrom, and shall form therewith as nearly as possible a Right Angle; and in such Cases the said Gas Pipes so crossing any such Water Pipes shall be at least Nine Feet in Length, and shall be placed so that no Joint of any of the said Gas Pipes shall be nearer to any Part of any such Water Pipes than Four Feet; and in laying down any such Gas Pipes or other Conduits no Two or more of such Gas Pipes or other Conduit Pipes shall in any Case be joined together previous to their being laid in the Trench, but each Pipe shall be laid as near as may be in its Place in the Trench, and the jointing with the other Pipes to be added thereto shall be done and completed after such Pipes shall be so laid or placed in the Trench with proper and sufficient Materials; and all and every such Pipes or Conduits, and all Pipes connected or communicating therewith, and all the Screws, Joints, Inlets, Apertures, or Openings therein respectively, shall be made and kept air-tight, so that in all and every respect the said Gas shall be prevented from escaping therefrom and from any Part thereof at all Times, upon pain of Forfeiture by the said Trustees, or Person or Persons, or Company

or Companies offending, for every such Offence, of any Sum not exceeding Ten Pounds.

For preventing Contamination of Water by Gas.

LXXVI. And be it further enacted, That whenever the Water of any Body or Bodies, Person or Persons, Company or Companies, or any Water in any Well or Pond belonging to or used by any Person whomsoever, shall be contaminated or affected by the Gas of any Body or Person or Company whomsoever, the said Body or Person or Company aforesaid shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered, and shall be applied to and for the Use and Benefit of the Body or Person to whom the Water so contaminated shall belong who shall sue for the same; and in case any such Water shall be contaminated or affected by the said Gas in any way whatsoever, that then and in every such Case the Body or Person or Company aforesaid shall forthwith, after Notice thereof in Writing signed by the Clerk or other Officer of the Body or Person to whom such Water shall belong, or by any Person using such Water, to be left at the usual Office or Place of transacting Business of the said Body or Person or Company as aforesaid, cause forthwith the most proper and effectual Measures to be taken effectually to stop and prevent Gas from contaminating or affecting such Water; and in case the said Body or Person or Company as aforesaid shall not, within Twenty-four Hours next after each and every such Notice so left as aforesaid, effectually and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, that then and in every such Case the said Body or Person or Company as aforesaid shall, on each and every such Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Treasurer for the Time being, or to any One of the Directors for the Time being of any such Body or Person or Company to whom such Water so contaminated shall belong, or Person consuming any such Water and making such Complaint as aforesaid, for the Use and Benefit of the Body or Person or Company, over and above the beforementioned Penalty of Twenty Pounds, any Sum not exceeding Ten Pounds for each and every Day during which the said Water shall be and remain contaminated, tainted, or affected by any such Gas as aforesaid.

For the Protection of Water Pipes.

LXXVII. And be it further enacted, That when and so often as the said Trustees, their Servants, Agents, or Workmen, shall dig or sink any Trench for laying any Main Pipe or other Apparatus, or shall open any Ground for the Purpose of supplying Gas upon or near to which any Water Pipes shall have been laid or placed for the Purpose of conveying Water into or about the said Town, or any Branch of any such Water Pipe, for the Service or Supply of any private Houses, Shops, Counting Houses, Manufactories, Warehouses, and other Buildings, public or private, within the said Town, the said Trustees, their Servants, Agents, or Workmen, shall and they are hereby required to give previous Notice thereof to the Proprietor or Person having the Control of such Water Pipes for the Time being, and to the Occupier of such private House, Shop, Counting House, Manu-

factory, Warehouse, or other Building, public or private, supplied by such Branch or Service Pipe, as the Case may be; and upon every such Occasion the said Trustees, their Servants, Agents, and Workmen, shall, under the Inspection of such Proprietors or Persons or Occupiers, or their or his Surveyor or Agent, as the Case may be, protect and secure such Pipe from any Injury or Damage, and shall also repair and make good any Damage that shall and may be done to any such Water Pipe on such Occasion; and on Default being made in any of the Matters aforesaid the said Trustees shall forfeit and pay to the Proprietors or Persons or Occupiers, as the Case may be, any Sum not exceeding Five Pounds, together with the Costs and Expences which shall have been incurred by them in the securing or protecting, or in repairing and making good any Injury or Damage that may be done to such Pipe by the Means aforesaid, such Costs and Expences, and also the Amount of such Penalty as aforesaid, to be ascertained, fixed, levied, and recovered in like Manner and subject to the like Provisions as are directed touching other Penalties to be incurred under this Act.

For ascertaining if Water be contaminated.

LXXVIII. And whereas it may be or become a Question upon such Complaint as aforesaid whether the said Water be contaminated or affected by Gas; be it therefore further enacted, That in every such Case it shall and may be lawful to and for any Body Politic or Corporate or Person to whom such Water shall belong, or any Person using such Water, after giving Twenty-four Hours Notice in Writing to the said Trustees or Body or Person supplying Gas as aforesaid, to dig to and about and search and examine the Main Pipes, Conduits, and Apparatus of the said Trustees, or of the said Body or Person supplying Gas as aforesaid, for the Purpose of ascertaining whether such Contamination proceed or be occasioned by Gas; and if it shall appear that the said Water has been contaminated by any Escape of Gas, the Costs and Expences of the said Digging, Search, and Examination and Repair of the Pavement of the Street, Road, or other public Passage or Place which shall be taken up or disturbed shall be borne and paid by the said Trustees, or Body or Person aforesaid, whose Gas has contaminated such Water, which Costs and Expences shall be ascertained and determined, if necessary, by the said Sheriff, or by the said Provost and Baillies, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any Gas Mains, Pipes, or Conduits, then and in such Case the Person so digging or searching, or causing such digging or searching as aforesaid, shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the said Trustees, or Body or Person as aforesaid, any Loss, Injury, or Damage which may be occasioned to their said Mains, Pipes, Conduits, or Apparatus, in and by such Search and Examination, and also to the Pavement and Roadway of the said Streets, Roads, and Places so broken up and disturbed in such Search or Examination, the Amount of such Injury, Loss, or Damage to be ascertained and determined, if necessary, by the said Sheriff or Provost and Baillies as aforesaid.

LXXIX. And

Liability for Injury sustained by means of Gas Works.

LXXIX. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person from proceeding against the said Trustees, or against any other Person or Persons, or Company or Companies, making or manufacturing Gas as aforesaid, or against any of their Officers, Servants, or Workmen, in respect of any Works of the Trustees, or other Person or Persons, Company or Companies, or the Means which shall be employed by them in making Gas and using the same as aforesaid, as a public or private Nuisance, or from bringing any Action against the said Trustees, Person or Persons, Company or Companies, or any of their Officers, Servants, or Workmen, for any Injury sustained by reason of any such Works or the Use of such Gas, whether such Injury shall proceed from the Manufacture or Preparation or the Use of the said Gas, or the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Causes whatsoever.

Penalty for injuring Reservoirs, &c.

LXXX. And be it further enacted, That if any Person or Persons, Company or Companies, shall empty or permit to flow any Washings or waste Liquors, Substances, or Things whatsoever, from the Works or Premises used for Manufactories only, and occupied by such Person or Persons, Company or Companies, into any of the Reservoirs, Aqueducts, Feeders, Ponds, Springs, Rills, or Streams for supplying the said Town with Water, or into any Drain, Sewer, or Ditch communicating therewith, or do or cause to be done any Injury, Act, or other Thing to the Water contained in such Reservoirs, Aqueducts, Feeders, Ponds, Springs, Rills, or Runs of Water, or into any Drain, Sewer, or Ditch, whereby the said Water or any Part thereof shall or may be spoiled, fouled, or corrupted, then and in each and every such Case the Person or Persons, Company or Companies, so offending, shall forfeit and pay for every such Offence the Sum of Twenty Pounds: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Six Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased or determined: Provided also, that over and above and in addition to the said Penalty of Twenty Pounds, and whether such Penalty shall have been sued for and recovered or not, in case any of the said waste Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be drained, conducted, or conveyed, or caused or suffered to run or flow as aforesaid, into any of the Reservoirs, Aqueducts, Feeders, Ponds, Springs, Rills, or Runs of Water, or into any Drain, Sewer, or Ditch communicating therewith, or any such Act shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by the Clerk to the said Trustees to the Person or Persons, Company or Companies offending therein, and they or he shall not, within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop, hinder, or prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things from being emptied or from running or flowing in manner aforesaid, and every other such Act from being done as aforesaid, then and in every such Case such Person or Persons, Company or Companies so offending, shall forfeit and pay the Sum of Ten Pounds for each and every Day such Washings, waste Liquids,

Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so emptied or allowed to run or flow in manner aforesaid, or such other Act shall be so done as aforesaid; and such Penalties shall and may be recovered, levied, and applied in such and the like Manner as any other Penalties and Forfeitures are in and by this Act directed to be recovered, levied, and applied.

Penalties not to apply to the Mill of James Walkinshaw, Paper-maker, until Common Sewer be made.

LXXXI. Provided always, and be it enacted, That the said Obligations and Penalties shall not extend or be held to apply to the Mills or Falls belonging to *James Walkinshaw* of *Overton* on *Shaw's Water*, nor to his Lands or Property, until a Common Sewer of sufficient Dimensions shall have been made, free of any Expence to the said *James Walkinshaw*, which shall be maintained in sufficient Repair in all Time coming, also free of Expence to the said *James Walkinshaw*, for conveying the Refuse and impure Water passing through or coming from the said Lands, Property, or Mills of the said *James Walkinshaw* to the nearest or most convenient Common Sewer in the said Town of *Greenock*, and which Common Sewer, when so made; the said *James Walkinshaw* shall have Right to use the same in the Manner most suitable for his Lands, Property, and Works in all Time coming.

Power to Trustees to contract for lighting with Gas Houses, Shops, Manufactories, &c.

LXXXII. And be it enacted, That such of the Inhabitants of the said Town and Places adjacent as already may have or shall be desirous of having Gas let into their Houses, Shops, Warehouses, Counting Houses, Manufactories, or other Tenements or Places, or Pertinents thereof, may and they are hereby authorized and empowered, at their own Expence (having first obtained the Consent of the said Trustees), to open the Ground between the Pipes belonging to the said Trustees and the respective Houses, Shops, Warehouses, Counting Houses, Manufactories, or other Tenements or Places, or Pertinents thereof as aforesaid, of such Inhabitants, and to lay Pipes (the Bore whereof to be ascertained by the said Trustees) from such respective Houses, Shops, or other Tenements or Pertinents as aforesaid, to communicate with the Pipes belonging to the said Trustees in any Road, Street, Pavement, Lane, Passage, or Place within the said Town or Places adjacent, making Satisfaction to the Owners and Occupiers of and interested in any Lands, Grounds, Tenements, or Heritages who shall or may be injured by such Operations, or by any other Operations performed by such Inhabitants in taking or using a Supply of Gas from the said Trustees; and such respective Inhabitants shall pay to the said Trustees, yearly, quarterly, or monthly, such Price or Sum or Sums of Money for such Gas as shall be fixed and published in manner herein-after provided; and in case of Default in Payment of any such Sum or Sums of Money so agreed to be paid as aforesaid, it shall and may be lawful to the said Trustees to cause the Pipe or Pipes belonging to the Person or Persons making such Default, and communicating with any Main or other Pipe or Pipes belonging to the said Trustees, to be separated from the said Pipe or Pipes with which the same shall so communicate, and to cause the Gas to be stopped from issuing into the Dwelling House or other House, Manufactory or other Building or Tenement, or Pertinent thereof, of every Person making such Default; and if any Person shall lay or cause to be laid any

Pipe to communicate with any Main Pipe or other Pipe belonging to the said Trustees, or any Pipe or Pipes communicating therewith, without the Consent of the said Trustees obtained thereto in Writing, every such Person shall forfeit and pay to the said Trustees any Sum not exceeding Five Pounds Sterling for every Day such Pipe shall so remain: Provided always, that such Inhabitants of the said Town or others as shall have laid Pipes as aforesaid shall be at liberty to remove and take away the same and the Cocks thereto belonging, giving always Forty-eight Hours previous Notice of such Intention to the said Trustees; and any Person or Persons who shall remove his, her, or their Pipe or Pipes without such Notice as aforesaid shall forfeit and pay to the said Trustees for every such Offence a Sum not exceeding Forty Shillings, to be recovered and applied in manner herein-after directed, besides being liable for any Damage that may arise in consequence of such Neglect.

Penalty on Persons taking Gas without having previously contracted.

And Persons ceasing to take Gas to give Notice before Removal of Branch Pipe.

LXXXIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees to lend or let out to any Person or Persons, at such Rent as may be agreed on, any Meter or Meters for ascertaining the Quantity of Gas consumed by such Person or Persons, and supplied in virtue of this Act, and also to lend or let out, at such Rent as may be agreed on, any Gas Pipe or Pipes or other Gas Fittings of whatsoever Kind.

Trustees may lend out Meters and Pipes.

LXXXIV. And be it further enacted, That no Gas Meter or Meters, or Gas Pipe or Pipes, or Gas Fittings of any Kind whatsoever, belonging to the said Trustees, which may be lent or let out on Hire, or otherwise laid or placed by the said Trustees in any Place or Places, Building or Buildings whatsoever, for the Use and Benefit of any Person or Persons, shall be liable to be attached in any manner of way for any Rent or Rents, or for any Debt or Debts due or to become due by any Person or Persons to whom the same may or shall be so lent or let out on Hire or otherwise.

Trustees Meters, &c., not to be attached for Debts of other Parties.

LXXXV. Provided always, and be it enacted, That the said Trustees shall and they are hereby required to make public, in such Way and Manner as they may consider most expedient, such Rates or Prices for the said Gas as they may from Time to Time fix upon and determine; and that it shall not be lawful to the said Trustees to supply any of the Inhabitants of the said Town or Places adjacent at any lower Rates or Prices than those which at the Time shall have been last so made public.

Rates or Prices of Gas to be made public.

LXXXVI. And be it enacted, That it shall and may be lawful to the said Trustees to erect such Pipes on the Fronts of any Tenements or Buildings, with Consent of the Proprietors thereof, as may be necessary for lighting the Lamps affixed to the said Walls, or erected on the said Streets, Lanes, and Passages, provided the same do not exceed the Height of Twelve Feet from the Pavement or Causeway, and to erect such Pipes on the outside of the back Walls of any Tenements or Buildings, with Consent of the Owners or Occupiers thereof, as may be necessary for lighting the upper Floors of such Tenements, the said Pipes to be carried up in the Place most

Trustees may erect Pipes not exceeding 12 Feet on front Walls, for lighting Lamps, and on back Walls for lighting upper Flats.

most convenient for that Purpose, and so as to do as little Damage as possible; and in case of any Difference between the said Trustees and the Owners or Occupiers of the said Tenements as to the Place most convenient, or as to the Amount of the said Damage, the said Place and Damage shall be determined and recovered in manner herein-after mentioned.

Escape of Gas to be immediately stopped, under a Penalty.

LXXXVII. And be it enacted, That whenever any Gas shall be found to escape from any of the said Pipes, the said Trustees shall, immediately after receiving Notice in Writing (to be left at their usual Place of transacting Business) of any such Escape of Gas from any Inhabitant or Inhabitants whomsoever of the said Town of *Greenock* or Places adjacent, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Trustees shall not, within Twenty-four Hours after such Notice being given of any such Escape of Gas, effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Trustees shall for every such Offence forfeit and pay any Sum not exceeding One Pound Sterling for each and every Day after the Expiration of Twenty-four Hours from the Time of giving any such Notice during which the Gas shall be suffered to escape as aforesaid, which Penalty shall be from Time to Time recoverable in a summary Way before the Sheriff of the said County of *Renfrew* or his Substitute for the Lower Ward of the said Shire; and if such Escape shall be or arise from any Branch Pipe or Pipes laid by any Person or Persons in virtue of this Act communicating with the Pipes of the said Trustees, the said Trustees shall, within Three Hours of receiving such Notice as aforesaid, give the like Notice to such Person or Persons; and if such Person or Persons fail to stop such Escape and remove such Cause of Complaint as aforesaid, so that the said Trustees shall either incur Expence in stopping such Escape, or pay any Penalty for Failure so to do through the Neglect or Fault of such Person or Persons, it shall be lawful for the said Trustees to recover such Expence and Penalty from such Person or Persons in manner herein-after directed.

Penalty on Persons supplying other Premises with Gas.

LXXXVIII. And be it enacted, That if any Inhabitant of the said Town of *Greenock*, or any Person or Persons whatsoever supplied with Gas by virtue of this Act, shall supply any other Inhabitant thereof, or any other Person, with any Part of such Gas, every Person so offending shall for every such Offence forfeit and pay to the said Trustees any Sum not exceeding Five Pounds, to be recovered and applied in manner herein-after directed; and it shall be lawful for the said Trustees, if they shall so think fit, also to take off the Gas from the House, Manufactory, or other Tenement or Pertinent thereof of any Person so offending.

Contracts as to supplying Gas entered into under recited Acts to be binding on Trustees under this

LXXXIX. And be it enacted, That all Contracts and Agreements heretofore entered into between the former Baillies and Town Council of *Greenock* of the one Part, and the Trustees acting under the said recited Acts for the supplying the Town with Water, and the paving, cleansing, lighting, and watching the Streets and other public Places thereof, of the other Part, in relation to the acquiring and establish-

ing of Works and Apparatus for the Manufacture of Gas, and laying Pipes for the Supply of the same to the Inhabitants of the said Town, shall be valid and effectual to all Intents and Purposes, and shall be binding upon the Trustees acting under the Authority of this Act, and their Successors in Office, and that it shall and may be lawful for the said Trustees and they are hereby required to exercise and use all and every the Powers by this Act granted for the due Fulfilment of the said Contracts or Agreements accordingly.

Act, and Powers to be exercised in fulfilment thereof.

XC. And be it enacted, That it shall not be lawful to or for any Person or Persons to break or open any Part of the Causeway or Pavement of any of the Streets, Lanes, or Thoroughfares of the said Town for the Purpose of laying or repairing Branch Pipes from the Water Pipe or Pipes or Gas Pipes in such Streets, Lanes, or Thoroughfares, or for any other Purpose whatever, without the special Permission of the said Provost and Baillies, and giving Security to their Satisfaction for the Repair of such Water Pipe or Pipes, or Gas Pipe or Pipes, and of such Street, Lane, or Thoroughfare; and any Person or Persons acting in the contrary shall be liable in a Penalty not exceeding Five Pounds Sterling, besides the Damages which may thereby have been incurred; the said Damages and Penalty to be recovered and applied in manner herein-after directed.

Causeway or Pavement not to be opened without Permission of Magistrate.

XCI. And be it enacted, That if any Person shall wilfully or maliciously break, throw down, damage, or destroy any Cistern, Reservoir, Well, Pipe, or any Engine, Pipe, Plug, or other Apparatus for supplying the said Water or Gas, or any other Work already made and erected or to be made and erected for the Purpose of supplying the said Town with Water or Gas, or any of the Appurtenances, or any Materials thereof, or shall wantonly discharge or let off any Water or Gas from any such Cistern, Reservoir, Well, Pipe, Engine, Gas Pipe, Plug, or other Apparatus, or other Work, every such Person shall, besides the full Amount of the Damage done thereby, forfeit and pay to the said Trustees any Sum not exceeding Ten Pounds Sterling; the said Damages and Penalty to be recovered in manner herein-after directed.

Penalty for injuring any Cistern, &c., or any Water or Gas Pipes, &c.

XCII. And be it enacted, That where any of the Streets, Lanes, or Thoroughfares of the said Town are not already made, levelled, and causewayed, the Feuars in the Line of both Sides of such Streets, Lanes, and Thoroughfares, and all Persons who shall at any Time hereafter become Feuars on such Line, shall be obliged to make, level, and causeway, to the Satisfaction of the said Trustees, at their own proper Expence, opposite to their respective Houses, Buildings, Grounds, and other Tenements, to the Extent of One Half of the Breadth of the said Streets, Lanes, or Thoroughfares, and that at such Time, and after such Manner, and with such Drains, Sewers, and Watercourses as shall be directed and required by the said Trustees, and where any House, Building, Ground, or other Tenement shall belong to more than One Feuar or other Proprietor, the several Feuars or other Proprietors of such House, Building, Ground, or other Tenement shall bear and defray the said Expence in proportion to the real Rents or annual Values of their respective Floors

Feuars, where Causeway not yet made, to causeway Streets opposite to their respective Properties.

Floors or other Parts of such House, Building, Ground, or other Tenements, the said Proportions, in case of Difference among the said Feuars or other Proprietors, to be adjusted and determined by the said Provost and Baillies, or any One of them; and in all Time thereafter the Streets, Lanes, and Thoroughfares made, levelled, and causewayed by the said Feuars or other Proprietors shall, along with the Streets, Lanes, and Thoroughfares of the said Town already causewayed and in use, be kept in repair by the said Trustees; and if any Feuar or Feuars or other Proprietor or Proprietors shall, for the Space of One Month after being required thereto by printed or written Notice, in Form or to the Effect specified in the Schedule (E.) to this Act annexed, addressed to him, her, or them, and left at his, her, or their Dwelling House or Place of Abode, neglect or refuse to make, level, and causeway the said Streets, Lanes, or Thoroughfares as aforesaid, it shall be lawful to and in the Power of the said Provost and Baillies, or any Two or more of them, by Warrant under their Hands, to order the said making, levelling, and causewaying to be done at the Expence of the said Feuars or other Proprietors, and to decern in a summary Manner for any Penalty not exceeding Five Pounds Sterling for such Refusal or Neglect, to be recovered and applied in manner herein-after directed; and the said Trustees shall by their Clerk prosecute the said Feuars or other Proprietors so neglecting, delaying, or refusing to pay the Expence of the Materials and executing the Works, or in their Absence their Factors, Agents, or other Persons in charge and receiving the Rents of their Property or Properties; and all such Actions may be raised and conducted before the Sheriff of the County of *Renfrew*, or his Substitute for the Lower Ward thereof, in a summary Manner; and the Sentence or Judgment of the said Sheriff or his Substitute, by whom the said Sentence or Judgment is pronounced, shall be final and conclusive against all Parties concerned, and shall not be subject to Review by Advocation, Reduction, Suspension, Appeal, or otherwise.

Cuasewayed Streets afterwards to be upheld by the Trustees.

Trustees empowered to causeway Parts of Streets opposite unfeued Grounds.

XCIII. And whereas Parts and Portions of several Streets, Lanes, and Thoroughfares of the said Town have not yet been causewayed in consequence of the Ground opposite thereto being still unfeued: And whereas it will add much to the Comfort of the Inhabitants were the said Trustees empowered to causeway those Parts of such Streets opposite such unfeued Ground as may by them be considered necessary and proper to be causewayed; be it therefore enacted, That it shall and may be lawful to and for the said Trustees to causeway such Parts or Portions of such Streets opposite to Grounds not yet feued, and they are hereby authorized and empowered to causeway the same accordingly, from the Assessments authorized by this Act to be levied; and so soon as the said Ground opposite to the Street so causewayed as aforesaid shall be feued, the said Trustees, on the same being made known to them, shall and they are hereby required to charge the whole Expences or first Cost of such causewaying against the Person or Persons so feuing such Ground, who is and are hereby declared to be liable in Payment of the same to the said Trustees, or to their Clerk or Treasurer, immediately on being required in Writing to that Effect, the Amount of the said Expence or first Cost to be ascertained by the Books of the said Treasurer; and

and in default of making Payment thereof, after having been demanded as aforesaid, the same shall be recovered, with Costs, by Action or Actions before the Sheriff of *Renfrewshire* or his Substitute, in a summary Manner; and the Judgment so to be given shall not be subject to Review by Appeal, Advocation, or otherwise.

Regulation in regard to the causewaying of Squares.

XCIV. Provided always, That the Feuars whose Properties shall front any Square not already causewayed, and who may be required to causeway the same, shall be bound only to causeway and pave the said Square to the Extent of One Half of the Breadth of the widest Street communicating with or running into such Square, and no more; and the said Trustees may and they are hereby authorized to causeway the Remainder or centre Part of the said Square out of the Assessment herein authorized to be levied as aforesaid.

Trustees may order Streets, &c. to be macadamized.

XCV. And be it enacted, That when and so often as any of the said Streets, Lanes, or Thoroughfares shall require and fall to be causewayed by the said Feuars or any of them as aforesaid, it shall and may be lawful for the said Trustees, on a Petition to that Effect from the Feuars in such Street, Lane, or Thoroughfare, or the Majority of them in point of Rental, instead of ordering the same to be causewayed in the usual Manner, to order and direct the said Street, Lane, or Thoroughfare to be laid with Stones in the Manner commonly called macadamized, or to be repaired in any other Manner, as may be ordered by the said Trustees, at the Expence of the several Feuars in such Street, Lane, or Thoroughfare, and that within One Month after Notice has been given to do so agreeably to the Form in the Schedule (F.) to this Act annexed: Provided always, that where any Feuar or Feuars shall have been required to macadamize, and shall have so macadamized such Street, Lane, or Thoroughfare, or Part thereof, the said Trustees shall have it in their Power to require such Feuar or Feuars, at any future Period, to causeway such Street, Lane, or Thoroughfare.

Trustees may take up any Part of Causeways already made, and macadamize or otherwise repair them.

XCVI. And be it enacted, That it shall and may be lawful for the said Trustees to take up and remove the Causeways of the Streets, Lanes, and Thoroughfares which have been already or which shall hereafter be made within the Limits of this Act, or any Part thereof which they may select for that Purpose, and in lieu thereof to order and cause the same to be macadamized or to be repaired in any other Manner; but in all and every such Case the Expence of repairing and upholding the same shall be borne and defrayed by the said Trustees themselves, out of the Rates and Assessments hereby granted, and the Feuars shall not be liable either for upholding or repairing or recausewaying the same thereafter.

Feuars, where Pavements not yet made, to make Pavement opposite to

XCVII. And be it enacted, That the said Feuars or other Proprietors of all Houses, Buildings, Grounds, and other Tenements fronting the said Streets, Lanes, and Thoroughfares, where Sideways or Pavements have not already been made, shall, at their own proper Expence, and along the Line or Front of their respective Properties, be obliged to make, level, and pave the necessary Sideways or Footpaths with flat hewn Stones or otherwise, or in such proper and substantial Manner, and

their respective Properties.

and of such Width, at such Time as shall be directed and required by the said Trustees; and where any House, Building, Ground, or other Tenement shall belong to more than One Proprietor, the several Proprietors of such House, Building, Ground, or other Tenement shall bear and defray the said Expence in proportion to the real Rents or annual Values of their respective Floors or other Parts of such House, Building, Ground, or other Tenement, the said Proportions, in case of Difference among the said Proprietors, to be adjusted and determined by the said Provost and Baillies, or any One or more of them; and in all Time thereafter the Sideways or Footpaths so made, levelled, and paved by the said Proprietors or Feuars shall, along with the Sideways or Footpaths of the said Town already paved and in use, be kept in repair by the said Trustees; and if any Proprietor or Proprietors, Feuar or Feuars, shall, for the Space of One Month after being required thereto, neglect or refuse so to make, level, and pave the said Sideways or Footpaths as aforesaid, the same Remedy shall be competent to the said Trustees as is herein-before provided in the Case of Refusal or Neglect to make, level, and causeway any of the Streets, Lanes, or Thoroughfares of the said Town: Provided always, that it shall be in the Option of the Feuars of Grounds on which Buildings shall not be erected either to pave the Sideways or Footpaths along the Line or Front of such Grounds in manner aforesaid, or to causeway the same with dressed Whinstones until the said Grounds shall be built upon, and no longer; and also that those Parts or Places of the said Sideways or Footpaths which are crossed by such Closes or other Passages as are Cart or Carriage Entries may also, in the Option of the Feuars on whose Grounds the said Entries are situated, be either paved or causewayed with dressed Whinstones as aforesaid.

Pavements afterwards to be upheld by Trustees.

Where no Buildings are erected, Feuars may have Sideways done with dressed Whinstones until Ground be built upon.

Trustees may order Pavements to be made in such Manner as to them may seem best.

XCVIII. And be it enacted, That it shall and may be lawful for the said Trustees, when and where it shall appear expedient, to cause such of the Foot Pavements as yet remain to be made in the said Streets, Lanes, and Thoroughfares already made, or hereafter to be made as aforesaid, to be made and repaired in such Manner and at such Time or Times as they may deem expedient.

Power to Trustees to make Sewers and Drains.

XCIX. And be it enacted, That it shall and may be lawful for the said Trustees to construct proper Main Drains or Sewers in all Roads, Streets, Squares, Lanes, and Passages requiring the same, and proper conducting Drains for leading Rain Water or Soil Water into such Main Drains, all of such Dimensions as may be judged necessary, and in such Manner and Form as shall be directed by the said Provost and Baillies, or any Two or more of them; and it shall and may be lawful for a Majority in point of Rental of the Proprietors of Houses situated on any Road, Street, Square, Lane, or Passage within the Limits of this Act, or for the Master of Works for the Town of *Greenock* appointed by the said Provost, Baillies, and Town Council, where Sewers or Drains shall appear necessary for the Health or Comfort of the Inhabitants, to apply to the said Provost and Baillies, requiring that the Drains or Sewers considered necessary should be made, or that existing Drains or Sewers should be renewed or enlarged; and upon such Application the said Provost and Baillies,

or any Two or more of them, shall inspect or cause the Street or Place proposed to be drained to be inspected, and shall fix and ascertain the Site and Dimensions of such Drains or Sewers; and such Drains or Sewers shall and may thereafter be made and constructed at the Sight and Instance of the Master of Works of the said Town of *Greenock*, and the Expence thereof and keeping the same in repair shall be borne and defrayed by the Proprietors in such Roads, Streets, Squares, Lanes, and Passages whose Properties shall derive Benefit thereby in proportion to their Valuation as rated in the Book kept by Authority of this Act for the Purpose of Assessment; and the said Provost and Baillies, or any Two or more of them, shall, upon Application for that Purpose, apportion and decern for the Proportion to be defrayed by such Proprietors respectively; and if in making or enlarging any such Drain or Sewer the Property or private Drain or Sewer of any Individual shall be taken or made use of, Compensation shall be made to the Owner thereof; and in case of Difference as to the Amount of such Compensation, the same shall be fixed by the said Provost and Baillies, or any Two or more of them, by a Judgment or Sentence under their Hands, and which Judgment or Sentence shall be final and conclusive against all Parties concerned, and shall not be subject to Review by Advocation, Reduction, Suspension, Appeal, or otherwise.

Water from Roofs of Houses to be conveyed in Pipes.

C. And be it enacted, That the Owners or Proprietors of all Houses and other Buildings fronting any public Street, Square, or other public Place within the Bounds before described shall cause the Water from the Roofs of such Houses or Buildings to be received and conveyed in Leaden or other Pipes affixed against or on the Sides or Fronts of such Houses or Buildings, and conducted, to the Satisfaction of the Master of the public Works of the said Town, so as that the same shall be discharged into the nearest Sewers, and which Pipes the said Owners and Proprietors shall be bound to keep clear and in repair at their own Expence; and in case such Owners or Proprietors shall refuse or neglect to cause the Water to be conveyed as aforesaid, and the Pipes to be kept clear and in repair, it shall and may be lawful to the said Provost and Baillies, or any One or more of them, and they and each of them are and is hereby authorized, on the Complaint of the said Procurator Fiscal or Master of Works (which Complaint the said Fiscal or Master of Works is hereby required to make), to cause to be put up and affixed the Pipes which may be necessary, and to be repaired and cleaned at the Charge and Expence of such Owners or Proprietors respectively; and in case such Owners or Proprietors shall refuse or neglect to pay such Charges when required, it shall and may be lawful to the said Provost and Baillies, or any Two or more of them, on the Complaint of the said Procurator Fiscal or Master of Works, to decern such Charges and Expences to be paid by such Owners or Proprietors, either to the Tradesmen by whom the Work shall have been done, or to any other Person or Persons to be named by the said Provost and Baillies or any Two or more of them, with the additional Expence incurred in recovering the same.

Present Out Stairs and other

CI. And be it enacted, That it shall and may be lawful to and in the Power of the said Provost and Baillies, or any Two or more of them,

Obstructions may be removed.

them, on the Application of the said Procurator Fiscal or Master of Works, by a Decree under their Hands, after inspecting the Premises, and hearing Parties concerned, to order all Out Stairs, Buildings, Erections, Projections, and other Things whatsoever which shall have been erected previous to the passing of this Act, and which tend to obstruct free Passage in the said Streets and Foot Pavements, forthwith to be removed; and the Officer or Officers to whom such Warrant shall be granted shall and he and they is and are hereby required to employ proper Labourers and Workmen to remove such Out Stairs, Buildings, Projections, Erections, or other Obstructions as aforesaid: Provided always, that the Expence and Damage arising from or occasioned by the Removal of such Out Stairs, Buildings, Erections, or other Obstructions shall be paid by the said Trustees from the Funds arising from the Assessment aforesaid.

To prevent future Encroachments on Streets.

CII. And be it enacted, That it shall not be lawful for any Person or Persons, after the passing of this Act, to erect any Stairs, Buildings, Projections, or other Erections so as to encroach upon any of the Streets or Footpaths of the said Town, or otherwise obstruct the free Passage of such Streets or Footpaths; and any Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, and shall forthwith remove all such Stairs, Buildings, Projections, or other Erections, upon being thereto required by the said Provost and Baillies, or any One of them; and in the event of any such Person or Persons refusing or delaying to remove the said Stairs, Buildings, Projections, or other Erections, it shall be in the Power of the said Provost and Baillies, or any One of them, to order the same to be removed forthwith at the Expence of the said Persons respectively.

Ruinous Houses to be secured or taken down.

CIII. And be it enacted, That where any Dwelling House, Warehouse, or other Building of whatever Description, or any Part of such Building situated within the Limits of this Act, shall, from Age or otherwise, become insecure, ruinous, or in any other Way dangerous to the Safety of Passengers, the said Procurator Fiscal shall make Application to the said Provost and Baillies, setting forth the dangerous Condition of the said Dwelling House, Warehouse, or other Building, and the said Provost and Baillies, or any Two or more of them, shall, immediately on receiving such Application, nominate and appoint a competent Surveyor to inspect such Dwelling House, Warehouse, or other Building; and if such Surveyor shall report that the Building or any Part thereof so complained of is in an insecure or ruinous Condition, or in any way dangerous to Passengers, then and in that Case the said Provost and Baillies, or any Two of them, to whom such Application may have been made, and by whom the Remit has been so granted, shall and they are hereby authorized and required to order the Proprietor, Liferenter, or Lessee, or Agent or Factor for the Proprietor, Liferenter, or Lessee, or other Person receiving the Rents of such Dwelling House or other Building, forthwith to repair and secure, or to pull down and remove, as the Nature of the Case may require, such Dwelling House, Warehouse, or other Building; and in

in default of the said Order being complied with the said Provost and Baillies, or any Two or more of them, are hereby authorized and empowered to repair and secure, or to pull down and remove, such Dwelling House, Warehouse, or other Building; and every such Proprietor, Liferenter, or other Person aforesaid, neglecting or refusing so to repair and secure, or to pull down and remove, such Dwelling House, Warehouse, or other Building, after such Order shall have been made and intimated, shall, for every Day such Neglect or Refusal shall continue, forfeit and pay any Sum not exceeding Five Pounds Sterling, to be recovered and applied in manner herein-after directed, besides defraying the whole Expence incurred in repairing and securing, or pulling down and removing, such Dwelling Houses, Warehouses, or other Buildings as aforesaid.

Where Houses are under Repair, &c., Streets and Pavements to be fenced round.

CIV. And be it enacted, That when any House or Houses, Tenement or Tenements, fronting the said Streets, Lanes, Squares, or other public Places, are to be taken down, unroofed, or repaired, or to undergo any Alteration whatever whereby Risk shall arise of Stones, Slates, Timber, or any other Thing falling upon the Street or the Foot Pavement, every Person or Persons carrying on or causing to be carried on such Works shall, at his, her, or their Expence, fence round or cause to be fenced round, at the Sight and under the Direction of the said Master of Works, with a sufficient Rail or other Fence, those Parts of the Street or Foot Pavement which are opposite to the said Houses or Tenements, which Rail or other Fence shall in no Case extend beyond One Third Part of said Street, and shall uphold and keep in proper Repair and Condition the said Rails or other Fences during the whole Time the said Works are carrying on; and that it shall be lawful for and in the Power of the said Provost and Baillies, or any One or more of them, to fine the Person or Persons refusing or neglecting so to fence round the said Streets or Pavements as aforesaid in any Sum not exceeding Five Pounds Sterling for each Day's Failure, to be recovered and applied in manner herein-after directed; and also to order the said Streets or Pavements so to be fenced in, at the Sight and under the Direction of the said Master of Works, at the Expence of the Person or Persons carrying on the said Works or Repairs, reserving to any Person who may suffer Injury through such Neglect to prosecute the Defaulters for Reparation and Damages according to Law.

Openings in Streets, Deposits of Stones, &c., to be fenced, and Lights placed during Night.

CV. And be it enacted, That in case any Deposit of Stones or Building Materials, or Sheds for Masons or other Workmen, shall be placed or erected upon, or any Hole or Opening shall be made in or adjoining to any of the Streets, Lanes, Passages, Squares, or public Places of the said Town, for the Purpose of building, making Wells or Drains, laying Pipes, or for any other Purpose, the Person or Persons making or causing to be made the said Deposits, Sheds, Holes, or Openings, and the Persons employed or concerned therein, shall, at his, her, or their own Expence, cause a sufficient Rail or Fence, at the Sight and under Direction of the said Master of public Works, to be put round the said Deposit, Sheds, Holes, or Openings, and shall also cause Lamps or Lights to be affixed at or near the same to be kept burning every Night from Sunset to Sunrise; and

in case any Person or Persons shall refuse or neglect to fence in a sufficient Manner, to the Satisfaction of the said Master of public Works (the said Fence in no Case to occupy more than One Third Part of such Street or other public Place), and to affix and keep burning the said Lamps or Lights in manner aforesaid, it shall and may be lawful for the said Provost and Baillies, or any One or more of them, to decern the Person or Persons so offending to pay any Sum not exceeding Five Pounds Sterling for each Day's Failure, to be recovered and applied as hereinafter directed; and also to order the said Deposits, Sheds, Holes, or Openings to be fenced, and Lamps or Lights to be affixed and kept burning thereat, by and at the Expence of the Person or Persons concerned or employed therein; reserving always to any Person or Persons who may suffer Injury by such Operations or Neglect in fencing or lighting to prosecute the Defaulters for Reparation and Damages.

Streets, &c. to be kept in a Line.

CVI. And be it enacted, That when any House or other Buildings adjoining to any of the Streets, Squares, Lanes, Closes, or other public Places within the said Town are taken down in order to be rebuilt by the Proprietors, and where such Buildings project beyond the Line of the front Walls of the Houses adjacent, it shall be lawful to the said Provost and Baillies, or any One or more of them, upon Application being made by the Procurator Fiscal, to order the new Buildings to be erected in a Line with the front Walls of the adjacent Houses, upon the said Provost, Magistrates, and Town Council satisfying the Proprietor for the Value of the Ground so to be surrendered to the Public, as the same shall be ascertained by the Agreement of Parties, or in a summary Manner by the said Sheriff or his Substitute, whose Award or Decree shall be final, and not subject to Review in any Court.

Power to Trustees to hire Scavengers, &c. for cleaning Streets, or to contract for that Purpose.

CVII. And be it enacted, That it shall and may be lawful for the said Trustees to hire and employ Scavengers and other Persons for cleaning the Streets, Squares, Lanes, public Passages and Thoroughfares of the said Town, together with the Breasts and Quays of the Harbours and Docks thereof, and to provide Carts and all Implements and Accommodations necessary for such Purposes; to increase or diminish the Number of the said Scavengers and other Persons from Time to Time, as may be expedient, and to issue such Rules and Directions for the Regulation of their Conduct and the effectual Performance of the said Work as to the said Trustees shall seem necessary; and to sell or dispose of the Soil, Dirt, Ashes, and Fuilzie collected from the said Streets, Squares, Lanes, and other Places, the Money thence arising to be applied to the Purposes to which the said Assessment is applicable as aforesaid; or to contract with other Persons to sweep and clean the said Streets, Squares, Lanes, and other Places, if at any Time they shall think proper, and as often as they may think proper so to do: Provided always, that in consideration of the said Scavengers and other Persons being employed by the said Trustees in cleaning the Breasts and Quays of the said Docks and Harbours, they shall be entitled to such reasonable Compensation or Remuneration as may be agreed upon by the said Trustees

Trustees and the Trustees of the said Harbours, and, failing an Agreement, by any Person to be appointed by the said Sheriff or his Substitute, on Application by the said Trustees or the Trustees of the said Harbours.

Proprietors of Closes, &c. to clean them at their own Expense.

CVIII. And be it enacted, That from and after the passing of this Act all Courts, Closes, and Lanes within the said Town, not being Thoroughfares, shall be kept clean and clear of all Dung, Fuilzie, or Rubbish, and shall be swept and cleaned at the Expence of the Proprietor or Proprietors thereof, or of the Houses, Buildings, or Premises therein situated, at least twice each Week; and if the Proprietor or Proprietors of such Courts, Closes, and Lanes, or of the Houses, Buildings, and Premises therein, shall not so sweep and keep clean the said Courts, Closes, and Lanes, every such Proprietor shall forfeit and pay any Sum not exceeding Ten Shillings Sterling for each Offence, to be recovered and applied in manner herein-after directed.

Apportionment of Expense where more Proprietors than One.

CIX. And be it enacted, That where the said Courts, Closes, and Lanes, or Houses, Buildings, and Premises therein, belong to more Proprietors than One, the several Proprietors shall be obliged to defray the Expence of sweeping and cleaning the said Courts, Closes, and Lanes, in proportion to the Value of their respective Properties; and in case any Dispute or Difference shall occur among such Proprietors relative to their Proportion of the said Expence, it shall and may be lawful to the said Provost and Baillies, or any One or more of them, after hearing the Parties concerned, by a Sentence or Decree to be pronounced by them or him, to determine the Amount and Proportion to be paid by each Proprietor, and to decern for the same, which Determination shall be final and conclusive, and shall not be subject to Review by Suspension, Advocation, Reduction, Appeal, or otherwise: Provided always, that where any One or more of such Proprietors are, by their Title Deeds or otherwise, burdened with the Expence of sweeping or cleaning the said Courts, Closes, and Lanes, he, she, or they shall continue to be subject to that Burden.

Occupiers of Shops, &c. to clean the Pavements daily.

CX. And be it enacted, That all and every Person or Persons who shall possess the Shops or inhabit the Ground or Street Floor of any Dwelling House or other House or Building adjoining to or fronting the Foot Pavements within the said Town, shall cause the same, along the Fronts of their respective Shops, Houses, and Premises, to be swept, scraped, and cleaned once every lawful Day between the Hours of Six and Nine in the Morning; and where there are no Possessors therein, every Person or Persons who shall possess the Second Floor, or where there are no Possessors therein, the Person or Persons who shall possess the next Floor, and so on, of any such Dwelling House or Building, or where there are no Tenants or other Possessors in any Part of such Building or Tenement, the Proprietor or Proprietors of the same, shall cause the said Pavement, and also the Pavement in front of the Entry or Passage to such Dwelling House or other House, and also the said Entry or Passage itself, to be in like Manner swept, scraped, and cleaned once every lawful Day, between the said Hours of Six and Nine; or where there are no Buildings erected, the Proprietor of the Ground shall cause the Pavement or

Footpath

Footpath opposite thereto to be swept and cleaned in manner above directed; and if they or any of them shall fail so to do, it shall be lawful for the said Provost and Baillies, or any One or more of them, to decern in a summary Manner such Possessors and Proprietors to pay any Sum not exceeding Ten Shillings Sterling for each Offence or Neglect, to be levied in manner herein-after directed; and in case any Dispute shall arise among the said Possessors and Proprietors relative to the said sweeping, scraping, and cleaning, it shall be lawful to the said Provost and Baillies, or any One or more of them, to inquire into the Matter and determine the same.

No Dung or Ashes to be laid down on Streets, except at certain Times.

CXI. And be it enacted, That all Persons who shall lay or cause to be laid, on any Part of the Streets, Lanes, or other public Ways in the said Town, any Dung, Ashes, or Fuilzie, for the Purpose of transporting it to other Places, shall lay down and also remove the same before Nine of the Clock of the Morning on the Day in which it is so laid down, in the Months of *October*, *November*, *December*, *January*, and *February*, and before Eight of the Clock of the Morning in the Months of *March*, *April*, *May*, *June*, *July*, *August*, and *September;* and the Carts employed in removing and transporting the same shall be so close, tight, and sufficient, and shall be so loaded, as to prevent any Part of the Contents from falling out or over; and immediately after such Removal the Person so laying down or causing to be laid down such Dung, Ashes, or other Nuisance as aforesaid, shall sweep, scrape, and clean, or cause to be swept, scraped, and cleaned, those Parts of the Foot Pavements, Streets, Passages, or other Places on which such Dung, Ashes, or Fuilzie may have been laid down, or over which it may have been wheeled or conveyed to the Carts employed in removing the same, under a Penalty not exceeding Ten Shillings for each Offence; and if any Ashes or Dung of any Kind be so laid and remain upon any Part of the said Streets, Lanes, or other public Ways after the Hours before mentioned, the Person or Persons so offending shall forfeit and pay any Sum not exceeding Ten Shillings Sterling for each Offence, to be levied and applied in manner herein-after directed, and shall likewise forfeit the said Ashes or Dung, which shall and may be seized by the Superintendent of Police by and in virtue of this Act, and without any other Authority sold as public Property, and the Proceeds applied to the Purposes of this Act; and any Person or Persons who shall lay or cause to be laid, upon any of the Streets, Pavements, Lanes, Footways, Aileys, Passages, or Closes, whether Thoroughfares or not, of the said Town, any Dung, Ashes, Fuilzie, Rubbish, or Nuisance of any Kind, on any Pretence whatever, except as aforesaid, shall forfeit and pay any Sum not exceeding Ten Shillings Sterling for each Offence, to be levied and applied in manner also herein-after directed.

Accumulations of Dung, &c., prohibited.

CXII. And be it enacted, That it shall not be lawful for any Dealer in Dung to form Dunghills or to collect Manure for Sale within the Limits of this Act, or to lay down Dung, Fuilzie, or Refuse on any of the public Streets, Lanes, Footways, Alleys, Passages, or Closes, or other public Places, whether Thoroughfares or not, except as hereinbefore authorized; or for any Person or Persons to mix or allow to be mixed with the Dung, Fuilzie, and Refuse of Stables or Cow Houses

belonging to private Parties any Dung, Soil, Dirt, Ashes, or Fuilzie vested by this Act in the said Trustees; nor to allow or permit any Dung, Soil, Dirt, Ashes, or Fuilzie to accumulate within his, her, or their Cellars for more than Three Days; nor to accumulate the Dung, Soil, or Refuse of any Stable, Cow House, or Pig House for more than Thirty Days; and every Person convicted of any One of such Offences shall not only be subjected in Payment of a Penalty not exceeding Forty Shillings for every Offence, but the Superintendent of Police is hereby authorized and empowered, upon a Certificate being presented to him, signed by any Two Physicians or Surgeons, and by any Three of the said Trustees, that any such Accumulation of Dung or Fuilzie on or in the Neighbourhood of any Parts of the Streets, Lanes, Footways, Alleys, Passages, or Closes, or other public Places, whether Thoroughfares or not, within the Bounds of this Act, ought to be removed as being prejudicial to the Health of the Inhabitants, to give or cause Notice to be given in Writing to the Owners of such Dung or Fuilzie to remove the same within Six Hours after such Intimation; and in case of Failure to comply with such Notice the said Superintendent of Police shall, *brevi manu*, and without any Warrant or Authority other than this Act, seize and dispose of the said Dung or Fuilzie, the Proceeds whereof shall be paid over to the said Collector or Treasurer, and which shall be expended for the Purposes of this Act: Provided always, that Dung accumulated in any Barn Yard or Straw Yard situated upon Ground under Cultivation within the Limits of this Act, for the Purpose of being laid thereon, shall not be subject to the foresaid Prohibitions and Regulations, nor be liable to Seizure as aforesaid.

Rubbish not to be put on Streets.

CXIII. And be it enacted, That any Person or Persons laying down or depositing on any of the public Streets, Lanes, Footways, Alleys, Passages, Closes, or other public Places, whether Thoroughfares or not, any Ashes or Danders, Coal, Culm, Sweepings of Cellars, or other Rubbish of whatever Description not being fit to be sold and used as Manure, such Person or Persons shall be bound and obliged to remove the same within Twelve Hours after being so laid down or deposited, under a Penalty not exceeding Forty Shillings, to be recovered and applied in manner herein-after directed, and it shall be lawful for the said Superintendent of Police, and he is hereby authorized and empowered, forthwith, on the Expiration of the said Period of Twelve Hours, and without any other Warrant and Authority than this Act, to cause the same to be removed at the Expence of the Offender or Offenders; which Expense, if refused to be paid when demanded, it shall be competent to him to recover in the same Way and Manner as Penalties are by this Act directed to be recovered, together with the Expence of Prosecution.

Waste or foul Water Pipes may be erected along the back Wall of Tenements divided into separate Flats.

CXIV. And be it enacted, That in all Streets or other Places within the Limits of this Act where Common Sewers are now or may hereafter be constructed, it shall be lawful for the Proprietor or Proprietors of any One or more of the Floors or Flats of Houses situated within such Streets or other Places to erect One Waste or Foul Water Pipe along the back Wall of the Tenement on the Outside, communicating with the Drain under Ground leading into

into the Common Sewer, where there is such Drain, and with Power to make such Drain if there is not one already, and afterwards to keep the same in good and sufficient Repair: Provided that Authority shall first be obtained from the said Trustees for erecting such Pipes and making such Communication or Drain; and provided further, that the Expence and Damage occasioned by erecting and constructing such Pipe, Communication, and Drain, and the Expence of keeping the same clean and in good Repair, shall be defrayed by the Proprietors of the Floors or Flats making use of the same, in proportion to their Rents or annual Value; and the said Provost and Baillies, or any One or more of them, shall, upon Application for that Purpose, and in case of Difference among the Parties themselves, or any of them, settle and decern for the Proportion to be defrayed by such Proprietors respectively.

Proviso for Proprietors obliged by their Title Deeds to convey away the waste Water.

CXV. Provided always, and be it enacted, That when any One or more of the said Proprietors is or are, by their Title Deeds or otherwise, burdened with the Expence of conveying the whole Water from the said Houses or Buildings, he, she, or they shall still continue to be subject to that Burden, but it shall and may be lawful for them (upon obtaining an Order for that Purpose from the said Provost and Baillies, or any Two or more of them, after visiting the Premises and hearing the Parties concerned), at their own Charges and Expences, to affix or cause to be affixed to those Parts of the Walls of the said Houses or Buildings which belong to the other Proprietors a Pipe or Pipes for the Purposes aforesaid, they always indemnifying the other Proprietors for all Damages they may sustain by the said Fixtures, as the same shall be ascertained by a Decree of the said Provost and Baillies, or any One or more of them, in manner and according to the Proportions aforesaid.

Trustees may purchase Fire Engines and other Apparatus.

CXVI. And be it enacted, That for the Purpose of rendering the Fire Engine Establishment hereby authorized to be established efficient, it shall be lawful to the said Trustees, and they are hereby authorized and empowered, to purchase, by means of the Funds raised under Authority of this Act, and take under their Charge and Management, all the Fire Engines, Pipes, and other Apparatus now used in the said Town for extinguishing Fires, and belonging to the Provost, Baillies, and Town Council, or which have been or shall be surrendered to the said Provost, Baillies, and Town Council, or to the said Trustees, by any Corporation, Company, or Persons, for the Public Use; and it shall also be lawful to the said Trustees and they are hereby authorized and empowered to purchase and procure such additional Fire Engines, Pipes, and other necessary Implements and Apparatus, useful for extinguishing Fires, and preventing the Accidents which may arise therefrom, as they may think proper; and also to provide, maintain, keep in repair, and uphold the said Fire Engines and other Implements and Apparatus, and to maintain and organize a Body of Firemen, and to appoint a Superintendent or Master of Engines and other proper Officers and Workmen, or to contract and agree with any Body or Bodies Corporate or Collegiate, or any Person or Persons, for all or any of the Purposes aforesaid, in order that in all Cases of Fire occurring within the Bounds of the

said Town of *Greenock* the most prompt and effectual Means may be in readiness for extinguishing the same; and to enforce and carry into effect the Provisions herein-after contained relative thereto.

Authority to place Fire Cocks upon Pipes of Shaw's Water Company, with Consent of Directors.

CXVII. And be it enacted, That it shall and may be lawful to the said Trustees and they are hereby authorized and empowered, with the Consent of the Directors of the said *Shaw's Water* Joint Stock Company, and at the Sight of the Engineer of that Company, to place proper Fire Cocks upon the Pipes belonging to the said Company either already laid or which may be hereafter laid by the said *Shaw's Water* Company within the Bounds of the said Town, at such convenient Distances from each other, and at such Places as may be considered most proper and necessary for the Supply of the said Engines when brought into operation, the Positions of such Fire Cocks being first arranged by the said Trustees with the Directors of the said *Shaw's Water* Company; and the Expence of preparing and placing the same, and the Expence of preparing and placing the whole other Fire Cocks which may be placed as aforesaid, shall be defrayed by the said Trustees, together with the Expence of maintaining, repairing, and upholding the said Fire Cocks in all Time coming.

Engines may be sent beyond the Bounds of Police, and Parties assisted to pay Expenses.

CXVIII. And be it enacted, That it shall be lawful for the said Trustees and they are hereby authorized and empowered to permit Engines, Implements, Apparatus, Firemen, and generally all or any Part of any Fire Establishment which the said Trustees may consider necessary to establish after the passing of this Act, to be sent beyond the Bounds of Police for the extinguishing of Fire, the Owners and Occupiers of the Premises to whose Assistance the same shall be sent being always bound in such Cases to defray the actual Expence that may be thereby incurred, and in the event of Difference of Opinion between the Parties the Amount of the said Expence shall summarily be fixed by the Sheriff of *Renfrewshire* or his Substitute, whose Decision shall be final, and binding on all Parties concerned; and the Amount of the said Expences as so incurred, or as the same may, in case of Dispute, be fixed by the Sheriff as aforesaid, shall be recovered by a summary Warrant under the Hand of the said Sheriff, upon the written or verbal Application by the Clerk or Treasurer to the said Trustees, or by the Superintendent of Fire Engines, the Owners and Occupiers of the Premises where the Fire may have occurred, and all others interested, being always entitled to mutual Relief against each other according to Law for the Amount of the Sum or Sums to be so paid by them or any one of them from whom the said Trustees may recover the same: Provided always, that it shall be in the Power of the said Trustees and they are hereby authorized and empowered either to modify the said Charges to such Extent as they may see proper, or altogether to pass from the same when they see Cause for so doing, in which event the Charges attending the extinguishing such Fires shall be defrayed out of the Assessments raised by virtue of this Act.

Provision for Recovery of

CXIX. And be it enacted, That if the Party or Parties to whose Aid the Engines or any Part of the Fire Establishment may have

such Expences.

have been so sent shall refuse or delay to make Payment of the Expence thereby incurred, as before provided for, within Twenty-one Days after being required in Writing so to do, it shall be lawful for the said Trustees or their Collector, and they or he are and is hereby authorized and empowered, to prosecute any One or more of the Parties liable for the same in any Court competent; and the Defender or Defenders in such Actions shall be bound, over and above the Amount pursued for, to pay the full Expences that may be incurred in prosecuting for and enforcing Payment of the said Claim, the Owners and Occupiers of the Premises where the Fire may have occurred and all others interested being always entitled to mutual Relief against each other, according to Law, for the Amount of the Sums so paid by them or any One of them from whom the said Trustees may recover the same.

Penalties for Chimneys taking fire.

CXX. And be it enacted, That if any Chimney or Funnel for conveying Smoke within the said Town shall take fire, the Occupier shall forfeit and pay any Sum not exceeding Twenty Shillings Sterling, to be recovered and applied in manner hérein-after directed, besides such farther Sum, not exceeding Ten Shillings Sterling, as the Provost and Baillies, or any One or more of them, shall award to the Fireman or Firemen, or other Person or Persons by whom such Fire shall have been extinguished.

Power to the Trustees to erect Steelyards for weighing Coals.

CXXI. And whereas the Inhabitants of the said Town of *Greenock* and Places adjacent are liable to be imposed upon in the Weight of Coals by their not being of legal and sufficient Weight, which would be remedied by the Weight thereof being properly ascertained; be it therefore enacted, That the said Trustees shall be and they are hereby empowered and authorized to erect and maintain Steelyards, Scales, or other Weighing Engines, adjacent to the Harbours of *Greenock*, or at such convenient Places within the Limits of this Act as they may deem proper, and to appoint proper Persons to attend the same, with suitable Allowances for their Trouble, and to order and appoint that every Cart or Waggon employed for the Carriage of Coals shall be numbered and weighed, and recorded in a Book to be kept for that Purpose within the Town, and under the Direction of the said Provost and Baillies; and the Owners of every such Cart or Waggon shall cause a Ticket denoting the Number and Weight thereof to be affixed on some conspicuous Part of the same, and such Cart or Waggon shall not be altered and made heavier, or used, until the Weight or Tare of such Cart or Waggon shall be ascertained as aforesaid; and every Cart or Waggon loaded with Coals shall be weighed at the said Steelyards, Scales, or other Weighing Engines, and the Weight of the Coals marked on a Ticket to be delivered to the Driver; and to exact from the Driver for each Cart a Sum not exceeding Two-pence, and for each Waggon a Sum not exceeding Four-pence, for erecting and keeping in repair such Steelyards, Scales, or other Weighing Engines, and for Payment of Persons necessary for weighing the Coals, and delivering the Tickets, and certifying the Weight thereon and Time of weighing, the Money to be repaid

to

to the Drivers by the Purchasers of the Coals; and the Property of such Steelyards, Scales, and Weighing Engines so to be erected, and under the Control of the said Provost and Baillies, shall be and are hereby vested in the said Trustees: Provided always, that nothing herein contained shall extend or be construed to extend to Carts or Waggons loaded with Coals which may be taken to any public Work or Coal Depôt from Gabbarts or received in Wholesale by the Railway.

Regulations as to Sale and Delivery of Coals.

CXXII. And be it enacted, That it shall not be lawful for any Person or Persons who shall have sold or disposed of any Coals exceeding Six hundred Pounds Weight within the Bounds foresaid to deliver or cause to be delivered such Coals until the same shall have been weighed at one or other of the foresaid Steelyards, and a Ticket obtained certifying the Weight thereof, and the Time of weighing; and every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings, and any Carter or other Person in charge of any Cart or Waggon containing such Coals who shall deliver the same without being weighed as aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Ten Shillings in respect of each such Cart or Waggon in his Charge; and in case of Refusal or Neglect in Payment of any of the said Penalties, it shall be lawful for the said Superintendent of Police, and Officers under him as aforesaid, to seize all and every Cart or Waggon so loaded with Coals, and not having been weighed, and a Ticket procured as aforesaid, and to detain the same until the said Penalties, and the Expences attending the same, be recovered and paid under the Powers by this Act given, in regard to the Recovery of other Penalties.

Penalties for not procuring Ticket.

Fines for altering Weight of Waggon.

CXXIII. And be it enacted, That it shall be lawful for the said Provost and Baillies to impose Fines for altering the Tare or Weight of the Cart or Waggon as aforesaid, not exceeding Ten Shillings Sterling for each Offence, and to make such farther Regulations from Time to Time as they shall judge necessary relative to Carts and Waggons loaded with Coals as aforesaid, and the Weight of Coals to be contained therein, and to enforce Observance of the same by Fines not exceeding Ten Shillings Sterling for each Offence, to be recovered and applied in manner herein-after directed.

Trustees may provide portable Weighing Machines for re-weighing Coals.

CXXIV. And be it enacted, That it shall and may be lawful to the said Trustees, and they are hereby authorized and empowered, to provide, furnish, and maintain such Number of portable or moveable Machines for weighing Coals as they may consider necessary, to be kept at convenient Places, in order that the Inhabitants may have Access to them for the Purpose of re-weighing their Coals at their own Expence, if they shall be so inclined; and to employ proper Persons to attend to such Machines, and to establish the Rates to be payable to them for such re-weighing as aforesaid; as also, that the said Superintendent of Police may cause Coals offered for Sale or for Delivery to be re-weighed when he may think the same necessary, as a Check on the Conduct of Carters or others, such re-weighing being always done free

free of Expence; but if from such re-weighing, made either at the Desire of the private Party or by Direction of the Superintendent of Police as aforesaid, it shall appear that any Coals have been taken or embezzled from any Cart or other Carriage after it shall have passed the Steelyard where it was originally weighed, it shall be lawful to seize such Cart or Carriage, with its Loading; and upon Complaint of the Offence made, and the same being established, it shall be lawful for the said Provost and Baillies, or any One or more of them, to punish the Drivers of the said Carts or other Carriages, or any other Person or Persons who shall be found to have been accessory to such Abstraction or Embezzlement, by Fine not exceeding Forty Shillings for each Offence, to be recovered and applied in manner herein-after directed.

Rates to be exacted for Use of Market Places and Slaughter-house.

CXXV. And whereas, for the Accommodation of the Inhabitants, a public Market for the Sale of Live Cattle, and also a public Market for the Sale of Butchers Meat, and a public Slaughtering-house for the slaughtering of Cattle and other Bestial, have already been erected at very considerable Expence, out of the Funds of the said Town, and other Places for similar Purposes may hereafter be erected, and it is proper that the Funds of the said Town should be indemnified for the great Expence thereby incurred; be it therefore enacted, That it shall and may be lawful for the Provost, Baillies, and Town Council, or such Person or Persons as may be authorized by them, and they are hereby authorized and empowered, to ask, demand, levy, collect, and take, of and from all and every Person or Persons who may use the said respective Market Places and Slaughter-house already erected or which may be erected, the respective Rates and Duties specified in the Schedules (G., H.) to this Act annexed.

Rates and Duties for Live Cattle and for Butchers Meat, on which the foresaid Duties have not been paid.

CXXVI. And be it enacted, That for the Support of the said respective Market Places and Slaughter-house already erected or to be erected it shall and may be lawful for the said Provost, Baillies, and Town Council, or such Person or Persons as may be authorized by them for that Purpose, and they are hereby authorized and empowered, to ask, demand, levy, collect, and take, of and from all and every Person or Persons exposing Live Cattle or Butchers Meat for Sale within the said Town, the said respective Rates and Duties specified in the said Schedules (G., H.) to this Act annexed, and that as fully and amply in every respect as if the said Live Cattle had been exposed for Sale in the said Live Cattle Market, or as if the Person or Persons exposing the said Butchers Meat had made use of the said Slaughter-house and paid the Dues leviable for the Use of the same: Provided always, that Butchers Meat, having already paid the Rates and Duties aforesaid, and being removed from the said Market Places and Slaughter-house for Sale by Retail, shall not be again liable in Payment of the said Rates and Duties.

Rates and Duties for public Market and Slaughter-house may

CXXVII. And be it enacted, That in case of Delay or Refusal to pay any of the said Rates and Duties it shall and may be lawful to and for such Person or Persons as shall for that Purpose be authorized by the said Provost, Baillies, and Town Council to take and seize, preferably

ferably to and notwithstanding any Attachment, Arrestment, or other Right whatsoever claimable by or due to any other Person or Persons, any of the Cattle, Butchers Meat, Hides, or Skins, of whatever Description, found in the said public Markets or Slaughter-house, or within the said Town respectively, and belonging to the Person or Persons so delaying or refusing to pay the said Rates and Duties, or any of them, and the same to detain until the Rates and Duties due and owing by such Person or Persons be satisfied and paid; and in case of Neglect or Delay in the Payment of the said Rates and Duties, or any of them, for the Space of Twenty-four Hours after such taking, seizing, and detaining, it shall and may be lawful for such Person or Persons as may be authorized as aforesaid to apply to the said Provost and Baillies, or any One or more of them, for a Warrant (which Warrant the said Provost and Baillies, or any One of them, is hereby authorized and required to grant), ordaining the said Cattle, Butchers Meat, Hides, or Skins, of whatever Description, so taken, to be sold and disposed of by public Auction, and the Duty or Duties so neglected or delayed to be paid to be satisfied out of the Proceeds or Prices thereof, together with the Charges of such taking, seizing, detaining, and selling, (as the same shall be ascertained by the Sellers upon Oath,) rendering to the Owner or Owners of such Cattle, Butchers Meat, Hides, or Skins the Overplus (if any be), on Demand, without Prejudice to the said Provost, Baillies, and Town Council, or the Person or Persons whom they may for that Purpose appoint, to sue for and otherwise recover the said Rates and Duties according to Law.

be levied by Seizure and Sale of Cattle, &c.

CXXVIII. And be it enacted, That it shall and may be lawful for the said Provost, Baillies, and Town Council to let or farm out the whole Rates and Duties or any Part thereof, levied for the Use of the said public Markets and Slaughter-house in virtue of this Act; and also, that it shall be lawful for the said Provost, Baillies, and Town Council to let or farm out the Rates and Duties aforesaid leviable from all and every Person or Persons bringing Butchers Meat into the said Town for Sale, which have not paid the Rates and Duties exigible for the Use of the said public Markets and Slaughter-house: Provided always, that the Period for which the said respective Rates and Duties or any of them shall be so let or farmed out shall not in any Case exceed Twelve Calendar Months at any one Time.

Rates and Duties leviable for Markets or Slaughter-house may be farmed out or let.

CXXIX. And be it enacted, That it shall and may be lawful for the said Provost and Baillies to appoint, and from Time to Time to remove, such Persons as they may think fit, to act as Inspectors of Markets within the said Town of *Greenock*; and all Cattle, Sheep, Lambs, Swine, Pigs, or other Bestial slaughtered for Sale within the said Town shall be brought to the public Slaughter-house, and there slaughtered; and it shall not be lawful to slaughter Cattle, Sheep, Lambs, Swine, Pigs, or other Bestial in any other Place within the Limits of this Act than in the said public Slaughter-house; and all Cattle, Sheep, Lambs, Swine, Pigs, or other Bestial, when slaughtered for Sale, shall be exposed in the public Flesh Market at such Time before Nine o'Clock in the Morning as the said Provost and Baillies may fix and determine, to afford an Opportunity to the Inspector to examine

Appointment of Inspector of Markets; Regulation as to the slaughtering and Inspection of Cattle, &c.

examine the same; nevertheless it shall be lawful for the sitting Magistrate, and he is hereby authorized, if he shall see Cause, to permit any Dealer in Butcher Meat to remove any Bestial so slaughtered direct from the Slaughter-house to the Shop or other Place of Sale of such Dealer, where the same shall be exposed for any Period not exceeding One Hour previous to being cut up, that such Bestial may be duly examined by the Inspector; and every Person transgressing in any of the Matters aforesaid shall for every such Transgression or Offence forfeit and pay any Sum not exceeding Forty Shillings.

Persons selling unwholesome Meat, &c. to be punished.

CXXX. And be it enacted, That it shall and may be lawful to and for the Inspector of Markets or the Superintendent of Police, and Officers acting under him, or other Person or Persons whom the said Provost and Baillies, or any One or more of them, may authorize, to apprehend and bring before the Provost and Baillies, or any One or more of them, any Person who shall sell or expose for Sale in any Market, Shop, Stand, or Place within the said Town any Butcher Meat, Fish, Game, Poultry, or Fruit of an unwholesome Description, and to seize and take Possession thereof, and if, after Inspection, Two or more respectable Dealers in such Articles, or other Persons whom the said Provost and Baillies, or any One or more of them, may appoint, shall certify that it is unwholesome, and ought to be buried or destroyed, the said Inspector, Superintendent, or Officers are hereby authorized and empowered immediately to cause the same to be buried or otherwise destroyed; and any Person who shall be convicted of selling or exposing any such Articles for Sale as aforesaid shall for each Offence be liable in a Penalty not exceeding Five Pounds, over and above the Expences of the Complaint, and the Meat, Fish, Game, Poultry, or Fruit so seized shall, upon such Conviction, be declared to be forfeited, and shall, if not already buried or destroyed, be disposed of as the said Provost and Baillies, or any One or more of them, shall direct; and the said Inspector, Superintendent, or Officers are hereby authorized and empowered to apprehend all Butchers and other Persons who shall within the said Town sell or expose for Sale any Bull Beef without having the Words "Bull Beef" exhibited on a Board in Roman Characters, of at least Three Inches in Length and of a proportional Breadth, over the Place or Stall in which it is or was exposed for Sale, and may seize and take Possession of such Beef, to be produced in Evidence; and upon Conviction the said Provost and Baillies, or any One or more of them, are and is hereby authorized and empowered to fine the Offender or Offenders for every such Offence in any Sum not exceeding Five Pounds, besides the Expence of Complaint and Conviction, and such Beef may be declared forfeited or otherwise disposed of as the said Provost and Baillies, or any One or more of them, may direct.

Regulations and Penalties as to the carrying, storing, and selling of Gunpowder.

CXXXI. And be it enacted, That no Gunpowder shall be sold within the said Town by Gas or Candle Light or other artificial Light, under a Penalty not exceeding One Pound Sterling to be paid for each Offence by the Person or Persons so selling the same; and that no Merchant, Shopkeeper, or other Person or Persons shall keep at the same Time, in any House, Shop, Cellar, Warehouse, or other

other Apartments within the said Town, more than Ten Pounds Weight of Gunpowder, but shall carry all Gunpowder exceeding the Quantity aforesaid to such Magazine in the Vicinity of the said Town as the said Provost and Baillies, or any One or more of them, may order and direct, under a Penalty, for the First Offence, of any Sum not exceeding Three Pounds Sterling, for the Second Offence, not exceeding Five Pounds Sterling, and for the Third and any subsequent Offence, not exceeding Ten Pounds Sterling, besides Forfeiture of all the Gunpowder which shall be found in such House, Shop, Cellar, Warehouse, or Apartments exceeding the aforesaid Weight; and that the aforesaid Quantity of Ten Pounds Weight of Gunpowder allowed to be kept within the Houses, Shops, Cellars, Warehouses, or Apartments aforesaid shall be deposited in a Place by itself, separate from all other Goods and Commodities, and shall be secured by Lock and Key, under a Penalty not exceeding Ten Pounds Sterling to be paid for each Offence by the Occupier of the said House, Shop, Cellar, Warehouse, or other Apartment in which such Quantity of Gunpowder not so kept and secured as aforesaid shall be found; each and all of the Penalties aforesaid to be recovered and applied in manner herein-after directed; and no Gunpowder in greater Quantities than Ten Pounds Weight shall be carried into or through the said Town of *Greenock* unless the same shall be carried in an Ammunition Waggon of the same Description as that used by Government in the Transportation of Gunpowder from Place to Place, under a Penalty of Ten Pounds Sterling for each Offence, to be recovered from the Owner or Owners of such Gunpowder, or his or their Agent or Agents, or the Carter or other Person in charge of the same, and to be applied in manner herein-after directed; and in all such Cases the said Gunpowder shall be confiscated and sold, and the Proceeds thereof applied to the Purposes of this Act.

A Warrant may be granted to search for Gunpowder.

CXXXII. And be it enacted, That it shall be lawful to the said Superintendent of Police, or in his Absence the acting chief Officer at the Time, to enter and search for Gunpowder in the Premises of any Dealer or suspected Dealer in that Article, or other Person, on obtaining a Warrant to that Effect from any of the Magistrates of *Greenock*, which Warrant any One of such Magistrates shall and is hereby required to grant on reasonable Cause shown.

No Penalty on Gunpowder for the Use of Her Majesty.

CXXXIII. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to any Gunpowder belonging to Her Majesty, Her Heirs and Successors, or for the Use of any of Her Majesty's Forces, or of any Militia, Yeomanry, or Volunteer Corps.

Hackney Coaches, &c. not to ply until licensed.

CXXXIV. And be it enacted, That no Hackney Coachman, Proprietor or Driver of Carriages known by the Names of Noddies and Omnibuses, Chairman, Carter, Carman, Waggoner, Porter, or other Person or Persons exercising similar Employments, shall be allowed to ply or work on the Streets of the said Town for Hire, with Hackney Coaches, Noddies, Omnibuses, and Carriages of a similar Description, Sedan Chairs, Carts, Cars, or Waggons, or work as

as public Carters, Carmen, or Porters, or to exercise other similar Employments, without being first licensed by the said Provost and Baillies, or such Person as they may duly authorize for that Purpose, and without first giving Bond respectively, with sufficient Cautioners, for the faithful and honest Discharge of their Duty, under such Penalty as to the said Provost and Baillies shall seem proper, and without having each a Badge or Ticket containing their respective Numbers, and each of the said Carters, Carmen, and Waggoners having his Name painted in legible Characters on one Side of his Cart, Car, or Waggon, and the Number on the other Side thereof; and if any Person shall act in any of the Capacities before mentioned without being first so licensed and finding Caution, and without having such Badge, Ticket, Name, and Number as aforesaid, every such Person shall for each Offence forfeit and pay any Sum not exceeding Two Pounds Sterling, to be recovered and applied in manner herein-after directed; and the said Provost and Baillies shall have full Power and they are hereby authorized to make such Rules and Regulations as they shall think fit for licensing and regulating such Hackney Coaches, Noddies, Omnibuses, and other similar Carriages; and also for such Sedan Chairmen, Carters, Carmen, Waggoners, Porters, and other Persons exercising similar Employments; for punishing the Misbehaviour of such Coachmen, Drivers, Chairmen, Carters, Carmen, Porters, and other Persons; for fixing and altering their Stands, and for ascertaining what Rates and Fares, both as to Distance and Time, shall be allowed to be taken by them, and to what Distance, and under what Penalties, not exceeding Five Pounds in any one Case, they shall be obliged to drive or ply in and round the said Town, not exceeding Eight Miles for Coaches, Noddies, Omnibuses, and Carriages of a similar Description, and Five Miles for Sedan Chairmen, Carters, Carmen, Porters, and others; and from Time to Time to repeal, add to, alter, and amend the said Rules and Regulations; and the said Provost and Baillies are hereby directed to cause such Rules and Regulations to be printed, distributed, and published for the Information of the said Coachmen, Drivers, Chairman, Carters, Carmen, Porters, and other Persons.

Regulating Carters and Carmen.

CXXXV. And be it enacted, That every Carter, Carman, or other Person having the Charge of a Horse and Cart, or Car, or Waggon, shall be obliged constantly to go at the Head of his Horse or Horses, and shall not be at liberty to ride on his Cart, Car, or Waggon, in consequence of having double Reins or on any other Pretence whatever, or be entitled to proceed through the Streets at a quicker Pace than a Walk, under a Penalty not exceeding Ten Shillings Sterling for each Offence, to be recovered and applied in manner herein-after provided.

Regulating Foot Pavements, Streets, &c.

CXXXVI. And be it enacted, That if within the Boundaries of the said Town of *Greenock* any Person or Persons shall carry, push, roll, drive, or draw, or cause to be carried, pushed, rolled, driven, or drawn, on any of the Foot Pavements, any Bier, Sledge, Cask, Handbarrow or Wheelbarrow, Wheel or Wheels, or any Coach, Waggon, Cart, Sedan Chair, or Carriage whatsoever, (except directly across the

the same on necessary Occasions,) or shall wilfully ride, lead, or drive any Horse, Ass, Mule, or other Cattle (except when going directly across the said Foot Pavements to or from Stables, Yards, or Cow-houses) upon any Part of the said Foot Pavements; or wilfully permit any Cattle which such Person may be riding, driving, or leading to go thereon; or shall tie or fasten any Horse, Ass, Mule, or other Cattle to any House, Wall, or other Thing across any of the Footways or Pavements; or shall set or leave any Cask, Bale, Crate, Box, Tub, Bucket, Pail, Stool, Bench, or Stall on the Foot Pavements; or shall throw or cast any Dirt, Dung, Ashes, or Rubbish into or upon the same; or shall erect, set up, or place any Blind, Shade, Covering, or Awning, or any other Thing, so as in any way to cause any Obstruction or Impediment on the Streets or other Places, or on the Foot Pavements; or shall roll any Cask, empty or full, along the said Foot Pavements, for any Distance whatever (except across the same directly to or from a Cellar, Shop, or Warehouse); or shall roll any such Cask along any of the public or principal Streets, Squares, Roads, Passages, or public Places (except from a Shop, Cellar, Warehouse, or other Place directly to such Cart, Car, or Carriage as it is to be loaded upon, or from such Cart, Car, or Carriage as it has been loaded upon directly to the Shop, Cellar, Warehouse, or other Place in which it is to be deposited, not exceeding Thirty Yards in any Case); or shall sit or stand in any Cart, Car, or Waggon when driving the same along any of the Streets, Squares, Passages, or public Places; or shall drive any Cart, Car, or other Carriage on the Streets, Squares, Passages, or public Places furiously or in any way improperly; or shall leave any Waggon, Cart, Car, or Carriage standing in the said Streets, Roads, or public Passages, yoked or unyoked, either during the Day or Night, to the Danger or to the Obstruction of the free Passage of any other Carriage or of any Passenger along the said Streets and other Places; or shall ride any Horse furiously or improperly, or shall ride or drive any Horse or Cattle or Carriage of any Kind in an improper Manner on any of the said Streets, Roads, or public Passages; or shall clean, dress, drive, or turn loose any Horse or other Cattle or Beast of any Kind; or show or expose or exercise any Stallion (except in such Place as the Magistrates shall direct); or show or expose, or exercise, or expose to Sale, any Horse or other Beast; or kill or slaughter, or scald, singe, dress, or cut up, any Animal upon any of the said Streets, Roads, or Passages; or cause or permit any Blood to run from any Slaughter-house or Shamble into or upon any of the Streets; or shall drag any Timber or other such Thing on the public Streets, Roads, or Passages, or shall suffer any Timber or other such Thing exceeding the Length of Twenty Feet to be driven along or upon the Streets, Roads, or Lanes of the said Town without having a careful Person at each End thereof, or shall suffer any Timber or any other Thing, though principally conveyed in a wheeled Carriage, to touch or drag upon the Streets, Roads, or Passages; or shall suffer any Plank, Piece of Timber, Iron Bar, or other such Thing to project beyond the outer Part of the Machine, Cart, or other Carriage on which it is placed, or occupy more of the Road, Street, or Passage than is occupied by such Machine, Cart, or other Carriage itself, so as to give reasonable Cause to fear Injury to Persons or Property; or shall in any

any Street, Square, public Passage or public Place, hoop, fire, cleanse, wash, or scald any Cask or Tub, or hew, saw, or cut any Wood or Timber, or bore any Timber; or make or repair, or wash or clean, any Coach, Chaise, Waggon, Sledge, or other Carriage, or the Wheel, Body, Spring, or other Part of any such Coach, Chaise, Waggon, Sledge, or other Carriage (except such as may want immediate Repair from any sudden Accident on the Spot, and which cannot be conveniently removed for that Purpose); or shoe, bleed, or farry any Horse or other Beast (unless in case of sudden Accident); or shall, without the Authority of the Magistrates, in any Street, Square, public Passage or public Place, sell or assist in selling by Auction or public Sale any Cattle, Goods, Wares, or Merchandize, or Thing or Things whatsoever; or shall hang up, place, or expose to Sale, or cause or permit to be hung up, placed, or exposed to Sale, any Goods, Wares, or Merchandize whatsoever, or any Fruit, Vegetables, or Garden Stuff, Butcher Meat, or other Matter or Thing, in or upon or so as to project over or upon the Foot Pavement, Streets, Squares, public Passages or Places, or beyond the Line or on the Outside of the Door or Doors, Window or Windows, of the House, Shop, or Place at which the same shall be so hung up, placed, or exposed to Sale, or so as to obstruct or incommode the Passage of any Person or Carriage; or shall leave open after Sunset the Door, Window, or Grating of any Cellar or other underground Room or Apartment, without having placed or left a sufficient Light therein to warn and prevent Persons passing in the Streets, Lanes, and public Places of the said Town from falling into such Cellars or other underground Rooms or Apartments; or shall set or place upon the Outside of any Window or Opening fronting any of the Streets, Squares, Lanes, Closes, or Passages, any Furniture, Flower Pots, or Boxes for raising or preserving Flowers, Shrubs, or other Plants or Vegetables, or any other Articles, unless the Soles and Outsides of the Window or Opening at which any such Furniture, Pots, Boxes, or Articles are set or placed shall be sufficiently railed in and secured with good and substantial Rails of Iron, so as to prevent the Risk of the said Furniture, Pots, Boxes, or other Articles falling from the said Windows or Openings; or shall trundle any Hoop or Hoops to the Annoyance of any Inhabitant or Inhabitants, Passenger or Passengers, either on Foot or on Horseback, or in a Carriage; or shall beat or shake, or cause to be beaten or shaken, any Hearth Rugs, Carpets, Crumb Cloths, or the like, in the Streets or public Places, or from Windows, Doors, or common Stairs of Houses; or shall permit any Dogs to go at large when ordered by the proper Authorities to be kept in confinement, or keep any Dogs in Places where they occasion Annoyance to the Neighbours; or cause, make, or assist in making any Bonfire, or wantonly discharge or fire any Gun, Pistol, or Blunderbuss, or other Firearms, or let off, set fire to, or throw any Cracker, Squib, Rocket, or other Firework; or play at Football, Handball, or at any other Game, to the Annoyance of the Inhabitants or Passengers; or shall occasion any other Kind of Obstruction or Annoyance in or upon any such Street, Square, public Passage or Place; or shall wilfully obstruct or incommode, hinder or prevent, the free Passage of any Footway or Causeway; or shall indecently expose his or her Person by bathing or otherwise; or shall injure any of the public Wells or Fire Plugs

of the said Town, or cause any undue and unnecessary Waste of Water thereat; or commit any Nuisance by cleaning Fish or otherwise at the said Wells; then and in every such Case it shall and may be lawful for any Person who shall see such Offence committed, or for any Watchman or Officer of Police who receives Information of the Offence, to seize such Offender, and by Authority of this Act, without any other Warrant, cause him to be conveyed before the Provost and Baillies, or any One or more of them; and if the Party accused shall be convicted of riding or driving any Horse or Cattle, Cart, Car, or other Carriage, furiously or improperly, he or she shall forfeit and pay any Sum not exceeding Five Pounds; and if the Party shall be convicted of any other of the above Offences, he or she shall forfeit and pay any Sum not exceeding Forty Shillings.

Regulations respecting mad and strayed Dogs.

CXXXVII. And be it enacted, That it shall and may be lawful for the said Provost and Baillies, and the said Sheriff, to issue from Time to Time, and for such Period as they may deem necessary, Orders and Proclamations regarding rabid and strayed Dogs; and it is hereby provided that any Person who shall disobey or neglect to observe the Orders so given shall be liable in a Penalty not exceeding Forty Shillings.

Regulating Sign Posts, &c.

CXXXVIII. And be it enacted, That it shall and may be lawful to and for the said Provost and Baillies, or any One or more of them, to cause to be removed or taken down or taken away all Signs, Sign Posts, Boards, Sheds, Awnings, Dyers, Scourers, or Barbers Poles, Poles from Windows for suspending Clothes, or any other Poles projecting or hanging over any of the Foot Pavements, Streets, Squares, Lanes, or Passages within the Limits of this Act, or any Goods or other Things exposed outside of the Windows or at the Doors of Shops or Houses within the same, so as to encroach on the Foot Pavements, and to prohibit the Obstruction of Passengers by the Offer of Goods for Sale at the Shop Doors or at any Distance from the same; and in future all Signs or Boards shall (unless otherwise ordered or permitted by the said Provost and Baillies) be placed or affixed close on or flat to the Wall or Front of the Houses, Shops, Warehouses, or other Buildings whereunto they shall respectively belong, and shall not exceed Two Inches in Thickness in all Streets or Thoroughfares under Twenty Feet in Width, and in all other Streets and Thoroughfares all Signs or Boards shall be so placed or affixed as not to project more than Twelve Inches from such Wall or Front; and in no Case shall any Sign or Board be less than Eight Feet above the Level of the Pavement or Causeway, or such other Number of Feet as the said Provost and Baillies or any One of them shall fix and determine; and no Window Shutter which shall hereafter be constructed within the said Town fronting any public Street, Square, Passage, or Place shall be hung on the Outside of the Houses, Shops, Warehouses, or other Buildings to which they belong, neither shall any Doors open outwards on any public Street, Square, Passage, or Place; and if any Person shall at any Time hereafter hang, place, or

erect, or cause to be hung, placed, or erected, any Sign Post or Pole from any Door or Window, or otherwise cause any other Obstruction or Annoyance whatever, or shall expose Goods or any other Thing at the Door of any Shop, or offer Goods as aforesaid, contrary to the Provisions of this Act, or shall hang any Window Shutters on the Outside as aforesaid, or construct any Door to open outwards as aforesaid, and any Person offending in any of the aforesaid respects shall forfeit and pay any Sum not exceeding Forty Shillings for the First Offence, and for the Second and every subsequent Offence any Sum not exceeding Five Pounds, to be recovered in manner herein-after directed, saving and reserving to any Person who may suffer Injury from such Sign Boards, Projections, or other Annoyances to prosecute for Damages according to Law.

Brokers and other Dealers in second-hand Goods to register their Names.

CXXXIX. And be it enacted, That all Brokers or Dealers in second-hand Goods, other than licensed Pawnbrokers, resident within the Bounds herein-before described, shall, between the First and Fifteenth Days of *June* of each Year, register their Names and Places of Residence in a Book, which shall be kept for that Purpose at the Office of the Town Clerk of *Greenock*, where they shall obtain a Certificate under the Hand of the said Clerk of such Registration, on Payment to him of a Fee of One Shilling; and in the event of such Brokers or Dealers changing their Residences after Registration, they shall immediately upon such Change register their Names and Residences of new, and obtain new Certificates, on Payment of the same Fee; and all such Brokers and others failing to register their Names and Places of Residence as aforesaid shall be liable to a Penalty not exceeding Five Pounds.

Brokers to produce Goods, on Demand.

CXL. And be it enacted, That all Pawnbrokers and other Brokers, and Dealers in old Cordage, Metals, or other second-hand Goods of any Kind or Description, within the Limits over which this Act extends, shall at all reasonable Times show and produce, on Demand, to the Superintendent of Police, or the Officers acting under him, such Superintendent or other Officer having special Authority under the Hands of the said Provost or any One of the Baillies specifying the Cause of such Demand, all and every Article or Articles of whatsoever Kind or Description in the Possession of such Pawnbrokers and other Brokers and Dealers which they may have received in Pawn or purchased, and shall also keep a Book in which a proper and sufficient Description of such Articles shall be entered immediately on the pawning or purchasing being made, the Time of the pawning or purchasing, and the Name of the Person from whom the Articles are received and by whom they are pawned or sold being also mentioned; and such Pawnbrokers and other Brokers and Dealers shall also, when required, produce the said Book in the Police Court, or to the Superintendent of Police, or any of the Lieutenants or Sergeants, or any other Officer having the Authority of any Magistrate to require the same; and as often as it shall be found that any Articles which shall be alleged to have been stolen or fraudulently obtained shall be in the Possession of any such Persons, they are hereby required, on being informed that such Articles were stolen or fraudulently

lently obtained, to deposit the same with the Superintendent of Police, or in his Absence with the acting chief Officer of Police (who shall be bound to tender, and, if required, to grant a Certificate of the said Depositation having been duly entered in a Book in manner by this Act directed), in order that they may be produced in such Manner as may be necessary for the Ends of public Justice, or restored by Order of a Magistrate; and all Persons so dealing in second-hand Goods who shall omit to keep a Book containing a proper and sufficient Description of all and every Article purchased or received by them in Pawn, or shall fail to enter in such Book, immediately on receiving the Pawn or making the Purchase, a proper and sufficient Description of any Article received in Pawn or purchased, or shall refuse to produce and show the Book in which the Entry is made, on being required so to do by the said Superintendent or other Officer of Police having Authority under the Hands of a Magistrate to demand the same, or who shall refuse to produce and show the Articles in their Possession, or who shall not instantly deliver any such Goods or Articles alleged to be stolen or fraudulently obtained as aforesaid to the said Superintendent of Police, acting chief Officer, or other Officer of Police having the said special Authority, and on Certificate as aforesaid, shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds, without Prejudice to such Persons being also proceeded against as Receivers or Resetters of stolen Goods according to Law; and in case of any such Refusal to produce and show such Articles in their Possession, or to deliver up any such Articles alleged to be stolen, it shall be lawful for the Superintendent of Police, or any of the Lieutenants or Sergeants, or any other Officer of Police, such other Officer having special Authority from the said Provost and Baillies, or any One or more of them, to search for and lodge in the Police Office such Articles so alleged to be stolen: Provided always, that a Book shall be kept by or under the Directions of the said Superintendent, in which Entries shall be made of all Property seized or detained by any of the Officers of Police, or lodged with them for the Purposes of Evidence, or otherwise, as well as of the Time and Manner in which such Goods shall have been afterwards disposed of.

Certificate of Depositation to be given, if required.

Entries to be made of stolen Goods seized or detained.

CXLI. And be it enacted, That if any such Pawnbroker or other Broker, or Dealer in old Cordage, Metals, or other second-hand Goods, within the Bounds to which this Act extends, shall, after receiving Intimation of the Theft or fraudulent Disposal of any Metals or other Articles of whatsoever Kind, melt any such Metals, or otherwise alter or deface them, or put them away, or alter or deface or put away any other such Article, without having previously received the Permission of the Superintendent of Police, and it shall be found that such Metals or Articles were stolen or fraudulently disposed of by the Person or Persons from whom such Pawnbroker or other Broker or Dealer may have acquired them, or by any other Person or Persons, then and in such Case it shall be held that such Pawnbroker or other Broker or Dealer knew that such Articles were stolen or fraudulently disposed of, and such Pawnbroker or other Dealer shall be proceeded against according to

If Articles stolen or fraudulently disposed of be altered or defaced by any Pawnbroker, &c., he shall be held a Receiver of stolen Goods.

to Law as a Receiver of stolen Goods, or as being a Party to the Fraud, and punished accordingly, and no other Evidence of his Guilt shall be necessary than Evidence of such melting, altering, defacing, or putting away as aforesaid.

Brokers, &c. not to purchase or receive Goods from Persons under 12 Years of Age.

CXLII. And be it enacted, That if any Pawnbroker or other Broker or Dealer in second-hand Goods within the Limits of this Act shall purchase, take, or receive any Goods or Articles of whatever Description from any Person or Persons under Twelve Years of Age, such Pawnbroker, Broker, or Dealer shall, upon being convicted thereof before the Provost or any One of the Baillies, be fined in any Sum not exceeding Five Pounds.

Regulations as to Houses licensed to sell Ale, &c., and other to Premises resorted to by disorderly Persons.

CXLIII. And be it enacted, That if any Person or Persons shall permit any Breach of the Peace or riotous or disorderly Conduct within any Shop, Cellar, Room, Place of public Resort, House, Office, or Premises occupied or rented by such Person or Persons, such Person or Persons, on summary Conviction, shall forfeit and pay any Sum not exceeding Five Pounds Sterling; and the said Provost and Baillies, or any One or more of them, are and is hereby authorized and empowered to ordain such Person or Persons to find Security for their good Behaviour, for such Length of Time, not exceeding Twelve Months, and to such Extent, and not exceeding Five Pounds, as they or any of them shall see meet; and if any Person or Persons who is or are licensed to sell Ale, Beer, or spirituous Liquors shall permit such Offences within any of the aforesaid Premises occupied by such Person or Persons for vending such Liquors, or shall knowingly permit or suffer Men or Women of notoriously bad Fame, or dissolute Boys or Girls, to assemble and meet therein, or shall permit or suffer any Kind of Gambling therein, or shall suffer any drinking or tippling within the House, Office, or Premises occupied by him, her, or them, or sell any Ale, Beer, or spirituous Liquors on any Part of any *Sunday* or other Day set apart for public Worship by lawful Authority, and is or are convicted thereof before the said Provost and Baillies, or any One or more of them, such Person shall forfeit and pay for each such Offence any Sum not exceeding Five Pounds, and shall further be obliged to find Security for their good Behaviour in the same Way and to the same Extent as is provided in the Cases last before mentioned; and in the event of such Security not being found within a reasonable Time, to be specified in the Order in the Case of Persons licensed as aforesaid, it shall be lawful to the said Provost and Baillies, or any One or more of them, to deprive such Person or Persons of their Licences.

Publicans prohibited supplying Liquors to Boys or Girls under 14 Years of Age.

CXLIV. And whereas the Encouragement of Habits of Intemperance in very young Persons tends much to promote Vice and Crime; be it enacted, That if any Publican or other Person licensed as aforesaid shall supply any Sort of spirituous or intoxicating Liquors to any Boy or Girl under Fourteen Years of Age, to be consumed within their Shops or Cellars or other Premises, such Person, in like Manner, and on being summarily convicted before the said Provost and Baillies, or any One or more of them, for a First Offence may be

subjected in a Penalty not exceeding Two Pounds Sterling, and upon Conviction of a Second Offence may be subjected in a Penalty not exceeding Five Pounds Sterling, such Penalties to be recovered and applied in manner herein-after directed, and, besides, may be deprived of his, her, or their Licence or Licences by the Provost or Baillie before whom the Case may have been tried and Conviction had.

Penalty for harbouring Rogues, &c.

CXLV. And be it enacted, That if any Person or Persons within the Limits of this Act shall knowingly entertain or harbour any Person or Persons under Sentence of Banishment, or any Rogue or Vagabond, or idle Vagrant or Beggar, in any House or Out House belonging to him, her, or them, and shall not give Notice to some Constable or other Officer acting under the Authority of this Act, in order that such Persons may be apprehended, every Person so offending, upon being lawfully convicted thereof before the said Provost and Baillies, or any One or more of them, shall forfeit and pay any Sum not exceeding Two Pounds Sterling for each Offence, to be levied and applied in manner herein-after directed.

Keepers of certain Lodging Houses to give certain Notices when Inmates affected with contagious Diseases.

CXLVI. And be it enacted, That all Keepers of Lodging Houses for the Accommodation of the labouring and working Classes shall, in the event of any Person in their several Houses becoming affected with contagious or infectious Diseases, be bound to make Intimation thereof at the Infirmary of *Greenock*, or to some Medical Practitioner, in order that the Nature of the Complaint of such Person may, if possible, be ascertained; and on Intimation being given at the Police Office of any such Keeper of a Lodging House having suffered any Person to remain Forty-eight Hours in his or her House confined to Bed by Illness without making any Intimation as above expressed, it shall and may be lawful for the said Provost and Baillies, or any One or more of them, upon Conviction of such Neglect, to fine the Offender in any Sum not exceeding One Pound Sterling; and if it shall be ascertained that any such contagious and infectious Diseases have occurred in any such Lodging Houses, it shall be lawful to the said Superintendent and other Officers foresaid, and he is hereby required, to cause the said Lodging Houses to be fumigated, washed, or cleaned, at the Sight of any Medical Practitioner to be appointed by the said Provost and Baillies, or any One or more of them.

Thimblers and other Swindlers may be convicted on the Testimony of one Witness.

CXLVII. And be it enacted, That all Thimblers, Chain Droppers, loaded Dice Players, and other Swindlers of that or any similar Description, who shall exhibit Implements for practising Games of Hazard, to induce or entice, or who shall induce or entice, any Person or Persons to play at Games of Hazard on the Streets, Roads, Lanes, or Passages, or in Fields or open Places within the Limits of this Act, shall, on being convicted, on the Evidence of One or more credible Witness or Witnesses, of any such Offence or Offences, may be committed to Bridewell for any Space not exceeding Sixty Days.

Magistrate's Judgments to be pronounced in Police Courts.

CXLVIII. And be it enacted, That all Sentences and Judgments pronounced by the said Provost and Baillies of *Greenock*, or any One or more of them, in execution of the Powers and Provisions in this Act contained, or any of them, shall be so pronounced and issued by such Provost and Baillies, or any One or more of them, while sitting or acting in the Police Court.

Jurisdiction of Police Court.

CXLIX. And be it enacted, That the Sheriff of the County of *Renfrew*, and his Substitute officiating at *Greenock*, and the Provost and Baillies of the Town of *Greenock*, shall be and they are hereby appointed Judges of Police of the said Town, and they, or any One or more of them, are and is hereby authorized and empowered to sit and act as such Judges of Police in a Court to be established for that Purpose within the said Town, before whom it shall be lawful for any Officer of Police or other Person, without any other Warrant than this Act, to carry all Persons accused of Petty Riot, Assault, Battery, Blood-Wits, Pocket-picking, Theft, Pickery, Reset of Theft, Fraud, making, using, or keeping false Weights and Measures, issuing base Coin, swindling, keeping disorderly Houses, Breaches of the Peace, and all and every such Offences, Delinquencies, or others of the like Nature or Description happening or arising within the said Town of *Greenock*, and within the Port and Harbours or Roadstead thereof, and on the River *Clyde* between *Garvel Point* on the East, *White Farland Point* on the West, and the Northern Edge of the Sand Bank belonging to the Community of *Greenock* on the North, or any other Offence comprehended in this Act; and it shall be competent to the said Provost and Baillies to nominate the Superintendent of Police, or such other fit Person as they may select, to be Procurator Fiscal of the said Police Court, at whose Instance all Persons so brought before the said Court shall be prosecuted, and shall be tried by the said Judges of Police, or any One or more of them, when not otherwise provided by this Act; and on the Trial and Conviction of any Offender, according to the Forms herein-after provided, it shall be lawful for the said Judges of Police to pronounce Sentence subjecting such Offender to Imprisonment or Fine, or such lesser Punishment as may be deemed meet: Provided always, that it shall not be competent to the said Judges of Police to sentence any Offender to Imprisonment in Gaol or Bridewell for a Period exceeding Sixty Days, nor to adjudge any Offender to make Payment of a Fine exceeding Five Pounds for any One Offence; but if it shall appear to the said Court that the Offence requires a more severe Punishment, it shall be competent to the Court to commit the Offender to Gaol until liberated in due Course of Law, of which Warrant the Procurator Fiscal shall give Notice to the Procurator Fiscal of the Sheriff Court; and it is hereby specially provided that all Judgments and Sentences pronounced by the said Judges of Police, or any One or more of them, in Terms of this Act, shall be final and conclusive, and shall not be subject to the Review of any Supreme Court by Advocation, Reduction, Suspension, Appeal, or otherwise.

CL. And

Business before Police Court to be despatched in a summary Manner.

CL. And whereas it is expedient that the Proceedings before the said Police Court shall be attended with as little Delay and Expence as possible; be it therefore enacted, That the said Provost and Baillies shall be and they are hereby authorized and required to lay down and adopt such general Forms of Proceedings before the said Court as shall permit of the Business under this Act being dispatched in the easiest and most expeditious Manner, by hearing the Parties *vivâ voce*, without written Pleadings, and without taking down the Evidence in Writing, provided that such general Forms of Proceedings shall be approved of by the Sheriff of the County of *Renfrew*, and when so approved of the same shall be printed and hung up within the Police Court for the Information of all Persons concerned, and such Forms shall thenceforth, until altered by the said Provost and Baillies, and approved of as aforesaid, be used in all Cases brought before the said Court: Provided always, that in every Case a Record shall be preserved of the Name of the Party, the Charge, Date, and Judgment or Sentence pronounced, with the Signature of the Judge thereto attached; and in all Cases a Copy of such Charge and Judgment or Sentence, certified by the Clerk of Court, shall be a sufficient Warrant to all and every Person for carrying such Judgment or Sentence into execution.

Judges may remand Prisoners for further Examination.

CLI. And be it enacted, That it shall be lawful to the said Judges of Police to detain Prisoners in the Police Office, Gaol, or Bridewell of the said Town, when remanded for affording Time to find Caution or for further Examination, such further Examination always taking place as soon as Circumstances will permit, and without any unnecessary Delay.

If Offences are beyond the Competency of the Police Judges, the Offenders to be committed.

CLII. And be it enacted, That where the said Judges of Police before whom Offenders may be brought shall think the Case deserving of a higher Punishment or Fine than is authorized by this Act, they shall and may commit such Offenders to the Gaol of the said Town, till liberated in due Course of Law, in order that such Person may be farther proceeded against conformably to Law.

Bail may be accepted in absence of a Judge.

CLIII. And be it enacted, That upon the Apprehension by the Officers of Police or other Officers of any Persons charged with Offences under this Act, it shall be lawful to the said Superintendent of Police and he is hereby empowered, in the Absence of a Judge of Police, to accept of Bail, and to liberate the Person or Persons so apprehended under such Circumstances, upon Bail being found to an Extent not exceeding Ten Pounds Sterling, it being expressly declared that the Refusal on the Part of the said Superintendent of Police to accept of such Bail, and his detaining the Person so apprehended until recourse can be had to a Judge of Police in the usual Form, shall not subject the said Superintendent to any Claim for Damages whatever.

For recovering on forfeited Bonds, &c.

CLIV. And be it enacted, That when any Person shall have been apprehended and afterwards liberated on Bail, and shall fail to appear, and

and in Cases where any Offender who shall have found Caution for good Behaviour or for keeping the Peace shall commit a new Offence or Offences, it shall be competent to order the Cautioner to be cited to make Payment of the Sum contained in the Bond of Caution within the Space of Twenty-four Hours; and in default of instant Payment, after the Lapse of the said Space, the Sum in such Bond of Caution shall thereupon be recoverable at the Instance of the Procurator Fiscal by a Precept to be issued by the Judge acting in the Police Court upon a Charge of Ten Days; and upon Failure of Payment it shall be competent to grant Warrant for entering the House, Shop, Warehouse, Manufactory, or other Place of the Defaulter, and seizing, taking Possession of, and carrying away and afterwards selling the Defaulter's Goods and Effects, or so much thereof as may appear sufficient for the Payment of the Sum or Sums so forfeited as aforesaid, and the Expences of such seizing and other Proceedings and Sale, all in like Manner as herein provided for the Recovery of Arrears of the Assessments under this Act.

Power to make Bye Laws.

CLV. And be it enacted, That it shall and may be lawful to and for the said Provost and Baillies, at any Time hereafter, to make, order, and establish Rules, Regulations, Orders, and Bye Laws for the good Government and Regulation of the said Town, and the Markets and other public Establishments thereof, and for the better executing all and every the Powers of this Act; and also from Time to Time, as Occasion may require, to repeal and amend or alter such Rules, Regulations, Orders, and Bye Laws as to them shall seem fit and requisite; and to fix and appoint reasonable pecuniary Penalties on the Non-observance or Breach of such Rules, Regulations, Orders, and Bye Laws, or any of them, not exceeding Forty Shillings, to be recovered and applied in such Manner as the Fines and Penalties imposed by this Act are ordered to be recovered, levied, and applied: Provided that such Rules, Regulations, Orders, and Bye Laws, and the Fines and Penalties for the Breach or Nonperformance thereof, as the same shall from Time to Time be made, altered, or varied, shall not be repugnant to the Law of *Scotland*, or to the Provisions in this Act contained; and that no such Rule, Regulation, Order, or Bye Law, to which a Penalty shall be attached, shall come into operation until it shall have been confirmed by the Sheriff of the County of *Renfrew*, and the said Sheriff shall not confirm any such Rule, Regulation, Order, or Bye Law unless Notice of the Application for such Confirmation shall have been given in One or more Newspaper or Newspapers circulating in the said Town of *Greenock* at least One Calendar Month before such Confirmation, which Notice shall specify the Day and Hour when such Confirmation is to be given, and shall also intimate that a Copy of the proposed Rules, Regulations, Orders, or Bye Laws is hung up in the Office of the Town Clerk of *Greenock*, open to the Inspection of all Persons without the Payment of any Fees; and any Person conceiving that he will be aggrieved by any such Rule, Regulation, Order, or Bye Law may be heard thereon before such Sheriff, but not so as to allow of more than One Party present being heard on the same

Matter of Objection, nor shall any Party be entitled to be heard unless Notice in Writing shall have been lodged with the said Town Clerk at least Three Days previous to the Day appointed for taking such Rule, Regulation, Order, or Bye Law into consideration; and all such Rules, Regulations, Orders, and Bye Laws, when so confirmed, shall be painted on Boards, and hung up and affixed and continued on Two or more conspicuous Places within the said Town, and shall be binding upon and be observed by all Parties, and shall be sufficient to justify all Persons acting under the same: Provided always, that it shall be in the Power of the said Provost and Baillies, with Concurrence of the said Sheriff, to quash and annul any such Rule, Regulation, Order, or Bye Law, without any public Notification further than by causing such Rule, Regulation, Order, or Bye Law to be forthwith expunged from the Boards hung up as herein provided.

Penalty for maliciously pulling down or defacing Bye-Laws, &c.

CLVI. And be it enacted, That if any Person shall wilfully or maliciously pull down, deface, or destroy any Board whereon any printed Copies of Rules, Orders, or Bye Laws shall be affixed, or the printed Copies so affixed according to the Directions contained in this Act, he shall, upon being convicted thereof, forfeit a Sum not exceeding Forty Shillings for each Offence.

Penalty for supplying Officers, Watchmen or Scavengers with Liquor when on Duty.

CLVII. And be it enacted, That if any Person shall wilfully entice from his Duty any of the said Officers, Watchmen, Scavengers, or other Persons employed in executing this Act, or shall entertain, or permit or suffer to be entertained, in his or her House, any such Officer, Watchman, Scavenger, or other Person during his Hours of Duty; or if any Publican or Retailer of Spirits shall furnish or supply any such Officer, Watchman, or other Person with Liquor when on his Station or on Duty, every such Person, upon being convicted thereof, shall forfeit a Sum not exceeding Forty Shillings Sterling for each Offence, to be levied and applied in manner herein-after directed.

Offenders may be sentenced to solitary Confinement.

CLVIII. And be it enacted, That it shall be competent to the Judge of Police before whom any Offender may be convicted to sentence such Offender, during his Imprisonment, to hard or continued Labour, or to solitary Confinement, (such solitary Confinement not to exceed a larger Period of the Imprisonment than Thirty Days,) in the Gaol or Bridewell of *Greenock*, or otherwise to sentence any Offender to be fed during the Term of his Imprisonment, or any Part thereof, on Bread and Water exclusively, or on any other wholesome Food which shall be specified in such Sentence.

Offenders may be ordained to find Caution.

CLIX. And be it enacted, That it shall be competent to the Police Court, in lieu and in place of or in addition to any Punishment as aforesaid, to ordain any Offender to find Caution for good Behaviour, or for keeping the Peace for any Period not exceeding Twelve Calendar Months, and under a Penalty not exceeding Twenty Pounds, and to sentence such Offender to Imprisonment until such

Caution be found, or until liberated in manner after mentioned; but such Imprisonment shall in no Case extend beyond a Period of Sixty Days.

Magistrates of Burghs and Counties to grant their Concurrence to the Execution of the Warrants of Magistrates of Greenock.

CLX. And be it enacted, That it shall be lawful for all Magistrates of Burghs, Sheriffs of Counties, and Justices of the Peace to grant their Concurrence, when they think proper, to the Execution within the Bounds to which their respective Authorities extend of all Warrants by the said Sheriff, Provost, and Baillies, or any of them, issued under the Authority of this Act, for searching for Articles stolen or supposed to be stolen, for searching for or apprehending Offenders, for citing Witnesses, or for any other lawful Purpose; and on such Concurrence being granted it shall be lawful for the Officers employed under this Act, and all other Officers of the Law, to put such Warrant in execution within the Burgh, County, or Place subject to the Authority of such concurring Magistrates.

Offenders may be sentenced to Confinement in the Police Office.

CLXI. And be it further enacted, That in all Cases of petty Offences which shall appear to the Police Court not to require Punishment by Commitment to the Gaol, it shall be in the Power of the said Court to sentence the Party having committed any such petty Offence to be confined in the Police Office for any Period not exceeding Three Days.

Persons confined in Gaol not thereby to acquire a Settlement.

CLXII. And be it enacted, That no Person or Persons confined in the Gaol or Bridewell of the said Town shall during such Confinement acquire a legal Settlement within the said Town or in any of the Parishes thereof, unless they have in other respects a legal Right to such Settlement; and that no Children born of Parents whilst so confined shall by such Birth acquire a legal Settlement.

Provost and Baillies may appoint Special Constables.

CLXIII. And be it enacted, That the said Provost and Baillies shall have Power and they are hereby authorized to appoint the said Superintendent of Police and other Officers chosen as herein directed Special Constables for the Purpose of attending the Judges acting in the Police Court and executing the Warrants or Sentences to be pronounced under the Authority of this Act, and for the other Purposes of this Act; and also to appoint such other and so many Persons as they may think fit Special Constables, with all the Powers and Protection belonging to the Office of Constable by the Law of *Scotland*.

General Duty of Superintendent of Police and Officers.

CLXIV. And be it enacted, That the said Superintendent of Police, and the Officers, Policemen, and Watchmen under him, shall and they are hereby authorized and required to act under the Authority of the said Police Court for executing all Matters relative to the regulating of the Police and perserving of Peace and good Order within the Limits of this Act, and in particular in searching for, detecting, apprehending, and bringing to Justice Persons guilty or accused or suspected of Street Robberies, Housebreakings, Assaults, Theft, Reset of Theft, Shoplifting, picking of Pockets, Swindling,

Swindling, Breaches of the Peace, and other Crimes, Delinquencies, or Offences, by causing the Persons accused thereof to be apprehended and proceeded against in Terms of Law; in apprehending and assisting to put the Law into execution against Vagabonds, Vagrants, idle and disorderly Persons, and public and sturdy Beggars, and other Persons who follow no lawful Employment or Occupation; in suppressing disorderly Public Houses and other Houses frequented by Persons of the foregoing Description; in suppressing Mobs and Riots; in assisting to extinguish Fires; in putting the Laws into execution by which Carters, Owners, and Drivers of Carts and other Carriages are prohibited from leaving the same on the Streets, Roads, Lanes, and Passages without a proper Person or Persons in charge thereof, and riding on their said Carts and Carriages, and driving them or Horses or other Cattle furiously and improperly on the Streets, Roads, Lanes, and Passages; in seeing that the said Streets, Squares, Passages, Lanes, and other Places within the Limits of this Act are properly lighted and cleansed; in reporting to the Master of Works the State of the side Pavements and Causeways; in keeping good Order in the public Markets in the said Town; in guarding, patrolling, and watching the Streets; and in general in aiding and assisting in all Matters relative to the regulating the Police and preserving the Peace and Order of the said Town, and carrying into execution the various Purposes of this Act.

Penalty for obstructing Agents, Officers, &c. employed in executing this Act.

CLXV. And be it enacted, That if any Person or Persons shall at any Time or Times assault or strike any Officer or Watchman or Person acting in the Execution of this Act, or in any way hinder or molest any Officer, Watchman, or any of the Agents, Workmen, or Servants of the Trustees aforesaid, or any other Person employed in the Execution of his Duty under this Act, every Person so offending shall for every such Offence be liable to Imprisonment or a Penalty not exceeding Five Pounds Sterling, without Prejudice to the Officer, Watchman, or other Person so assaulted or struck, hindered or molested, to sue for and recover Compensation, Damages, and Expences, according to Law.

Mode of citing Offenders and Witnesses.

CLXVI. And be it enacted, That this Act shall be deemed Authority to the said Police Officers and all other Officers of the Law for citing Parties charged with Offences inferring pecuniary Penalties within the Meaning of this Act, or of the Regulations made in virtue of this Act, and for summoning Witnesses to give Evidence in relation to the same; and that it shall be deemed a legal Citation of Parties, in the Case of a Merchant, Agent, Shopkeeper, or other Person transacting Business in the said Town, if the said Citation be left within his Dwelling House, Counting House, Shop, or Place of Business, or in the Case of the Master of a Ship or other Vessel, if left on board such Vessel, in the Hands of a Person on board thereof; which Citation shall specify the Charge and the Time and Place of Appearance; and it shall be lawful for the Court either to hear such Party or Parties charged with Offences, or any Procurator, Agent, or other Person duly authorized by them, or, in the event of the Party or Parties not appearing by himself or themselves, or by a

Procurator

Procurator, Agent, or other Person duly authorized by him or them, on the Citation being verified by the Oath of the executing Officer, to take Evidence of the Charge, and on the Charge being proved to convict the Parties, award the Penalties, and grant Warrant for Recovery thereof, with the Expences of Prosecution, in manner herein-after directed.

Witnesses.

CLXVII. And be it enacted, That no Person shall be deemed incompetent to give Evidence in any Case which shall be heard and determined relative to this Act, by reason or on account of such Person acting under the Authority of this Act; and if any Person shall refuse to appear and give Evidence, after being thereunto cited in manner before mentioned in regard to any Matter or Thing under this Act, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

For ascertaining and recovering Damages.

CLXVIII. And be it enacted, That where any Question or Disagreement shall arise touching the Amount of any Damages to be paid to any Person in consequence of this Act, the Amount of such Damages, when the Claim does not exceed Five Pounds Sterling, shall be ascertained, fixed, and decerned for by any Two of the said Police Judges sitting in the Police Court; and the Proceedings shall be regulated, as nearly as may be, by the Forms established in the Police Court; and the Decree shall be subject to the same Rule as to its being final, and open to no Appeal whatsoever; and further, such Decree shall be carried into effect by means of Poinding and Sale of the Defender's Effects, the Rules applicable to such Diligence in the Small Debt Court of the Sheriff being always strictly observed; and where the Claim of such Damages shall exceed the said Amount, the same shall be ascertained, fixed, and recovered before any Court competent: Provided always, that, upon the Consent of both Parties in Writing, it shall be lawful to the said Court of Police so as aforesaid to ascertain, fix, and decern for Damages to any Amount.

Recovery and Application of Penalties.

CLXIX. And be it enacted, That in all Cases where any of the Fines, Penalties, and Expences awarded by the said Police Court shall not be immediately paid, the Defender shall be detained in the Police Office for a Period not less than Six Hours, unless such Fines, Penalties, and Expences shall have been sooner paid; and in the event of such Payment not being made it shall be lawful to grant Warrant for committing the Offender to the Gaol or Bridewell of *Greenock*, therein to be detained until Payment of such Fine, Penalty, and Expences, or failing such Payment, for a Period to be specified in such Warrant, not exceeding in any Case Sixty Days; and all Fines, Penalties, and Expences, subject to Deduction of the Expences of suing for and recovering the same, shall be applied to the Purposes of this Act.

Saving Jurisdiction.

CLXX. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to take away, alter, abridge, lessen,

lessen, or encroach upon any Jurisdiction or Power of the Provost, Baillies, and Town Council of *Greenock*, nor of the Trustees of the Port and Harbour thereof; and also saving and reserving to the Lord Provost, Magistrates, and Town Council of *Glasgow*, the Parliamentary Trustees on the River *Clyde*, the Baillie on the said River and Firth, all Rights and Privileges which they have and possess in and upon the River *Clyde*; and to them, and to the said Provost, Baillies, and Town Council of *Greenock*, and to *William Schaw* Earl *Cathcart*, his Heirs and Assignees, to Sir *Michael Robert Shaw Stewart* and his Heirs in the Estate of *Greenock*, to *William Crawford* Esquire, of *Cartsburn*, and his Heirs in the Estate of *Cartsburn*, and to the agricultural Tenants and Tenants of Gardens and other Ground for Agriculture of the said Sir *Michael Robert Shaw Stewart* and *William Crawford* respectively, and to Lieutenant General *Duncan Darroch* of *Gourock*, and his Heirs in the Estate of *Gourock*, and to all other Lords of Baronies, and to the said *Shaw's Water* Joint Stock Company, and to all other Bodies Politic or Corporate, all their legal Rights, Estates, and Interests in the Premises aforesaid, in so far as the same may not be inconsistent with the Powers and Provisions of this Act; declaring always, that nothing herein contained shall hurt or prejudice the Charter granted to the Town of *Greenock* in the Year One thousand seven hundred and fifty-one by the deceased Sir *John Schaw* of *Greenock*, Baronet.

Saving Rights of Magistrates of Greenock and Glasgow, &c. in relation to the Harbours and River Clyde.

CLXXI. And be it enacted, That the Word Gaol or Bridewell in this Act shall be held to include the Word "Penitentiary," as well as every other legalized Prison or Place of Confinement for Prisoners within the Limits to which this Act extends; and where in this Act the Words Judge or Judges of Police, or Judge or Judges acting in the Police Court, are used, the same shall be held to mean and apply to the Sheriff or Sheriff Substitute, and the Provost and Baillies of *Geeenock*, acting as Judges in the Police Court of the said Town, or any One or more of them; and where any Word is used importing the Singular Number only, such Word shall extend and be applied to several Persons or Things as well as one Person or Thing; and where any Word importing the Plural Number is used, the same shall extend and be applied to one Person or Thing as well as several Persons and Things; and where any Word is used importing the Masculine Gender only, such Word shall be understood to include Females as well as Males; unless in any Case it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Meaning of Words in this Act.

CLXXII. And be it enacted, That the Expence of applying for, obtaining, and passing this Act shall be defrayed out of the Rates and Assessments leviable by the Trustees appointed for the Purposes of this Act, or from the Sums authorized to be borrowed for the Purposes of this Act, of or in such other Manner as the said Trustees may consider fair and reasonable; and the said Trustees are hereby empowered and required to defray the said Expence, and to charge the same upon the said Funds above mentioned.

How Expence of obtaining Act to be defrayed.

Public Act. CLXXIII. 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.

Commencement of Act. CLXXIV. And be it enacted, That this Act shall commence from and after the passing thereof, and shall thereafter continue in force until the same shall be repealed or altered by the Authority of Parliament.

SCHE-

SCHEDULES to which this Act refers.

SCHEDULE (A.)

Form of Conveyance.

I , in consideration of to be paid (*or* in consideration of the annual Rent or Feu Duty of to to be hereafter paid by yearly *or* half-yearly Payments, *as may be agreed on*), by the Trustees for supplying the Inhabitants of Greenock with Water, and paving, cleansing, lighting, and watching the said Town, do hereby sell, assign, dispone, and convey to and in favour of , Clerk to the said Trustees, and his Successors in Office, for behoof of the said Trustees and their Successors in Office, all and whole [*here describe the Premises to be conveyed*], and all my Right, Title, and Interest in the same, to be holden by the said Trustees and their Successors in Office for ever, by virtue of an Act of Parliament made in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act*]. In witness whereof I have subscribed these Presents, written by this Day of in the Year of our Lord , before these Witnesses [*here insert the Witnesses Names and Designations*].

SCHEDULE (B.)

Form of Bond and Assignment.

By virtue of an Act of Parliament made in the Year of the Reign of Her Majesty Queen Victoria, intituled [*here insert the Title of this Act*], we , being Five of the Trustees for supplying the Inhabitants of Greenock with Water, and paving, cleansing, lighting, and watching the said Town, in consideration of the Sum of advanced and paid by , do hereby assign and make over to the said , his [*or* her] [*or* their] Heirs, Executors, Administrators, and Assigns, all and sundry the Rates and Assessments payable to us in virtue of the said Act of Parliament, and all our Right, Title, and Interest of, in, and to the same, to be held by the said and his [*or* her] [*or* their] aforesaids, until the said Sum of with the legal Interest thereof, shall be fully satisfied and paid: Provided always, that the said and his [*or* her] [*or* their] aforesaids shall not be entitled to call up or demand Repayment of the said Principal Sum without giving Intimation of his [*or* her] [*or* their] Intention by Letter addressed to the said Trustees, at least Six Months previous to the Date at which Repayment is required.

quired. In witness whereof we have subscribed these Presents, written by at the Day of , before these Witnesses

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SCHEDULE (C.)

Form of Transference.

I , in consideration of the Sum of paid by , do hereby transfer the Assignment made to me by the Trustees for supplying the Inhabitants of Greenock with Water, and paving, cleansing, lighting, and watching the said Town, bearing Date the Day of and all Interest now due and to become due thereon, and all my Right and Property therein, to the said his Heirs, Executors, Administrators, and Assigns. In witness whereof I have subscribed these Presents, written by at the Day of before these Witnesses

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SCHEDULE (D.)

Form of Notice of Assessment.

Take Notice, That by Order of the Trustees for supplying the Inhabitants of Greenock with Water, and paving, cleansing, lighting, and watching the said Town, the Assessment due by you from Whitsunday One thousand eight hundred and to Whitsunday One thousand eight hundred and as under noted, is payable at this Office within Twenty-one Days from this Date; and unless Payment shall be made within the said Period you will be proceeded against in Terms of the Statute.

(Signed) Collector.

Greenock,

Description of Property.	Where situate.	Rent.			Assessment.		
		£	s.	d.	£	s.	d.

N.B. — If you consider yourself aggrieved by such Assessment, it is competent to you, within Fourteen Days from the Date of this Notice, to appeal for Redress to the Trustees, previous Notice in Writing being always given to me of such Appeal; but if you do not appeal within the said Space, and refuse or neglect to pay the said Assessment, it is provided by the Act that Warrant may be granted for the Seizure and Sale of so much of your Goods and Effects as shall satisfy and pay the same, with Costs of Seizure and Sale.

(Signed).

Collector.

SCHEDULE (E.)

Form of Notice to Feuars to causeway and pave.

Take notice, That the Trustees for supplying the Inhabitants of Greenock with Water, and paving, cleansing, lighting, and watching the Streets and other public Places within the said Town have resolved that Street [Lane] [*or* Thoroughfare] in the said Town shall be causewayed immediately; and therefore you, as one of the Feuars on the Line of the said Street [Lane] [*or* Thoroughfare] are hereby accordingly required, in Terms of the Act [*here quote the Title of this Act*], to make, level, and causeway, to the Satisfaction of the said Trustees, and at your own proper Expence, directly opposite to the Front of your Property situated therein, to the Extent of One Half of the Breadth of the said Street [Lane] [*or* Thoroughfare], and that after such Manner, and with such Drains, Sewers, and Watercourses, as shall be directed and required by the said Trustees; and if you neglect or refuse to make, level, and causeway the said Street [Lane] [*or* Thoroughfare] to the Extent foresaid, it shall be lawful to the Provost and Baillies of Greenock, after One Calendar Months from the Date of this Notice, to order the said making, levelling, and causewaying to be done at your Expence, and to discern for the said Expence, and the Expence incurred in recovering the same, besides a Penalty for such Refusal or Neglect.

(Signed)

Master of Works *or* Procurator Fiscal.

SCHEDULE (F.)

Form of Notice to macadamize, &c.

Take notice, That the Trustees for supplying the Inhabitants of Greenock with Water, and paving, cleansing, lighting, and watching the Streets and other public Places within the said Town, have resolved that Street [Lane] [*or* Thoroughfare] in the said Town shall be laid with Stones in the Manner commonly called macadamized, [*or in such other Manner as the Trustees may direct,*] in consequence of their having been petitioned to that Effect by the Feuars in that Street [Lane] [*or* Thoroughfare]; and therefore you, as a Feuar therein, are hereby ordered and directed to cause the said [Street] [Lane] [*or* Thoroughfare] to be macadamized [*or otherwise repaired*] to the Extent of One Half of the Breadth thereof, directly opposite to your Property therein; and if you neglect or refuse Obedience to this Order it shall be lawful to the said

Trustees to have the said Street macadamized [*or otherwise repaired*] to the Extent foresaid at your Expence, after One Calendar Month from the Date of this Notice.

(Signed)

Master of Works *or* Procurator Fiscal.

SCHEDULE (G.)

Rates and Duties payable by every Person or Persons who shall bring into or offer for Sale in the Live Cattle Market erected in the Town of Greenock any Oxen, Cows, Sheep, Swine, or other Cattle, for each and every Time the same are severally so brought into and exposed in the said Market; viz.

For Black Cattle - - -	4*d.* per Head.
For Sheep and Lambs - -	6*d.* per Score.
For Calves - - - -	1½*d.* per Head.
For Swine and Goats - -	2*d.* per Head.

And by every Person or Persons who shall purchase any Oxen, Cows, Sheep, or other Cattle therein, as Back Custom, for each and every Time they are so purchased; viz.

For Black Cattle - - -	2*d.* per Head.
For Sheep and Lambs - -	3*d.* per Score.
For Calves - - - -	¾*d.* per Head.
For Swine and Goats - -	1*d.* per Head.

SCHEDULE (H.)

Rates and Duties payable for the Support of the public Market erected in the Town of Greenock for the Sale of Butcher Meat, and public Slaughter-house, by every Person or Persons who shall bring Cattle to the said Slaughter-house for the Purpose of being slaughtered; viz.

Bulls, Cows, and Oxen - - -	9*d.* per Head.
Calves - - - - -	2*d.* per Head.
Sheep - - - - -	2*d.* per Head.
Lambs - - - - -	1*d.* per Head.
Swine - - - - -	4*d.* per Head.
Goats - - - -	2*d.* per Head.

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