CHAPTER 20.

An Act to amend the Agricultural Holdings (Scotland) Act, 1883. [26th July 1889.]

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title and construction. 46 & 47 Vict. c. 62.

1. This Act may be cited as the Agricultural Holdings (Scotland) Act, 1889, and shall be read as part of the Agricultural Holdings (Scotland) Act, 1883, herein-after called the principal Act.

Repeal of 46 & 47 Vict. c. 62. s. 9.

2. Section nine of the principal Act is hereby repealed, and in place thereof it is enacted as follows:

Appointment of referee.

"Where there is a reference under this Act, unless the parties otherwise agree, as herein-after provided, a single referee shall be appointed as follows:—

(1.) A single referee shall, if the parties concur, be appointed by them jointly; and in any other case by the sheriff as herein-after provided:

(2.) If before an award is pronounced the referee dies or becomes incapable of acting, or for seven days after notice from the parties of his appointment he fails to accept the reference or to act, the proceedings shall begin afresh as if no referee had been appointed:

(3.) If at the determination of the tenancy the parties shall not have appointed a referee, then, on the application of either party, the sheriff shall within fourteen days appoint a competent and impartial person to be referee:

(4.) Every appointment and notice under this section shall be in writing."

Amendment of 46 & 47 Vict. c. 62. s. 15.

3. If a single referee shall find it impossible or inconvenient to have his award ready for delivery within twenty-eight days after his appointment, as required by section fifteen of the principal Act, the sheriff may, on the application of the referee or of either party, grant an extension of time, so that the referee shall pronounce his award and have the same ready for delivery within a time not exceeding in the whole forty-nine days after his appointment as aforesaid; and, failing his doing so, his powers as referee shall cease and determine, and thereupon the proceedings shall begin afresh as if no referee had been appointed.

Appointment of two referees and oversman.

4. (1.) If the parties concur, each may appoint a referee, and the referees so appointed may appoint an oversman.

(2.) If before an award is pronounced one of two referees dies or becomes incapable of acting, or for seven days after notice of his appointment from the party appointing him, fails to accept the reference or to act, the party appointing him may appoint another referee.

(3.) If before an award is pronounced an oversman dies or becomes incapable of acting, the referees may appoint another oversman.

Sheriff may act though not within county.

5. The powers of the sheriff under this Act shall be exerciseable by him, although he may not be at the time within the county.

Repeal.

6. Section ten of the principal Act is hereby repealed.

CHAPTER 21.

An Act for amending the Law relating to Weights and Measures, and for other purposes connected therewith. [26th July 1889.]

41 & 42 Vict. c. 49.

WHEREAS it is expedient to amend the Weights and Measures Act, 1878 (herein-after referred to as the principal Act), and the law relating to the sale of coal:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

PART I.

Weights and Measures.

Verification of weighing instruments.

1.—(1.) Every weighing instrument used for trade shall be verified and stamped by an inspector of weights and measures with a stamp of verification under this Act.

(2.) Every person who, after the expiration of twelve months from the commencement of this Act, uses, or has in his possession for use, for trade any weighing instrument not stamped as required by this Act, shall be liable to a fine not exceeding two pounds, or in the case of a second offence five pounds.

(3.) The power of making byelaws conferred by section fifty-three of the principal Act shall extend to the making of byelaws for giving effect to this section.

(4.) Section thirty-two of the principal Act shall apply to weighing instruments in like manner as it applies to weights and measures.

Local verification of metric weights and measures.

2. The Board of Trade may, if they think fit, at the expense of the local authority, deposit with any inspector of weights and measures copies of any of the metric standards in their custody, and cause to be verified with any copy so deposited any metric weights and measures which can under section thirty-eight of the principal Act be compared with the metric standards in their custody.

Amendment of 41 & 42 Vict. c. 49. ss. 25 and 26.

3. The fine for a second or a subsequent offence under section twenty-five or section twenty-six of the principal Act shall be a sum not exceeding twenty pounds, and the provisions of the said