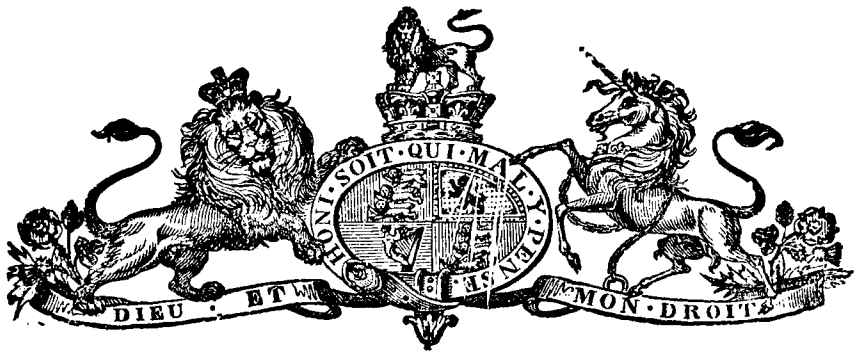


ANNO TRICESIMO PRIMO & TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

****

CAP. L.

An Act to amend the Acts for the Administration of Prisons in *Scotland* in so far as regards the County of *Lanark;* and for other Purposes.

[13th *July* 1868.]

WHEREAS an Act was passed in the Twenty-third and Twenty-fourth Years of the Reign of Her present Majesty, Chapter One hundred and five, intituled *An Act to provide for the Management of the General Prison at* Perth, *and for the Administration of Local Prisons in* Scotland; and another Act was passed in the Twenty-eighth and Twenty-ninth Years of the Reign of Her present Majesty, Chapter Eighty-four, intituled *An Act to amend the Prisons* (Scotland) *Administration Act,* 1860, *and to explain the Fifty-second and Seventy-seventh Sections of the said Act:*" And whereas it is necessary for the convenient and efficient Management of the Prisons in the County of *Lanark*, that the said County should be divided into Districts, for the Purposes of the recited Acts, and of such Provisions of any other Acts as are applicable to the Prisons and Prison Board of the said County:

23 & 24 Vict. c. 105.

28 & 29 Vict. c. 84.

Prisons (Scotland) Administration Acts (Lanarkshire) Amendment.

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:

Division into Districts.

1. The County of *Lanark* shall be divided into Two Districts for the Purposes of the recited Acts, and of such Provisions of any other Acts as are applicable to the Prisons and Prison Board of the said County; *viz.*, the Northern Prison District, comprehending the Lower Ward of the said County, with the Burghs situated therein, and the Southern Prison District, comprehending the Middle and Upper Wards of the said County, with the Burghs situated therein.

District Boards.

2. There shall be in each of the said Districts a District Prison Board; and each such District Board shall consist of the Number of Members set forth in the Schedule hereto annexed with respect to such District, who shall be chosen by the Commissioners of Supply of the said County, and by the Town Councils of the Burghs in each District, at the Times and in the Manner prescribed by the first-recited Act, as amended by this Act, and according to the Proportions set forth in the said Schedule; provided that the Sheriff, or in his Absence One Sheriff Substitute of the County to be nominated by the Sheriff for that Purpose, shall, in addition to the Members so chosen, be an ex-officio Member of each District Board.

Powers of District Boards.

3. Except in so far as otherwise provided by this Act, each of the said Districts shall be held to be a separate County for the Purposes of the recited Acts, and of any other Acts already passed or which may hereafter be passed, containing provisions applicable to the Prisons and Prison Board of the County of *Lanark*, in so far as such Provisions are concerned; and each of the said District Boards shall within its own District have all the Rights, Powers, Privileges, and Authorities, and be subject to all the Regulations, Duties, and Obligations conferred or imposed on any County Board by the said Acts; and the whole Provisions of those Acts with reference to County Boards within and for their respective Counties shall be applicable to the said District Boards within and for their respective Districts.

Transfer of Property.

4. The present County Prison Board of the said County shall cease and be abolished, as to each of the said Districts, upon the District

District Board thereof holding its First Meeting under this Act; and the Local Prison or Prisons, and whole other Property, heritable and moveable, within each of the said Districts, and Claims and Rights of Action connected therewith, belonging or competent to the present County Board, shall thereupon be transferred to and vested in the Board of such District without the Necessity of any Conveyance or Assignation; and all Appointments made by the said County Board shall remain in force until the same are legally revoked or altered by the District Boards respectively; and all Claims which have been created, and Obligations which have been incurred, by the said County Board connected with the Prison or Prisons of either of the said Districts at the Date when this Act shall come into operation, shall continue to be effectual as Claims and Obligations against the District Board of the District in which such Prison or Prisons respectively are situated.

Procedure of Commissioners of Supply.

5. The Election by the Commissioners of Supply of Members of the said District Boards may take place, and the Assessments made by the District Boards upon the Landward Part of the said Districts respectively may be assessed and levied thereon, and the Consent requisite in Terms of the second-recited Act on behalf of the Landward Part of either of the Districts to any Building Assessment beyond the Amount limited by this Act may be given, and any other Powers vested by the recited Acts in the Commissioners of Supply may be exercised by them as to either of the said Districts, at General Meetings of the Commissioners of Supply of the whole County as heretofore: Provided always, that in case of a Division of Opinion no Commissioners shall be entitled to vote on any such Question excepting those having a Qualification as Commissioners within the District for which the Members are to be chosen or which is proposed to be assessed or affected, as the Case may be: Provided also, that the Amount of the Building Assessment which the said District Boards respectively may competently impose in any One Year without the Consent of the Commissioners of Supply and Town Councils of Burghs mentioned in the second-recited Act shall not exceed Nine hundred and twenty-eight Pounds Sixteen Shillings and Ninepence in the Case of the Northern District, and Four hundred and sixteen Pounds Four Shillings and One Penny in the Case of the Southern District, instead of the Amount referred to in the second-recited Act.

6. There

Contribution by Southern to Northern District.

6. There shall be paid by the Board of the said Southern District to the Board of the said Northern District, to be applied towards the Improvement of the Prison of *Glasgow*, the Sum of Thirteen thousand nine hundred and twenty-six Pounds Eight Shillings by Two equal Instalments, payable respectively at the Terms of *Whitsunday* One thousand eight hundred and sixty-nine and *Whitsunday* One thousand eight hundred and seventy, with Interest at the Rate of Five *per Centum per Annum* upon each Instalment from the Time the same falls due till paid; which Sum shall be held to be and shall be assessed and levied upon the Lands and Heritages in the said Southern District as a Building Assessment upon the said Southern District duly consented to by the Commissioners of Supply and Town Councils of Burghs therein in Terms of the second-recited Act, and the Provisions of that Act, except as respects the Consent necessary for such Building Assessment, shall be applicable thereto accordingly.

Power to divide Lanarkshire into Districts corresponding with Prison Districts for Purposes of Lunacy Acts.

7. And whereas by an Act passed in the Twentieth and Twenty-first Years of the Reign of Her present Majesty, Chapter Seventy-one, intituled *An Act for the Regulation of the Care and Treatment of Lunatics, and for the Provision, Maintenance, and Regulation of Lunatic Asylums in* Scotland, *Scotland* is divided into Districts for the Purposes of that Act, and the County of *Lanark* is declared to be One of such Districts, but it is by the said Act provided that the General Board of Commissioners in Lunacy for *Scotland* thereby appointed shall have the Power, on the Application of the Prison Board of any County interested, to alter or vary the said Districts, either by combining Counties or Parts of Counties, or dividing Counties or otherwise, as they may think fit: And whereas it may hereafter be expedient to divide the County of *Lanark* for the Purposes of the last-mentioned Act into the same Districts as those into which it is by this Act divided for Prison Purposes: It shall be lawful for either of the District Prison Boards by this Act constituted to apply at any Time to the General Board of Commissioners in Lunacy to make such Division, and in that event the other of the said District Prison Boards shall not be entitled to object to such Application.

Commencement of Act.

8. This Act shall come into operation as at the Term of *Whitsunday* next after the passing thereof, except as to the Election of Members of the said District Boards, which shall take place in the Month of *April* immediately preceding the said Term, in manner provided by the first-recited Act and this Act.

9. The

9. The recited Acts are altered and amended so far as necessary to give Effect to this Act, but no further; and the recited Acts and this Act shall be read together as One Act. Amendment of Acts.

10. This Act may be cited for all Purposes as "The Prisons (*Scotland*) Administration Acts (*Lanarkshire*) Amendment Act, 1868." Short Title.

SCHEDULE referred to in the foregoing Act.

TABLE of District Prison Boards, containing the Number of Members to be appointed for the Landward Part of each District by the Commissioners of Supply, and for the Burghs therein by the Town Councils thereof.

1. NORTHERN DISTRICT.

	Number of Members.
Landward Part	3
Glasgow	14
Rutherglen	1
Total	18

2. SOUTHERN DISTRICT.

	Number of Members.
Landward Part	9
Lanark	1
Hamilton	1
Airdrie	1
Total	12

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