CHAPTER 8.

An Act to amend the Local Authorities Loans (Scotland) Act, 1891. [12th May 1893.]

WHEREAS doubts have arisen as to the meaning of certain provisions contained in the Local Authorities Loans (Scotland) Act, 1891:

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:

Short title.

1. This Act shall be construed as one with the Local Authorities Loans (Scotland) Act, 1891, and may be cited as the Local Authorities Loans (Scotland) Act, 1891, Amendment Act, 1893, and this Act and the Local Authorities Loans (Scotland) Act, 1891, may be cited together as the Local Authorities Loans (Scotland) Acts, 1891 and 1893. 54 & 55 Vict. c. 34.

Repeal.

2. The first sub-section of section five of the Local Authorities Loans (Scotland) Act, 1891, is hereby repealed, and in substitution thereof the following provision shall have effect:

Creation of Stock.

Where the local authority have for the time being any statutory borrowing power, then, subject and according to the provisions of this Act and of any amending regulations which may be prescribed by the Secretary for Scotland and confirmed by Her Majesty by Order in Council, the local authority may from time to time, by resolution, exercise the power by creation of redeemable stock, to be from time to time issued for such amount within the limit of the power, at such price, being not lower than ninety-five per centum, to bear such half-yearly or other dividends, and to be so transferable, that is to say, in books or by deed, as the local authority by the resolution direct; provided that all stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall form one and the same class of stock, bearing one and the same rate of dividend, and shall be redeemable as herein-after provided after the expiration of such one and the same period from the first creation of the stock as the Secretary for Scotland may approve; and the whole of the stock shall be redeemed or purchased and extinguished within such a period not exceeding sixty years from the first creation of the stock, as the Secretary for Scotland may approve.

Issue of regulations by Secretary for Scotland. 54 & 55 Vict. c. 34.

3.—(1.) Notwithstanding anything contained in the Local Authorities Loans (Scotland) Act, 1891, or in this Act, it shall be in the power of the Secretary for Scotland, by amending regulations issued under his hand, to prescribe from time to time the manner in which stock may be created, issued, transferred, dealt with, and

redeemed under these Acts, and without prejudice to the generality of the aforesaid power, such regulations may provide for the discharge of any loan raised by such stock, and in the case of consolidation of debt for extending or varying the times within which loans may be discharged, and may provide for the consent of limited owners, and for the disposal of unclaimed dividends or otherwise.

(2.) Such regulations shall be laid before each House of Parliament for not less than thirty days during which such House sits, and if either House during such thirty days resolves that such regulations ought not to be proceeded with, the same shall be of no effect, without prejudice, nevertheless, to the making of further regulations.

(3.) If no such resolution is passed, it shall be lawful for Her Majesty by Order in Council to confirm such regulations, and the same when so confirmed shall be of the same force as if they were enacted in this Act, and the Local Authorities Loans (Scotland) Acts, 1891 and 1893, shall be deemed to have been amended accordingly.

Powers of Secretary for Scotland.

4.—(1.) The third sub-section of the fourth section of the Local Authorities Loans (Scotland) Act, 1891, shall be read as if the words "and the method and term of repayment for the purposes of this Act" were inserted after the words "such amount";

(2.) The second sub-section of the sixth section of the said Act shall be read as if the words "with or without modifications" were inserted after the words "Secretary for Scotland";

(3.) The third sub-section of the eleventh section of the said Act shall be read as if the word "of" inserted after the word "aforesaid" in the said sub-section were omitted; and as if the following words were inserted at the end of the sub-section, namely: "and "when no such amounts are determined by statute or otherwise, "shall be the amounts prescribed by the Secretary for Scotland"; and

(4.) The fourteenth section of the said Act shall be read as if the words "subject always to the powers and provisions of their local Acts," were inserted after the words "the local authority may."

(5.) The first sub-section of the fifty-second section of the said Act shall be read as if the following words were inserted at the end of the sub-section, namely: "Provided that where the Secretary for "Scotland has determined the amount which a town council may "borrow on the security of a common good in terms of section "four, sub-section three, of this Act, and any loan has been raised "by issue of stock or otherwise on that security, no such power "other than that of letting from year to year, or on lease for a "period not exceeding five years, shall be exercised in respect of "the common good during the continuance of any such loan "without the consent of the Secretary for Scotland, by order under "his hand, both as to the exercise of the power and as to the "application of that purchase money or other money."

5. The expression "local authority," in the Local Authorities Loans (Scotland) Act, 1891, and in this Act, shall include public statutory commissioners or trustees having power to levy a rate as in the said first-mentioned Act defined. **Definition of "local authority."**

6. This Act shall extend to Scotland only. **Extent of Act.**

CHAPTER 9.

An Act to amend the Municipal Corporations Act, 1882. [9th June 1893.]

WHEREAS it is expedient to amend the Municipal Corporations Act, 1882:

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:

1. This Act may be cited as the Municipal Corporations Act, 1893. **Short title.**

2. A petition under the thirtieth section of the Municipal Corporations Act, 1882, may be presented upon a resolution passed by a majority of the whole council, and may pray for the alteration of the boundaries of the wards of a borough without any alteration of their number; and where any such petition prays for the alteration of boundaries only, the provisions of the said section shall apply so far as applicable. **Amendment of 45 & 46 Vict. c. 50. s. 30.**

3. When the powers conferred by the said section, as amended by this Act, have been exercised in pursuance of a petition by the council of any borough, a further petition from the council of the same borough shall not be presented before the expiration of seven years from the date of the previous Order in Council under the said section, as so amended. **No second petition to be presented within seven years.**

CHAPTER 10.

An Act to amend the Police Acts. [9th June 1893.]

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:

1. Where a constable belonging to any police force, in pursuance of any general or special direction of the police authority, acts as a fireman or assists in the extinguishment of fire, or in protecting **Constables employed on fire duty to be deemed to be**