CHAPTER 74.

An Act to amend "The Public Health (Scotland) Act, 1867," and other Sanitary Acts, in respect of Loans for Sanitary Purposes.

[11th August 1875.]

WHEREAS by the "Public Health Act, 1872," the Public Works Loan Commissioners are authorised to make loans to sanitary authorities in England at the rates of interest, and repayable within the periods therein mentioned:

And whereas by the "Public Health (Ireland) Act, 1874," the Commissioners of Public Works in Ireland are authorised to make loans to sanitary authorities in Ireland at the rates, and repayable within the periods therein mentioned:

And whereas it is just that the Public Works Loan Commissioners should be authorised to make loans to sanitary authorities in Scotland at the same rates and repayable within similar periods:

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 may be cited for all purposes as the Public Health (Scotland) Act, 1867, Amendment Act, 1875.

Definitions.

2. The expression "Sanitary Acts" shall mean the Public Health (Scotland) Act, 1867, and any Acts amending the same; and also Part IV. sections VII. and X., and Part VI. section II. of the General Police and Improvement (Scotland) Act, 1862.

The expression "local authority" shall mean and include any local authority under the Public Health (Scotland) Act, 1867, and any Acts amending that Act, and also the Commissioners acting under the General Police and Improvement (Scotland) Act, 1862.

The expression "Board of Supervision" shall mean the Board of Supervision for relief of the poor in Scotland.

Repeal of 30 & 31 Vict. c. 101. s. 91. and 34 & 35 Vict. c. 38. s. 3.

3. Section ninety-one of the Public Health (Scotland) Act, 1867, and section three of the Public Health (Scotland) Amendment Act, 1871, are hereby repealed, and in lieu thereof it is enacted as follows:

Power to Public Works Loan Commissioners to lend to local authority in Scotland for sanitary purposes.

The Public Works Loan Commissioners may, with the consent of the Commissioners of the Treasury, on the recommendation of the Board of Supervision, make any loan to any local authority in pursuance of any powers of borrowing conferred by the Sanitary Acts, whether for works already executed or yet to be executed, on the security of any fund or rate applicable to any of the purposes of these Acts, and without requiring any further or other security, such loan to be repaid within a period not exceeding fifty years, and to bear interest at the rate of three and a half per centum per annum, or such other rate as may, in the judgment of the Commissioners of the Treasury, be necessary in order to enable the loan to be made without loss to the Exchequer.

Provided as follows:

(1.) That in determining the time when a loan under this Act shall be repayable, the Public Works Loan Commissioners shall have regard to the probable duration and continuing utility of the works in respect of which the same is required:

(2.) That this Act shall not extend to any loan required for the purpose of defraying expenses incurred in enforcing the performance of or in performing the duty of a defaulting local authority:

(3.) That in the case of any loan already made to any local authority in pursuance of any powers conferred by the Sanitary Acts, the Public Works Loan Commissioners may, if they think fit, reduce the interest payable thereon to the rate of not less than three and a half per centum per annum.

4. The provisions of the Sanitary Acts enabling local authorities under the same to borrow money for the purposes of such Acts shall be read and construed as if they provided that any sums of money borrowed from the Public Works Loan Commissioners by such local authority for the purposes of the said Acts shall be repaid within a period not exceeding fifty years.

Period of repayment of sums borrowed by local authorities for sanitary purposes.

CHAPTER 75.

An Act to amend the Contagious Diseases (Animals) Act, 1869.

[11th August 1875.]

WHEREAS it is enacted by the one hundred and sixth section of "The Contagious Diseases (Animals) Act (1869)," that "notwithstanding anything in any Act "relating to the metropolitan police, or to municipal corporations, or in any other Act, "one half of every penalty or forfeiture recovered under this Act shall be paid to the "person who sues or proceeds for the same, and the other half shall be applied as if this "section had not been enacted," and it is expedient that the provisions of the said section, in so far as regards penalties or forfeitures recovered in Scotland, should be amended:

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 shall be construed as one with the recited Act.

Construction of Act.

2. This Act shall extend to Scotland only.

Extent of Act.

3. Notwithstanding anything contained in section one hundred and six of the recited Act, or in any other Act, one half of every penalty or forfeiture recovered under the recited Act in Scotland, which is not therein directed to be paid to the person who sues or proceeds for the same, shall be paid as follows:

Application of penalties under recited Act.

(a.) To the Queen's and Lord Treasurer's Remembrancer, on behalf of Her Majesty, when the court is the sheriff court:

(b.) To the collector of county rates, in aid of the county general assessment, when the court is the justice of the peace court:

(c.) To the treasurer of the burgh, in aid of the funds of the burgh, when the court is a burgh court:

(d.) To the treasurer of the board of police, or commissioners of police, in aid of the police funds, when the court is a police court:

CHAPTER 76.

An Act to make provision for Returns relating to Ecclesiastical Fees; and for other purposes.

[11th August 1875.]

WHEREAS by an Act of the seventh and eighth year of the reign of Her Majesty, chapter sixty-eight, it is provided that the registrar of every court exercising ecclesiastical jurisdiction, and the registrar of every vicar-general or diocese, shall on or before the twentieth day of January in every year transmit to one of Her Majesty's Principal Secretaries of State a true account in writing of the gross and net amounts of all such fees, allowances, gratuities, perquisites, and emoluments respectively as shall have been received or become due in the year ending the fifth day of January in such year on

7 & 8 Vict. c. 68. s. 2.