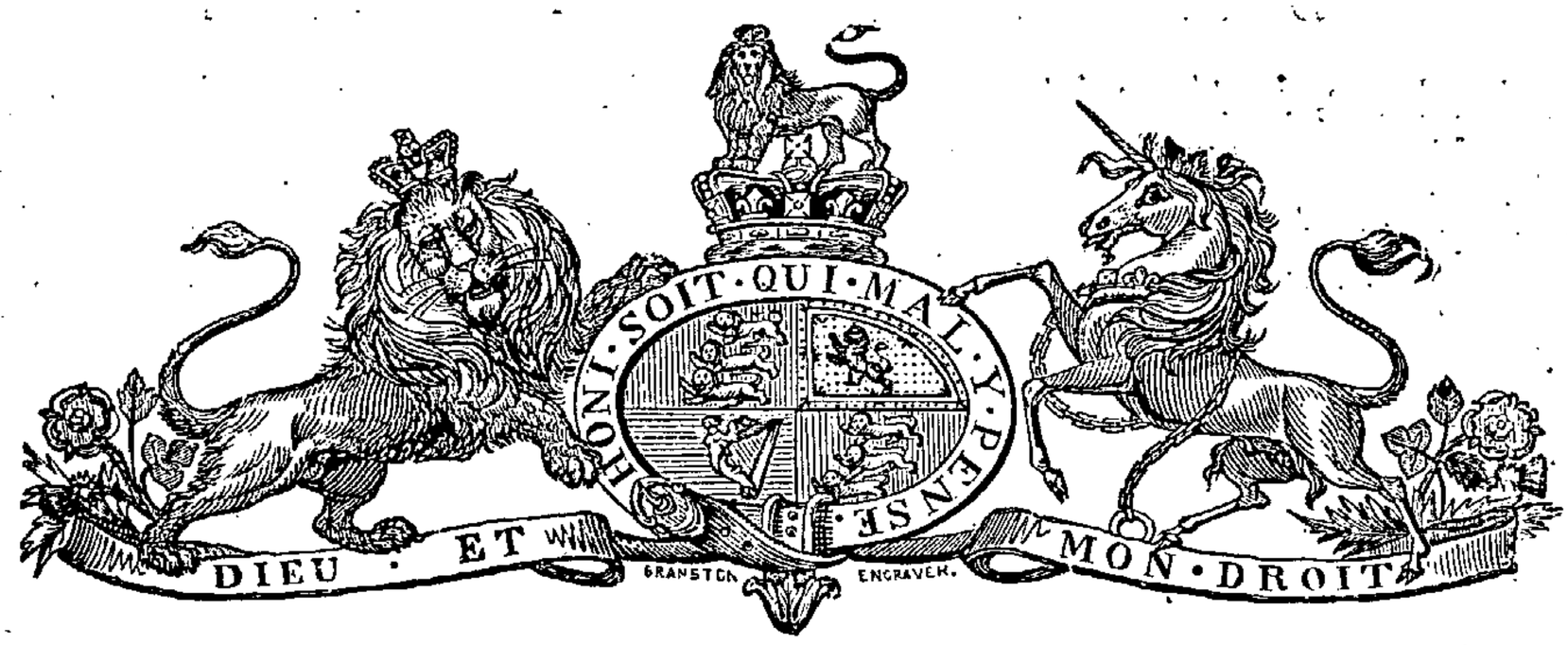


ANNO QUINTO & SEXTO

VICTORIÆ REGINÆ.

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Cambuslang, *in the said County of* Lanark, *and Branches thereof; and for making and repairing the Road from the said Chapel of* Cambuslang *till it joins the High Road leading from* Hamilton *by* Burnbank *towards* Eaglesham *in the County of* Renfrew; and another Act was passed in the Thirty-eighth Year of the Reign of His said late Majesty,
38 G. 3. c. 20. intituled *An Act for continuing for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and altering the Powers of Two Acts, passed in the Twenty-ninth and Thirty-first Years of His present Majesty's Reign, for making and repairing the Road from the City of* Glasgow *by* Muirkirk *to the Confines of the County of* Ayr, *and other Roads communicating therewith, and the Road from the Village of* Gorbals *and* New Bridge *of* Glasgow *by the Chapel of* Cambuslang *till it joins the Road from* Hamilton *by* Burnbank *towards* Eaglesham *in the County of* Renfrew, *and for building a Bridge over the River* Clyde *at* Dalmarnock *or* Farme Ford; and another Act was passed in the Fifty-ninth Year of the Reign of His
59 G. 3. c. 59. said late Majesty, intituled *An Act for continuing, altering, and enlarging the Terms and Powers of several Acts, for making and maintaining certain Roads in the Counties of* Lanark, Ayr, *and* Renfrew, *and building a Bridge over the River* Clyde *at* Dalmarnock, *and for making and maintaining a Road from the Confines of the County of* Ayr *towards* Sanquhar *in the County of* Dumfries: And whereas in pursuance of the said recited Acts the Trustees acting by virtue thereof have made and maintained the Roads herein-after described, situated in the Counties of *Lanark*, *Ayr*, and *Renfrew*, authorized by the said recited Acts to be made and maintained: And whereas certain Sums of Money have been advanced on the Credit of the Tolls thereby granted, which, with other Sums subscribed and advanced by various Parties towards the Formation of different Parts of the said Roads, and Monies arising from the Tolls levied under the Authority of the said Acts, have been laid out in making and improving the said Lines of Road, and carrying the Purposes of the said Acts into execution; but the Money borrowed and Debts incurred in virtue of the said recited Acts cannot be repaid, nor the said Roads be effectually improved and kept in repair, unless farther Powers are granted, and the Term of the said Acts farther continued: And whereas, in virtue of the said last-recited Act, the Trustees thereby appointed have erected a Wooden Bridge across the River *Clyde* at *Dalmarnock* or *Farme Ford*, and formed Avenues and Approaches thereto, and have, after defraying the Expences thereof, and of the Toll House and other Erections connected therewith, out of the Pontages authorized to be levied by the said last-recited Act, laid aside a Fund for the future Support and Maintenance of the said Bridge, and have in consequence discontinued the Levy of Pontages thereat; and it is expedient that Provision should be made for the Maintenance and Continuance of the said Bridge in Time coming: And whereas an Act was passed in the First and Second Years of the Reign of His late Majesty King *William* the Fourth,
1 & 2 W. 4. c. 43. intituled *An Act for amending and making more effectual the Laws concerning Turnpike Roads in* Scotland: And whereas it is expedient that the said recited Acts should be repealed, and that farther and more effectual Powers should be granted for repairing and improving

the

the said Roads; but the Purposes aforesaid cannot be effected without the 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 the said recited Acts of the Twenty-ninth, Thirty-first, Thirty-eighth, and Fifty-ninth Years of the Reign of His late Majesty King *George* the Third shall continue in force until the First Day of *September* next One thousand eight hundred and forty-two, and shall upon the said First Day of *September* be repealed, and that this Act shall thereafter be put into execution during the Term and for the Purposes hereinafter mentioned.

Four first-recited Acts repealed, and this Act to take effect.

II. And be it enacted, That the said recited Act of the First and Second Years of His late Majesty King *William* the Fourth, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Securities, Remedies, Matters, and Things therein contained, save and except such Parts thereof as are expressly varied, altered, or repealed, shall be as good, valid, and effectual for carrying this Act into execution as if the same had been repeated and re-enacted in the Body of this Act.

1 & 2 W. 4. c. 43. applied to this Act.

III. And be it enacted, That all Monies due to, and all Property, Heritable and Moveable, vested in the Trustees under the Acts hereby repealed, shall immediately on the Commencement of this Act be vested in the Trustees for executing this Act, and such last-mentioned Trustees may sue for and recover the same and act in respect thereof as effectually as if the same had been vested in them under the said recited Acts hereby repealed, and they shall be liable to all the Debts and Engagements to which the Trustees under the recited Acts were liable at the Repeal thereof.

All Arrears of Tolls and Monies due under recited Acts vested in the Trustees under this Act.

IV. And be it enacted, That all and every the Proprietors or Heritors of Lands in the Counties of *Lanark*, *Ayr*, and *Renfrew*, who are or may be entitled by the Property which they hold to be Commissioners of Supply in any of the said Counties, who shall be possessed of the *Dominium utile* of Lands in one or other of the Parishes through which one or other of the said Roads herein-after described do pass to the Extent of One hundred Pounds *Scots* of valued Rent, or, in the Absence of them or their Factors, the eldest Sons or Heirs Apparent of such Heritors and Proprietors, as also One of the Trustees or Guardians of Minors, One of the Trustees of each Estate held under Trust, the Factor or Baron Bailie for the Time being of each Heritor in his Absence, and the Factor, Baron Bailie, or other Person authorized by and in behalf of any Proprietrix, such Minor and Proprietrix having and such Trust Estate being of the Valuation of One hundred Pounds *Scots* in the County Tax Roll upon Lands situated as aforesaid, as also the Lord Provost, Bailies, Dean of Guild, and Deacon Convener of the City of *Glasgow*, the Provost and eldest Bailie of the Burgh of *Rutherglen*, the Chief Magistrate of the Town of *Hamilton*, and the Baron Bailie or other Chief

Appointment of Trustees.

Chief Magistrate of the Town of *Strathaven*, all for the Time being, *John Jardine* of *Hallside*, Advocate, *James Ewing* of *Levenside*, Merchant, *Glasgow*, and the Manager of the *Muirkirk* Iron Works for the Time, or in his Absence the Manager of the said Iron Works residing in *Glasgow*, *Robert Brown* at *Hamilton*, *Walter Whyte* of *Bankhead*, the Provost of the Burgh of *Calton* for the Time, the Chief Magistrate of *Gorbals* for the Time, One of the Partners for the Time of the *Blantyre* Cotton Works Company, One of the Partners for the Time of the *Hamilton* Farm Colliery, One of the Partners for the Time of the *Stonelaw* Colliery, One of the Partners for the Time of the *Dalmarnock* Print Works, *Robert Wilson* of *Thornton East Kilbride*, and One of the Partners for the Time of the *Rutheran* Lime Works Company, shall be Trustees for putting this Act into execution.

Quorum of Trustees.

V. And be it enacted, That at all General Meetings of Trustees for the Purposes of this Act Five Trustees shall be a Quorum, and at all Meetings of Committees Three shall be a Quorum.

First Meeting of Trustees.

VI. And be it enacted, That the said Trustees shall hold their First Meeting at *Glasgow* on the First *Wednesday* in the Month of *September* next, or as soon thereafter as conveniently may be, of which Meeting Ten Days previous Notice shall be given by Advertisement in Two Newspapers published in *Glasgow*, which Notice any Two Trustees, or the Clerk, shall be authorized to give; and the said Trustees shall then proceed to put this Act into execution; and the Trustees or Trustee attending such Meeting, or the Clerk, if a Quorum shall not attend, shall have Power to adjourn the Meeting, Notice of such Adjournment being given by Advertisement, as before provided.

Stated General Meetings of Trustees.

VII. And be it enacted, That from and after the passing of this Act the said Trustees shall hold Two stated General Meetings yearly at *Glasgow*, for the Application of the Money arising from the Toll Duties and Penalties authorized to be levied and recovered by this Act, and for carrying the other Purposes thereof into execution, *videlicet*, on the First *Wednesday* of *March* and the First *Wednesday* of *September* yearly, and the First of the said General Meetings shall be held on the First *Wednesday* of *September* next after the Commencement of this Act, and of which stated Meetings Ten Days previous Notice shall be given by the Clerk or Clerks to the Trustees by Advertisement, in Two Newspapers published in *Glasgow*; and at the First Meeting to be held for putting this Act into execution, or any Adjournment thereof, and thereafter at such stated Half-yearly Meetings only, all Orders for the issuing or borrowing Money, or assigning the Tolls and Duties in Security thereof, shall be given; and the Trustees or Trustee attending any such Meeting, or the Clerk, if a Quorum shall not attend, shall have Power to adjourn the Meeting, Notice of such Adjournment being given by Advertisement, as before provided.

VIII. And

Roads to which this Act is applicable.

VIII. And be it enacted, That this Act shall be put in execution, for the Purpose of more effectually improving, maintaining, and keeping in repair the following Turnpike Roads, *viz.* the Road from the Village of *Gorbals* and *New Bridge* of *Glasgow* by *Little Govan*, *Shawfield* Toll Bar, *Rutherglen*, *East Kilbride*, *Strathaven*, and *Muirkirk*, towards the Confines of the County of *Ayr*; the Road from the Boundary of the Royalty of the City of *Glasgow* at or near the East End of *Great Hamilton Street* of *Glasgow*, by *Barrowfield Bridge* and *Rutherglen Bridge*, to *Shawfield* Toll Bar; the Road from *Barrowfield* Toll Bar by *Dalmarnock Bridge* to the Junction with the Road to *Muirkirk* at the East End of *Main Street* of *Rutherglen*, from thence by *Eastfield*, *Cambuslang*, *Prior Bridge*, and *Burnbank*, to *Hamilton*, the Road from the *Dalmarnock Bridge* Road by *Farme* to *Eastfield*; the Road of Communication from the *Cambuslang* Road by *West Greenlees* to the *Muirkirk* Road; the *Cairnmuir* Branch Road from the *Muirkirk* Road to the old *Glasgow* Road near *East Rogerton*, and the Road from *Burnbank*, by *Blantyre* and *East Kilbride*, towards *Eaglesham* in the County of *Renfrew*, together with the Bridges within the said several Lines of Road.

Present Tolls continued until 16th May 1843.

IX. And be it enacted, That, notwithstanding the Repeal of the said Four first-recited Acts, the several Tolls thereby granted and made payable shall continue to be paid at the Toll Gates or Toll Bars to be continued or erected on or on the Sides of the said Roads until the Sixteenth Day of *May* One thousand eight hundred and forty-three.

Tolls to be taken after 15th May 1843.

X. And be it enacted, That, subject to the Provisions herein contained, from and after the Fifteenth Day of *May* One thousand eight hundred and forty-three, it shall be lawful for the said Trustees, or their Tacksman, or other Person appointed by them, to demand, levy, and take, at the several Toll Gates or Bars continued or to be erected by virtue of this Act, any Sums not exceeding the Rates and Duties following; *videlicet*,

For every Horse, Mule, or other Beast of Draught drawing any Stage Coach, Long Coach, or other Diligence of the like Kind, licensed to carry or kept or employed for carrying Passengers for Hire, the Sum of One Shilling:

For every Horse, Mule, or other Beast, where not more than Two are drawing any Coach, Berlin, Landau, Barouche, Chariot, Chaise, Chair, or such other Carriage, Nine-pence:

For every Horse, Mule, or other Beast, where Three are drawing any such Carriage, Eight-pence:

For every Horse, Mule, or other Beast, where Four are drawing, Seven-pence Halfpenny:

For every Horse, Mule, or other Beast, where Five or more are drawing, Sixpence:

For every Horse, Mule, or other Beast, not exceeding Two in Number, drawing any Waggon or other Carriage with more than Two Wheels, used for the Purposes of Trade, Commerce, Husbandry, or other like Purpose, Sixpence:

For every Horse, Mule, or other Beast, where Three are drawing any such Carriage, Eight-pence:

For every Horse, Mule, or other Beast, where Four are drawing any such Carriage, Nine-pence:

For every Horse, Mule, or other Beast, where Five are drawing any such Carriage, Ten-pence Halfpenny:

For every Horse, Mule, or other Beast, where Six or more are drawing any such Carriage, One Shilling:

For every Horse, Mule, or other Beast, drawing any Cart, Wain, or other Carriage with only Two Wheels, used for the Purposes of Trade, Commerce, Husbandry, or other like Purposes, Sixpence:

For every Hurley, or other Carriage of that Description, drawn by Man or Beast, not loaded, or not weighing with its Loading above One Hundred Weight, One Halfpenny, and for every additional Hundred Weight or Part of a Hundred Weight such Hurley, drawn as aforesaid, may weigh, with its Loading, One Halfpenny:

For Horses; *videlicet*,

For every Saddle Horse or Mule, with or without a Rider, Three-pence:

For every other Horse or Mule, laden or unladen, and not drawing, Two-pence:

For every Ass, loaded or unloaded, One Penny:

For Cattle; *videlicet*,

For every Ox or Neat Cattle, One Penny:

For every Calf, Hog, Sheep, Lamb, or Goat, One Halfpenny:

For every Horse or Filly, unshod, One Penny:

Provided always, that it shall not be lawful for the said Trustees to demand or levy at any Bar or Gate upon any Part of the said Roads between the present Bars at *Shawfield* and *Dalmarnock* and the City of *Glasgow* and Town of *Gorbals* any higher or greater Rate or Toll than Two-pence for every Horse or other Beast drawing any Cart or other such Carriage, and that such reduced Rate of Toll shall be applied towards the Payment of the Interest and Principal of any Debt at present legally affecting the said Roads, and to no other Purpose, and that as soon as such Debt shall be extinguished thereby, and from the other Revenues of the said Roads, it shall no longer be lawful to levy any Toll on the said Portions of the said Roads between the said Bars at *Shawfield* and *Dalmarnock* and the City of *Glasgow* and Town of *Gorbals*.

No Toll payable for Hurleys under 5 Cwt. within Shawfield or Dalmarnock Bars.

XI. Provided always, and be it enacted, That it shall not be lawful to the Trustees to demand or levy any Toll or Rate at any Bar or Side Bar between the present Bars at *Shawfield* and *Dalmarnock* and the City of *Glasgow* and Town of *Gorbals* for or in respect of any Hurley or other Carriage of the like Kind, unless the same be drawn by Horse or other Beast, or unless it, with its Loading, shall exceed Five Hundred Weight.

Rates for Coals, Dung, &c.

XII. Provided always, and be it enacted, That Carts or Waggons with Two Wheels, drawn by One Horse or other Beast of Draught, loaded with Coals, Building Stone, Ironstone, Limestone, Dung or other

other Manure, passing any of the Toll Bars erected or to be erected under the said recited Acts or this Act, within Six Miles of *Glasgow*, shall not pay higher Rates of Toll than the following, according to their Weight (reckoning One hundred and twelve Pounds for every Hundred Weight): — If such Load of Coals, Building Stone, Ironstone, Limestone, Dung, or other Manure, exclusive of the Cart or Waggon, shall not exceed Eight Hundred Weight and One Quarter, the Sum of Two-pence; if the same shall exceed Eight Hundred Weight and One Quarter, and not exceed Twelve Hundred Weight and One Half, Three-pence; if the same shall exceed Twelve Hundred Weight and One Half, and not exceed Eighteen Hundred Weight and Three Quarters, Four-pence; and if the same shall exceed Eighteen Hundred Weight and Three Quarters, and not exceed Twenty-four Hundred Weight and Three Quarters, Sixpence; and that for all Carts loaded with Coals, Building Stone, Ironstone, Limestone, Dung or other Manure, passing through any Bars situated on any of the said Roads at a greater Distance than Six Miles from *Glasgow*, no more than Three-pence for each Cart drawn by One Horse or Beast of Draught shall be levied; and provided further, that a Cart loaded only with Milk and Butter, and drawn by One Horse or Beast of Draught, shall pay at each Toll erected or continued under this Act not more than Four-pence.

Rates for broad Wheels.

XIII. Provided always, and be it enacted, That no more than One Half of the Tolls and Duties before specified shall be demanded or taken by virtue of this Act for any Cart, Waggon, or Carriage having Two Wheels of the Breadth of Four and a Half Inches in the Tread, and drawn by One Horse, or for any Cart, Waggon, or Carriage having Two Wheels of the Breadth of Five Inches in the Tread, and drawn by Two Horses, or for any Cart, Waggon, or Carriage having Wheels of the Breadth of Six Inches of Tread, and drawn by not more than Three Horses, or for Waggons having the Tread of the Wheels of the Breadth of Nine Inches, although drawn by more than Three Horses: Provided further, that in order to be entitled to such Abatements the Wheels of every Cart, Waggon, or Carriage for or in respect of which the same shall be claimed shall be cylindrical, that is to say, of the same Diameter on the Inside next to the Carriage and on the Outside, so that when rolling on a flat Surface the whole Breadth thereof shall bear equally on such flat Surface, and that the opposite Ends of the Axletrees of such Carriages, as far as the same shall be inserted in the Naves of the Wheels, shall not form an Angle with each other, but shall be in the Continuance of One straight Line, so that in each Pair of Wheels belonging to such Carriages the lower Parts which shall rest on the Ground shall be at the same Distance from each other as the upper Part of such Pair of Wheels; and further, that the Nails shall be sunk level with the Rings on the Wheels.

Fraction of a Halfpenny in Tolls.

XIV. And be it enacted, That in all Cases in which there shall be a fractional Part of a Halfpenny in the Amount of the Tolls by this Act authorized to be collected the Sum of One Halfpenny shall be payable in lieu of such fractional Part.

XV. And

Trustees may erect Weighing Machines, and take additional Tolls in certain Cases.

XV. And be it enacted, That it shall be lawful for the said Trustees and they are hereby authorized and empowered to cause Weighing Machines to be erected upon such Parts of the Lines of the said Roads as lead from *Glasgow* by *Cambuslang* to *Hamilton*, and from *Glasgow* by *Muirkirk* towards *Sanquhar*, as they shall think fit, for weighing all Carts or Carriages and Waggons which shall pass along the same, and to demand and take, or cause to be demanded and taken, at the Toll Bars or Turnpike Gates which shall be on the said Roads, by virtue of this Act, for all such Carts or Carriages and Waggons (excepting Carts or Carriages loaded with Coals, Building Stone, Ironstone, Limestone, Dung or other Manure,) which, together with the Loading thereof, shall exceed Twenty-seven Hundred Weight (of One hundred and twelve Pounds to the Hundred Weight), the following Tolls and Duties in addition to the Tolls and Duties by this Act before authorized to be taken; *videlicet*,

For every Hundred Weight or Part of a Hundred Weight by which such Cart or Carriage or Waggon, with its Loading, shall exceed Twenty-seven Hundred Weight, the Sum of One Penny:

Provided that if the Sole or Tread of the Wheels of such Cart be made or constructed so as to have the Sole or Tread of the Wheels resting or moving upon the Road of the Breadth of Four and a Half Inches at least, only the One Half of the Tolls for such Overweight shall be levied.

Provision as to Tolls in Lands of Barrowfield.

XVI. Provided always, and be it enacted, That as by the Alteration of the Road leading from the Bridge now erected at *Dalmarnock* towards *Glasgow* the Lands of *Barrowfield*, now or formerly belonging to *James Nimmo*, have been separated or divided, it shall not be lawful for the said Trustees to ask or demand any Toll Duty for or in respect of any Carriage, or any Horse or Beast, passing along such Road so altered, from one Part of such Lands to another Part thereof; but such Exemption shall not extend to any Carriage, Horse, or Beast carrying any Article or Articles to Market, if such Carriage, Horse, or Beast shall pass along or use such Road more than One hundred Yards.

As to Side Bars.

XVII. And be it enacted, That where any Toll shall be paid by any Person or Persons at any Side Bar at *Stoney Meadow* (if a Side Bar shall be again erected at that Place) passing either by the *Flemington* Parish Road or by the *Crooked Shiel* Parish Road, such Person or Persons shall be entitled to a Pass Ticket or Tickets, which shall exempt such Person or Persons from paying Toll at the *Cambuslang* and *Greenlees* Bars, or at any Bars which may be erected in their Stead; and in the like Manner any Person or Persons paying Toll at the *Greenlees* and *Cambuslang* Bars, or at any Bars which may be erected in their Stead, shall be entitled to a Ticket or Tickets which shall exempt such Person or Persons from paying Toll at the said *Stoney Meadow* Bar.

Tolls how often to be paid.

XVIII. And be it enacted That no Person having passed through any Toll Gate or Bar continued or to be erected by virtue of this Act, and paid the Tolls exigible thereat, and who shall return through the same

same Gate or Bar on the same Day with the same Coach or Cart or other Wheel Carriage, drawn by the same Horses, without a new Loading, or with the same Horse, Ass, or other Cattle, shall be liable to pay at such Gate, or at any other Gate (if any) cleared by such Payment, more than once, but shall, on Demand, be furnished *gratis* with a Note or Ticket signifying the Payment of such Toll or Duty, and having printed thereon the Name or Names of the Gate or Gates freed by such Payment, which Note or Ticket shall entitle such Person returning the same Day as aforesaid to repass the said Gate or Turnpike, or other Gates aforesaid, Toll-free; but such Coach, Cart, or other Wheel Carriage, Horse, Ass, or other Beast or Cattle, in case the same shall return or pass such Toll Gate or Bar with a new Loading a second Time or oftener in the same Day, shall in that Case be severally liable to pay the Toll for each successive Time, in the same Manner as the first Time.

Tolls to be paid only once in Five Miles.

XIX. And be it enacted, That in case there shall be continued or erected in the Line of any of the said Roads any Toll Gate or Bar at less Distance from each other than Five Statute Miles, then any Person producing a Ticket to show that the Toll has been paid at any one of such Gates shall not on the same Day pay any Toll at any other Gate on the same Road which shall be within Five Statute Miles of the Gate at which the Toll denoted by such Ticket shall have been paid; excepting where Toll Bars were erected previous to the passing of the said Act of the Fifty-ninth Year of the Reign of King *George* the Third within such Distance, at which Toll Bars the Tolls leviable by this Act shall continue to be collected in the same Manner and as often as Tolls have been heretofore collected in virtue of the said recited Acts hereby repealed, and also excepting the Toll Bar at *Burnbank* near *Hamilton*, if such shall be erected, in regard to which a special Provision is herein-after made: Provided also, that the Payment of Toll at any Bar between the City of *Glasgow* and the Town of *Gorbals* and the present Bars at *Shawfield* and *Dalmarnock* shall only entitle the Person producing a Ticket to show that such Toll has been paid to Deduction of the Amount which shall have been so paid from the Amount payable at *Shawfield* and *Dalmarnock* Bars respectively.

Provisions as to Dalmarnock Bridge.

XX. And be it enacted, That the said Bridge erected at *Dalmarnock Ford* shall hereafter be a free Bridge, and no Pontage Duty shall be levied for the Passage over the same, and the Fund already set aside for the Maintenance and Continuance of the said Bridge, and Accumulations thereof, and Rent of the Toll House, shall remain and be held as specially applicable to the Maintenance of the Bridge, and rebuilding the same, if necessary.

For the Protection of the Glasgow Waterworks.

XXI. And be it enacted, for the Protection of the Company of Proprietors of the *Glasgow* Waterworks, That it shall not be lawful to the Trustees, in rebuilding, altering, repairing, or improving the Bridge at *Dalmarnock Ford*, to deepen or lower the Bed or Channel

of the River *Clyde* at or in the Vicinity of the said Bridge, or to execute any Work or Operation having a Tendency to lower the Head Level or Surface of the River *Clyde* at Low-water at or immediately above the said Bridge; and that such precautionary Measures shall be adopted for preventing the Current of the River from altering or lowering the Bed or Channel of the said River, by or through the rebuilding, repairing, altering, or improving the said Bridge, as shall be agreed upon between the Trustees and the said Company, or, failing such Agreement, as shall be specified and directed by an Engineer to be from Time to Time appointed by the Sheriff of the County of *Lanark* for that Purpose, and so as to prevent the lowering or deepening of the Bed or Channel of the said River by or through any Operation of the said Trustees, and to preserve and maintain the present Head Level or Surface of the said River at Low-water at and above the said Bridge.

Appropriation of Funds.

XXII. And be it enacted, That from and after the passing of this Act the Money arising from the Tolls and Duties at the Bars of *Shawfield*, *Barrowfield Bridge*, and *Rutherglen Loan*, or other Bars that may be erected in their Place, and Side Bars communicating therewith, on the Roads between *Rutherglen* and *Glasgow*, either by *Rutherglen Bridge* and *Dalmarnock Bridge*, or by *Gorbals*, shall, excepting as herein-before specially provided, in the first place, in preference to all other Claims, be applied in upholding the Roads from *Glasgow* to *Rutherglen* by *Gorbals* and by *Rutherglen Bridge*, and from *Barrowfield Bridge* to *Hamilton Farm*, and also for upholding the *Cambuslang* Road to the Distance of Three Miles from the East End of *Rutherglen* (where the *Cambuslang* and *Muirkirk* Roads branch off from one another); and also for upholding the *Muirkirk* Road to the Distance of Three Miles to the South of the East End of *Rutherglen* from the same Point, including the *Cairnmuir* Branch Road; and also the Road from the East End of *Rutherglen* till it joins the Road from *Dalmarnock Bridge*; and also for upholding that Portion of the *Main Street* of *Rutherglen* which now forms Part of the Line of Trust Road, *videlicet*, from the Junction of the *Muirkirk* Road therewith on the East to the Turn of the Street towards *Shawfield* at the West End of the said Town of *Rutherglen;* and the Residue or Surplus of the Produce of the above-mentioned Bars, after making and upholding the Roads above specified, shall be equally divided betwixt the Funds of the *Muirkirk* and *Cambuslang* Roads, *videlicet*, the one Half of such Residue, and also the Revenue of the other Bars on the *Cambuslang* Road to the East of *Rutherglen*, shall be applied in upholding the Remainder of that Road from the Termination of the Three Miles to the East of *Rutherglen* to *Hamilton*, and in Payment of the Interest and Principal of the Debts still remaining on that Road, and the other Half of the Residue of the first-mentioned Bars, and also the Revenue levied at all the other Bars on the *Muirkirk* Road to the South of *Rutherglen*, and on the Cross Road from *Hamilton* or *Burnbank*, by *Kirkland Bridge*, to *Eaglesham*, shall be applied in upholding the Remainder

Remainder of the *Muirkirk* Road from the Termination of the Three Miles to the South of *Rutherglen*, and the said Cross Road by *Kirkland Bridge*, and in Payment of the Interest and Principal of the Debts still remaining on these last-mentioned Roads: Provided always, that nothing herein contained shall be construed to impair, diminish, or to extend the Claims of Creditors on the Funds of the said Roads respectively previous to the passing of this Act; and provided also, that nothing in this Act contained shall be construed to repeal or alter the Provision regarding the Maintenance of the Piece of Road between *Barrowfield Bridge* and *Glasgow* contained in an Act passed in the Fifth Year of the Reign of His late Majesty King George the Fourth, intituled *An Act for making and maintaining a Road from the City of* Glasgow *to the Village of* Parkhead. 5 G. 4. c. 107.

Separate Accounts to be kept.

XXIII. And be it enacted, That for the Purpose of such separate Appropriation and Application of the Funds of the said several Districts of Roads and Bridge the Funds arising from the Tolls and Duties on each of the said Districts of Roads, and the Funds belonging to the said Bridge, shall be kept separate and distinct from one another, and separate and distinct Account Books shall be provided and kept therefor; and Four separate Accounts shall be kept, the First showing the Application of the Funds of the Tolls next to *Glasgow*, at *Shawfield*, *Barrowfield*, or *Rutherglen Loan* Bars, in manner before directed; the Second showing the Application of the one Half of the Residue of the Funds of these Bars, and of the other Tolls and Duties on the *Cambuslang* Line of Road to the East of *Rutherglen*; the Third showing the Application of the other Half of the above Residue, and of the Tolls and Duties on the *Muirkirk* Line of Road to the South of *Rutherglen*, as well as of those on the Cross Road to *Eaglesham*; and the Fourth showing the Application of the Funds belonging to the said Bridge, as in manner before directed: Provided always, that that Part of the said Roads from *Hamilton* to the Separation of the Road by *Cambuslang* to *Glasgow*, and of the Road by *Kilbride* to *Eaglesham* at or near *Burnbank*, belonging in common to these Roads respectively, shall be repaired and upheld to the Extent of Two Fourths of the Expence thereof from the Tolls on the *Cambuslang* Line of Road, to the Extent of One Fourth thereof from the Tolls on the *Muirkirk* and *Eaglesham* Roads, and to the Extent of the remaining One Fourth from the Statute Labour Funds of the Town or Parish of *Hamilton*, in respect a great Part of that Piece of common Road is situated within the Town or Burgh of *Hamilton*; and in case of the Trustees on the Statute Labour Funds of the Town or Parish of *Hamilton* declining to be at the Expence of such Fourth Share for upholding the said Piece of common Road, the said Trustees hereby appointed shall be and they are hereby empowered and authorized to place a Toll Bar on such Part thereof as they may think most proper, and to levy thereat the same Rates of Toll for Carts, Carriages, Horses, and Cattle as they are authorized to do at the other Bars on the Line of Road between *Hamilton* and *Glasgow*; but in such Case any Person going to or from *Hamilton* by

Provision as to Burnbank Road.

by the *Cambuslang* Road or by the *Eaglesham* Road shall be entitled to receive a Pass Ticket at the present Bars on these Roads nearest to *Hamilton*, *videlicet*, the *Blantyre* Cotton Works Bar and the *Blantyre* Bar, to entitle such Person to pass such Bar at or near *Hamilton* free of Toll, and in like Manner every such Person shall receive a Pass Ticket at the last-mentioned Bar to entitle such Person to pass the present Bars above mentioned nearest to *Hamilton*, on the said several Roads, free of all Toll Duty; and the Proceeds or Tolls of the Bars so to be erected between *Burnbank* and *Hamilton* shall be divided between the Funds of the said Two Districts of Roads in the Proportion of Two Thirds to the *Cambuslang* Road and One Third to the *Muirkirk* and *Eaglesham* Roads, and applied in the same Manner as before directed in regard to the other Tolls and Duties on the said several Roads; and in case of the Failure of the Trustees on the Statute Labour Funds of the Town and Parish of *Hamilton* to contribute their Proportion of One Fourth, before mentioned, for upholding the said Piece of common Road, the Deficiency thereby occasioned shall be made up from the Funds of the said Two Districts of Roads in the Proportion before mentioned, *videlicet*, One Third from the Funds of *Muirkirk* and *Eaglesham* Roads, and Two Thirds from those of the *Cambuslang* Road: Provided always, that the Branch Road of Communication between the *Muirkirk* Road and the *Cambuslang* Road by *West Greenlees* shall be repaired and upheld from the Funds and Tolls leviable on these Two Roads equally.

Provision for West Greenlees Road.

Trustee or Clerk competent Witness in Action.

XXIV. And be it enacted, That no Trustee or Clerk, or other Persons acting under the Authority of this Act, if not otherwise interested, shall be deemed incompetent to give Evidence, or shall be disqualified from giving Evidence, in any Action, Suit, or other Proceeding brought by or against him in such his Capacity of Trustee or Clerk, by reason of his being Pursuer or Defender in such Action, Suit, or Proceeding.

Abstract of Accounts.

XXV. And be it enacted, That the said Trustees shall once in each Year cause to be prepared an Account in Abstract of the total Receipts and Expenditure of all Funds levied by virtue of this Act for the Year preceding under the several distinct Heads of Receipts and Expenditure, with a Statement of the Balance of the said Account, duly attested and certified by the Clerk of the said Trustees, and shall cause a Copy of such annual Account to be transmitted, free of Charge, to the Sheriff Clerk of the County of *Lanark* at *Glasgow* on or before the First Day of *January* in each Year, under a Penalty of Twenty Pounds in case of Default, to be sued for and levied by summary Process at the Instance of any Person authorized by the said recited Act of the First and Second Years of the Reign of His late Majesty King *William* the Fourth to prosecute for Tolls and Penalties, in the same Manner as Penalties are authorized by the said Act to be sued for and levied, and to be applied in the Manner in which Penalties not otherwise directed to be applied are thereby directed to be applied; and such Account shall be open at

at all seasonable Hours to the Inspection of the Public, upon Payment of One Shilling for such Inspection, or if written Extracts are required therefrom, at the Rate of Sixpence for each Folio of Seventy-two Words.

Saving Claims of all Creditors or alleged Creditors.

XXVI. And whereas there are certain Claims made upon the Trustees of the said Roads, and the Revenues arising therefrom, in respect of the said Sums subscribed and advanced as aforesaid, or otherwise; be it enacted, That neither the Repeal of the said Acts, nor any thing else in this Act contained, shall be held to impair or diminish or extend the Right of any Person or Body making any such Claim, or the Liens or Securities to which they or any of them were entitled before the passing of this Act, all which Rights, Liens, and Securities are hereby reserved to them as fully and entirely as if the Acts hereby repealed were not so repealed, but were continued in force during the Term of this Act: Provided always, that neither the Repeal of the first Four-recited Acts, nor any thing in this Act contained, shall imply Admission on the Part of the Trustees of the original Validity or present or future Subsistence of such Debts, all competent Objections to which in Law and in Fact are hereby reserved to the said Trustees.

The Roads not to be exempt from any general Act.

XXVII. And be it enacted, That nothing herein contained shall be deemed to exempt the Roads comprised in this Act from the Provisions of any general Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may pass during the present or any future Session of Parliament.

Expences of this Act, how to be paid.

XXVIII. And be it enacted, That the whole of the Expences of obtaining this Act and incident thereto shall be paid out of the Monies raised or to be raised by virtue of the said former Acts and of this Act, and apportioned between the several Districts and *Dalmarnock Bridge* according to the several Revenues thereof for the First Year after the passing of this Act.

Term of this Act.

XXIX. And be it enacted, That this Act shall commence on the passing thereof, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

Interpretation Clause.

XXX. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Number. — Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

Person. — The Word "Person" shall be understood to include Corporation:

Gender. — Words importing the Masculine Gender shall include Females.

Public Act.

XXXI. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

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