CAP. LXXXIX.

An Act to regulate the Admission of Professors to the Lay Chairs in the Universities of *Scotland*. [20th *August* 1853.]

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:

Professors, &c. not required to subscribe Confession of Faith.

I. From and after the passing of this Act it shall not be necessary for any Person who shall have been or shall be elected, presented, or provided to the Office of Professor, Regent, Master, or other Office in any of the Universities or Colleges in *Scotland*, such Office not being that of Principal or a Chair of Theology, to make and subscribe the Acknowledgment or Declaration mentioned in an Act passed in the Fourth Session of the First Parliament held in *Scotland* by Her Majesty Queen *Anne*, intituled *Act for securing the Protestant Religion and Presbyterian Church Government.*

Professors, &c. to make Declaration previous to Admission.

II. Every Person hereafter to be elected, presented, or provided to any such Office shall make and subscribe, in Presence of the Senatus Academicus of such University or College, the Declaration following:

'I *A.B.* do solemnly and sincerely, in the Presence of God, profess, testify, and declare, 'That as Professor of , and in the Discharge of the said Office, I will never 'endeavour, directly or indirectly, to teach or inculcate any Opinions opposed to the Divine 'Authority of the Holy Scriptures, or to the Westminster Confession of Faith as ratified 'by Law in the Year One thousand six hundred and ninety, and that I will not exercise 'the Functions of the said Office to the Prejudice or Subversion of the Church of Scotland 'as by Law established, or the Doctrines and Privileges thereof.'

Declaration to be registered.

And such Declaration shall be recorded by the Senatus Academicus of the University or College in which the Office is held, before any such Person shall enter on the Functions of such Office.

Professor sued for Noncompliance with the Act may offer, in Defence, to take Declaration.

III. If any Action or Proceeding at Law shall be raised against any Professor who at the Date of the passing of this Act shall be in the Exercise of the Functions of, or has been elected, presented, or provided to, any such Office, on the ground that such Professor had not complied with the Provisions of the said Act, it shall be a sufficient and conclusive Defence or Answer to such Action or Proceeding that such Professor is prepared to make and subscribe the Declaration above provided.

On Failure to make Declaration the Lord Advocate to apply to the Court of Session.

IV. In case any Person shall enter on the Functions of any such Office without having made such Declaration, or in case any Person shall enter on or continue to exercise the Functions of any Chair of Theology without having complied with the Provisions of the said Act, it shall be competent to the Lord Advocate, upon Information to that Effect lodged with him, to present a Petition and Complaint to the Court of Session in either of the Divisions thereof, whereupon the said Court, after such Notice to the Party complained against as the Court shall deem adequate, shall inquire into the Matter of such Complaint in such Manner as they shall think fit; and if it shall be found that such Complaint is well founded, the said Court shall interdict such Professor or other Officer from exercising the Functions of such Office unless the Provisions of this Act or the said Act (as the Case may be) shall be forthwith complied with, and do otherwise therein as to the said Court shall seem just; and if such Person fails to comply with such Provisions within Two Months after such Interdict shall be granted, he shall *ipso facto* lose and amit all Right to such Office or Chair (as the Case may be) without any legal Proceeding.

Lord Advocate may present Complaint against Professor violating Declaration, and

V. It shall be competent to the Lord Advocate, in the event of Information being laid before him charging any Professor with having wilfully violated the Declaration provided by this Act, and after due Inquiry, to present a Complaint against any such Professor to Her Majesty, and it shall be lawful to Her Majesty in Council thereupon to issue a Commission

to

to inquire into the said Charge, and on the Report of such Commission to censure, suspend, or deprive such Professor, as may seem just.

Commission may issue to inquire, &c.

VI. The Words "Chair of Theology" shall for the Purposes of this Act mean the Chairs of Divinity, Church History, of Biblical Criticism, and Hebrew, in any of the said Universities or Colleges, and the Office of Principal in the same, excepting that of *Marischal College, Aberdeen,* or the United College of *Saint Leonard's* and *Saint Salvator's, Saint Andrew's.*

As to the Expression "Chair of Theology."

VII. The said Act, and all other Laws, Statutes, and Usages now in force, respecting Admission to the Lay or Secular Chairs and Offices in such Universities and Colleges, shall be and the same are hereby repealed in so far as inconsistent with this Act, but the same shall remain in full Force and Effect in all other respects whatsoever: Provided always, that nothing in this Act contained shall alter or affect the relative Rights of any Patron or Patrons, or any Senatus Academicus in such Universities or Colleges, excepting as hereinbefore provided.

All Laws and Statutes, so far as inconsistent with this Act, repealed.

CAP. XC.

An Act to repeal certain Duties of Assessed Taxes, and to grant other Duties of the same Description; and to amend the Laws relating to the Application of the Monies arising from the Redemption and Purchase of the Land Tax.

[20th *August* 1853.]

'WHEREAS it is expedient to repeal the several Duties of Assessed Taxes herein-after described or mentioned, and to grant other Duties of the like Description in lieu thereof:' 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:

I. From and after the Fifth Day of *April* One thousand eight hundred and fifty-four in *England, Wales,* and *Berwick-upon-Tweed,* and from and after the Twenty-fourth Day of *May* in the same Year in *Scotland,* the several Duties of Assessed Taxes now payable in *Great Britain* under or by virtue of any Act or Acts now in force, for or in respect of Male Servants, Carriages, Horses, Mules, Dogs, Hair Powder, and Armorial Bearings or Ensigns respectively, and also all the Provisions, Rules, and Regulations relating to such Duties contained in the several Schedules marked respectively (C.), (D.), (E.), (F.), (G.), (I.), (K.), and (M.), annexed to an Act passed in the Forty-eighth Year of the Reign of King *George* the Third, Chapter Fifty-five, and the several Schedules marked respectively (C.), (D.), (E.), (F.), (G.), and (M.), annexed to an Act passed in the Fifty-second Year of the said King's Reign, Chapter Ninety-three, shall respectively cease and determine, and shall be and the same are hereby repealed, save and except as to all Arrears of the said Duties, or any of them, and as to all Assessments thereof made or which ought to be made for any Year prior to the Year commencing from and after the respective Times aforesaid, and as to any Penalties incurred in relation to the said Duties or any of them, all which said Arrears, Duties, Assessments, and Penalties shall and may respectively be recovered, levied, and applied in the same Manner as if this Act had not been passed.

From and after 5th April 1854 in England, &c., and 24th May 1854 in Scotland, certain Duties of Assessed Taxes repealed.

II. In lieu of the Duties so repealed by this Act, there shall be assessed, raised, levied, and paid unto and for the Use of Her Majesty, Her Heirs and Successors, in and throughout *Great Britain,* for or in respect of Male Servants, Carriages, Horses, Mules, Dogs, Hair Powder, and Armorial Bearings or Ensigns respectively, the several Duties of Assessed Taxes described or mentioned and set forth in the several Schedules to this Act annexed marked respectively (C.), (D.), (E.), (G.), (I.), and (K.), subject only to the Exemptions contained in the said Schedules respectively, and in the Schedule marked (M.) also annexed to this Act, which said several Schedules, and the Duties therein set forth, and the Rules, Regulations,

Duties of Assessed Taxes granted in lieu of Duties repealed.