

1973 No. 1274 (S.98)

MUSEUMS AND GALLERIES

The Museums and Galleries (Variation of Instruments)
(Scotland) Order 1973

<i>Made - - - -</i>	16th July 1973
<i>Laid before Parliament</i>	1st August 1973
<i>Coming into Operation</i>	1st January 1974

In exercise of the powers conferred upon me by section 1(2) of the Museums and Galleries Admission Charges Act 1972(a), and of all other powers enabling me in that behalf, after consultation with the governing bodies concerned and being of the opinion mentioned in article 2 of this order, I hereby make the following order:—

Citation, commencement and interpretation

1.— (1) This order may be cited as the Museums and Galleries (Variation of Instruments) (Scotland) Order 1973 and shall come into operation on 1st January 1974.

(2) The Interpretation Act 1889(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

Variation of instruments

2. The provisions specified in Column (1) of the Schedule to this order of the instruments specified opposite thereto in Column (2) of said Schedule, being provisions which in the opinion of the Secretary of State are inconsistent with the making of charges for admission to the institutions specified opposite such provisions in Column (3) of said Schedule, shall be varied to the extent specified opposite such provisions in Column (4) of said Schedule.

Gordon Campbell,
One of Her Majesty's Principal
Secretaries of State.

St Andrew's House.
Edinburgh.

16th July 1973.

(a) 1972 c. 73.

(b) 1889 c. 63.

SCHEDULE

VARIATION OF PROVISIONS OF INSTRUMENTS

<i>Provisions inconsistent with charging for admission</i>	<i>Instrument containing the provisions</i>	<i>Institution concerned</i>	<i>Variation of the provisions</i>
<p>1 Page 9 lines 35-38, the words "My Lords are therefore pleased to appropriate the rooms in question for the reception and exhibition (free) to the public of this rare collection".</p>	<p>Column (1)</p>	<p>Column (3)</p>	<p>Column (4)</p> <p>After the word "free" there shall be inserted the words "of expense to the Society of Antiquaries of Scotland".</p>
<p>2 Page Sixth, Article Fifth, the words "this collection shall be exhibited gratis to the public, at least two days in each week at first, and thereafter, and as soon as means are furnished for additional for at least three days in each week of which due notice shall be given and that by printed Catalogues containing the nomination in article Third of this Agreement, but that all the other collections of paintings Articles of Vertu and taste falling under the management of the said Board of Trustees shall be exhibited gratis in like manner"; Pages Sixth and Seventh, Article Seventh, the words "The said Honorable Board of Trustees Bind and oblige themselves and their successors in office not only to pay the whole expenses of the removal of the said Collection to the Royal Institution but shall</p>	<p>Column (2)</p> <p>Treasury Minute dated 25 February 1858 concerning <i>inter alia</i> the provision of accommodation for the Society of Antiquaries, Scotland and for the Museum of Antiquities in the Royal Institution.</p>	<p>Column (3)</p> <p>National Museum of Antiquities of Scotland.</p>	<p>Column (4)</p> <p>After the word "gratis" wherever it occurs shall be omitted.</p>
<p>Deed of Agreement between the Right Honorable Adam Black, Lord Provost of the City of Edinburgh and another as accepting Trustees under the Will of the late Sir James Erskine of Torrie for the bequest therein mentioned on the one part and the Right Honorable Charles Hope and others as Commissioners and Trustees therein mentioned on the other part dated 24 June and 5 December both in the year 1845, in so far as said Deed of Agreement is valid and still subsisting.</p>	<p>Column (2)</p> <p>Deed of Agreement between the Right Honorable Adam Black, Lord Provost of the City of Edinburgh and another as accepting Trustees under the Will of the late Sir James Erskine of Torrie for the bequest therein mentioned on the one part and the Right Honorable Charles Hope and others as Commissioners and Trustees therein mentioned on the other part dated 24 June and 5 December both in the year 1845, in so far as said Deed of Agreement is valid and still subsisting.</p>	<p>Column (3)</p> <p>National Galleries of Scotland.</p>	<p>Column (4)</p> <p>The word "gratis" wherever it occurs shall be omitted.</p>

<i>Provisions inconsistent with charging for admission</i>	<i>Instrument containing the provisions</i>	<i>Institution concerned</i>	<i>Variation of the provisions</i>
<p>Column (1)</p> <p>also be at the whole expense of the attendance necessary for exhibiting and using the same gratis as aforesaid".</p> <p>3 The words, in relation to the bequest to the Royal Institution for the encouragement of the Fine Arts Edinburgh of specified drawings by Turner R. A., "subject to the same conditions as those imposed upon the gift to the National Gallery of Ireland in Dublin".</p> <p>4 Section 1, the words "as also the said Deed of Agreement bearing Date the Thirteenth Day of March and the Twentieth Day of April both in the Year One thousand eight hundred and fifty-five, and recorded in the Books of Her Majesty's Chancery in Scotland the Eighth and in the Books of Council and Session the Tenth Days of May and Year last mentioned, between the said Commissioners of Her Majesty's Works and Public Buildings on the one Part, and the said Lord Provost, Magistrates, and Council of the City of Edinburgh, in their several Characters foresaid, on the other Part, and the Disposition and Obligation therein contained"; and the words "shall be and the same are hereby ratified and confirmed, and made valid and effectual, to all Intents and Purposes whatsoever".</p>	<p>Column (2)</p> <p>Will of Henry Vaughan 28 Cumberland Terrace Regents Park in the County of Middlesex dated 11 August 1887, and recorded in the Court books of the Commissariat (Edinburgh) on 21 November 1888.</p>	<p>Column (3)</p> <p>National Galleries of Scotland.</p>	<p>Column (4)</p> <p>At end of the provision there shall be inserted—"(except that the said Royal Institution at Edinburgh, shall not be obliged by virtue hereof to exhibit the said drawings free of charge)".</p>
	<p>An Act to ratify conditional Agreements entered into by the Commissioners of Her Majesty's Works and Public Buildings; and to vest in the said Commissioners certain Property situate near the College of Edinburgh in the City of Edinburgh, together with the General Register House in the said City, and all Lands held therewith; and to enable the said Commissioners to acquire certain Property near the Palace of Holyrood(a).</p>	<p>Royal Scottish Museum.</p>	<p>At the end of the section there shall be added the following provision— "Notwithstanding the foregoing provisions of this section, or the provisions of the Deed of Agreement second-mentioned therein or of the proposals, Act of Council and several documents mentioned in said Deed of Agreement any condition arising from such provisions requiring the National Museum to which the said Deed of Agreement relates to be open to the Public free of charge during certain Days of the week shall cease to apply".</p>

(a) 1855 c. 80.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order made by the Secretary of State, after consultation with the governing bodies concerned, varies the instruments specified in the Schedule thereto, which, in the opinion of the Secretary of State, are inconsistent with the making of charges for admission to the National Museum of Antiquities of Scotland, the National Galleries of Scotland and the Royal Scottish Museum. Copies of these instruments are available for inspection at the office of the Scottish Education Department, St. Andrew's House, Edinburgh.

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