



# Public Records (Scotland) Act 1809

## CHAPTER 42

### PUBLIC RECORDS (SCOTLAND) ACT 1809

Clerks of Burgh Courts not to record Probative Writs, or Deeds, in virtue of Clauses of Registration :

Except that Clerks of Royal Burghs may record Protests on Bills ; and Instruments of Seisin of Tenements with Burghs ; and Deeds relating exclusively to such Tenements ; or any Deeds where all the Parties are Burgesses or domiciled Inhabitants.

- II Clerks of Commissary Courts not to record Probative Writs or Deeds, in virtue of Clauses of Registration.
- III Penalties on Officers disobeying.
- IV Clerk of the Commissary Court of Edinburgh to deliver his Registers of Deeds, and the Warrants to the Lord Clerk Register.
- V Clerks of inferior Commissary Court to deliver their Registers of Deeds, and the Warrants to Sheriff Clerks.
- VI Clerks of Burghs of Regality and Parony, to deliver their Registers of Deeds, and the Warrants if any to Sheriff Clerks.
- VII Penalties on Officers will-fully refusing or neglecting.
- VIII Sheriff Clerks to record Deeds and Probative Writs in Books marked and issued by Lord Clerk Register. Penalties on Officers disobeying.
- IX Clerks of Royal Burghs to record Seisins, and Deeds in Books marked and issued by Lord Clerk Register. Penalties for Officers disobeying.
- X Sheriffs Depute annually to examine the State of Record Offices, and the Progress and State of Records kept by Sheriff Clerks; and to report thereon to the Court of Judiciary : The Court of Judiciary to direct Inquiries and make Orders thereon.
- XI Magistrates of Royal Burghs annually to examine the Progress and State of Records; and to report thereon to the Court of Judiciary.

- XII Registers by Law transmissible periodically to the General Register House, to be delivered within Six Months after Completion. Penalties on Officers disobeying.
- XIII Writs under the Great Seal, how to be expedite.
- XIV Compensation to the Officers of the Privy Seal.
- XV Register of the Great Seal how to be rendered complete and authoritative ; and transmitted to the General Register House.
- XVI Extracts from Register of Great Seal to be probative.
- XVII Compensation to Keepers of Records affected by the Operation of this Act ; to be ascertained by Court of Exchequer:
- XVIII How to be Satisfied.