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# GEORGI II. REGIS.

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*Cap. 45.*

An Act for explaining and amending Two Acts, passed in the Thirty-first and Thirty-second Years of the Reign of His present Majesty, for Repairing the Roads from *Livingstone* by the *Kirk of Shotts* to the City of *Glasgow*, and other Roads therein mentioned. [13th June 1799.]

**W**HEREAS by an Act, passed in the Thirty-first Year of His present Majesty's Reign, intituled *An Act to enlarge the Term and Powers of several Acts made for repairing the Roads from Livingstone by the Kirk of Shotts to the City of Glasgow, and by the Town of Hamilton to the Town of Strathaven, and for repairing and widening the Roads from the Confines of the County of Ayr at or near Lochgate to the Town of Strathaven, and for repairing the several Roads leading into the City of Glasgow, so far as the same relate to the Road leading from the Town of Airdrie towards the City of Glasgow through the Village of Shettleston till it falls into the great Road from Murehall to the said City and for repairing the Road from the said great Road by Drygate and Whitehill to Carntyne, and for repairing and widening several other Roads, and for building a Bridge over the River Clyde at or near Thievesfoord, and for opening and making certain Streets in or near the City of Glasgow*; and by another Act, passed in the Thirty-second Year of His present Majesty's Reign, for altering and enlarging the Powers of the said Act, and for other Purposes; certain Persons were named and appointed Trustees for making and repairing the Roads therein mentioned, and certain Powers were granted for those Purposes during the Terms specified in

Preamble.  
Act 31 Geo. 3.

Act 32 Geo. 3.

[*Loc. & Per.*]

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the said Acts: And whereas the Funds granted by the said Acts have been found inadequate to repair, maintain, and uphold the said Roads, and to reduce the Debt already incurred; and it will tend to augment the said Funds, and enable the Trustees more effectually to repair, maintain, and improve the Roads under their Management, if so much of the said recited Acts were repealed as exempts Carriages loaded with Coals, Home-made Pig and Bar-Iron, Iron-Stone, and Iron-Ore, Stones, or other Materials for building Houses, Garden-Walls, or other Edifices within the City of *Glasgow*, or any other Borough, Town, or Village within the respective Counties of *Lanark* and *Linlithgow*, Dung or Lime for manuring of Lands or Gardens, or for building Houses, Garden-Walls, or other Edifices; or Rubbish from the Town of *Glasgow* or Suburbs thereof, or from any Town or Village in the said Counties of *Lanark* and *Linlithgow*: And whereas great Inconveniences have arisen from the Roads called the *Shotts* and *Airdrie* Roads both terminating in One Point, before entering the City of *Glasgow*, and Doubts have arisen as to the Powers of the Trustees to make the said Road from *Livingstone* by the *Kirk of Shotts* approach the said City by another Course or in a different Direction: And whereas it will tend to the Security of the Persons who have lent or may lend Money on the Credit of the Tolls, if the Debt already incurred or which may be incurred were paid off, or at least considerably reduced, and a Sinking Fund established for that Purpose: May it therefore please your Majesty that it may be enacted, and be it enacted by the King'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 aforesaid Acts of the Thirty-first and Thirty-second Years of His present Majesty's Reign, and all and every the Clauses, Powers, Authorities, Articles, Rules, Penalties, and Forfeitures therein contained, excepting such as are varied or altered by this Act, shall be continued and executed during the Continuance of the aforesaid Acts; and that the Trustees thereby appointed shall be Trustees for carrying into Execution this present Act, which shall continue and endure until the Expiration of the Term granted by the before recited Acts.

Powers of Acts 31 and 32 Geo. 3. to be executed during their Continuance.

Repealing certain Exemptions from Toll.

II; And be it enacted, That the aforesaid Clauses in the said Acts providing an Exemption from Tolls and Duties upon the passing of the Articles hereinbefore mentioned at the Toll Bars erected on the several Roads specified in the said Acts, shall be and the same are hereby repealed; and the said Trustees and their Collectors, or other Persons authorized by them, shall be and are hereby authorized and empowered to take, levy, demand, and receive from all and every Person or Persons whomsoever, for the passing at every Bar of each Cart of Coals weighing above Fifteen Hundred Weight, and having the Tread or Fellies of the Wheels less than the Breadth of Six Inches, the Sum of Three Pence Sterling; as also to levy, demand, and receive the same Tolls and Duties upon the Articles before and after enumerated, which they are authorized to levy and receive for the Passage of Cattle and Carriages otherwise loaded, at the aforesaid Toll Bars, *videlicet*, Upon all Carriages loaded with Home-made Pig and Bar-Iron, Iron-Stone and Iron-Ore, and Stones or other Materials for building Houses, Garden-Walls, or other Edifices within the City of *Glasgow*, or any other

other Brough, Town, or Village within the respective Counties of *Lanark* and *Linlithgow*; and also all Carriages loaded with Dung or Lime for manuring of Lands or Gardens, or for building Houses, Garden-Walls, or other Edifices, or carrying Rubbish from the Town of *Glasgow* or Suburbs thereof, or from any Town or Village of the said Counties.

III. And be it enacted, That the Powers and Provisions granted and made by the said Acts for making and repairing Side Roads leading into the Turnpike Roads, and making Alterations and Deviations in the Course of the Roads, shall be held and construed to give full Power to the Trustees, or Quorum of them, to carry the said Roads so as to approach and enter the City of *Glasgow* by different Courses and Directions, by making Communications between the Turnpike Roads under their Management and the said City or otherwise; subject to all the Provisions in the said former Acts contained with respect to the Payment of Damages and otherwise.

For making Communications between the Roads and the City of *Glasgow*.

IV. And be it further enacted, That, from and after the passing of this Act, a Sum not less than Three Hundred and Fifty Pounds Sterling, after paying the Current Interest of the Money owing on the Credit of the Tolls, shall be annually appropriated and set apart from the Produce of the Tolls as a Sinking Fund, and applied towards the Payment or Reduction of the Principal Money owing, until the Debts already incurred in making, maintaining, and repairing the said Roads be wholly paid off, or at least reduced to One Half of their present Amount; and the Remainder only shall be employed in the necessary Expence of repairing and improving the Roads already made; and it shall not be lawful for the said Trustees to appropriate or apply the said Sum set apart as a Sinking Fund for any other Purpose than the Extinction or Diminution of the Debts to the One Half of their present Amount: Provided always, That when the Debts are so reduced, it shall be in the Power of the Trustees either to continue the said Sinking Fund of Three Hundred and Fifty Pounds Sterling *per Annum* for such a Period as they shall think proper, or to apply the same in the other necessary Purposes of the Trust; and they shall have it in their Power, after the Debts are reduced as above, to discontinue and resume the Sinking Fund from Time to Time as they shall see Cause, declaring that whenever the same is resumed, it shall not be lawful to appropriate any Part thereof for other Purposes than the Extinction of the Debt.

For establishing a Sinking Fund.

V. And be it enacted, That no Carriages of any Denomination, or Horses or Cattle of any Kind, shall be allowed to travel or pass along the Foot Paths already or hereafter to be made along the Sides of the said Turnpike Roads and the Roads leading into the same, under a Penalty not exceeding Fifteen Shillings Sterling for every Offence, to be levied and recovered in the Manner prescribed in the said recited Acts.

Preventing Persons riding on the Foot Paths.

VI. And be it further enacted, That all Penalties and Forfeitures imposed with respect to the evading the Tolls provided in the said former Acts shall be also extended to the Articles above mentioned, and

For Recovery of Penalties.

and the same shall be levied and recovered in the Way and Manner therein prescribed.

Paying Ex-  
pences of the  
Act.

VII. And be it also enacted, That the Expence of procuring and passing this present Act shall be paid out of the readiest of the Money arising from the Tolls, or borrowed on the Credit thereof.

Public Act.

VIII. And be it further enacted, That this Act shall be held and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges and others without specially pleading the same.

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LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,  
Printers to the King's most Excellent Majesty. 1799.