



ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

Cap. 42.

An Act for regulating the Police of the Barony of *Gorbals*, in the County of *Lanerk*; paving, cleansing, and lighting the Streets and Passages thereof; erecting a Bridewell or Workhouse therein; and for other Purposes relating thereto. [27th May 1808.]

WHEREAS from the great Increase of Inhabitants within the Barony of *Gorbals*, in the County of *Lanerk*, and from its Vicinity to *Glasgow*, it has become necessary to provide for a regular Administration of internal Government within the said Barony: And whereas it would tend much to the Comfort and Convenience of the Inhabitants therein, were proper Regulations established for apprehending and punishing disorderly Persons, suppressing of common Beggars, removing Nuisances; paving, cleansing, and lighting the Streets and Passages; and in general, for the Preservation of Peace and good Order within the said Barony: And whereas the Erection of a Bridewell or Workhouse within the said Barony, for confining and punishing Offenders, may tend to the Suppression of early Vice and Immoralities; but as the several Purposes aforesaid cannot be effected without the Authority of Parliament;

[*Loc. & Per.*]

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Act to extend
over the
whole Barony.

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 Regulations herein-after made with respect to the Establishment of a General System of Police, and for accomplishing the Purposes of this present Act, shall extend over the old Village of *Gorbals*, *Hutchesontown*, *Lawriestown*, *Tradestown*, and *Kingstown*, being Parts of the Barony aforesaid, and in general over the Whole and every Part of the said Barony, and also to the Bridges leading from the said City of *Glasgow* to the said Barony.

Foot Pavements to be made.

II. And be it enacted, That the Owners and Proprietors of all Houses and Buildings, or of Gardens or Grounds adjoining to and fronting any Street, Square, or public Place, already formed, or to be formed, within the said Barony, shall, at his, her, or their Expence, cause the Ground before their Properties respectively, where Houses or other Buildings are erected on the Sides of the said Streets, Squares, or other public or principal Places, to be brought to a proper Level so as to carry off the Water, and to be well and sufficiently paved with flat hewn Stone, of such Breadth, and in such Manner and Form as the Commissioners appointed in Manner herein-after mentioned (after visiting the Grounds and hearing the Parties) shall direct and appoint, the Foot Pavement in the same Street or Square being always of one Breadth; and the Breadth of the said Foot Pavement not to exceed Ten Feet in Streets of Sixty Feet wide and upwards, Eight Feet in Streets from Fifty to Sixty Feet wide, Seven Feet in Streets from Forty to Fifty Feet wide, Five Feet in Streets from Thirty to Forty Feet wide; Four Feet in Streets from Twenty to Thirty Feet wide; and in Streets less than Twenty Feet wide, the Pavements shall be laid in such Form, and of such Width, as the said Commissioners may think proper to order and appoint: Provided always, that where the Owners or Proprietors are bound by their Title Deeds to make Pavements of a certain Breadth, such Title Deeds shall regulate the Commissioners in fixing the Breadth of Pavements in these particular Streets; and that it shall be in the Option of the Owners or Proprietors of such Gardens or Grounds within the said Barony, on which no Buildings are erected, either to make the Foot Pavements in Manner aforesaid, or to pave opposite their Properties with Whin Stones, leaving a sufficient Crib Free Stone, until the same shall be built upon, but no longer; and in Cases where the Ground unbuilt upon may amount to or exceed One hundred Feet in Length, it shall be optional to the Owners or Proprietors to make the said Foot Paths of Gravel, having a sufficient Crib or Border Stone; and that such Parts of Foot Paths as are opposite to Wynds, Lanes, and Carts or Carriage Entries, may also, in the Option of the Proprietors, be paved with Whin Stones.

In case Proprietors refuse, the Bailies may order Foot Pavements to be made.

III. And be it enacted, That in case any such Owner or Proprietor shall refuse or neglect to cause such Ground to be paved in Manner aforesaid, within such Time as he, she, or they shall be required so to do by the said Commissioners, it shall and may be lawful to any One or more of the Bailies of the Court of Barony and Justiciary of the Barony of *Gorbals*, to cause

cause the same to be done at the Expence of such Owner or Proprietor; and in case any such Owner or Proprietor shall refuse or neglect, when required, to pay the Expence of the said Foot Pavements, it shall and may be lawful to any One or more of the said Baillies, to decern such Expence, together with the Charges of recovering the same, to be paid by such Owner or Proprietor, either to the Tradesmen doing the Work, or to any Person authorized to receive the same in Manner herein-after mentioned: Provided always, that in every Case where such Owner or Proprietor shall be unable to pay the Expence of making the said Foot Pavements in one Sum, the said Baillies may decern the same to be paid by such Instalments, and at such Periods, as to them shall seem proper.

IV. And be it enacted, That it shall and may be lawful for the said Baillies, or any One of them, after the said Foot Pavements or Paths are made by virtue of this Act, to ordain them to be kept in proper Repair, and for any One or more of the said Baillies, upon Complaint being made to him or them by the said Commissioners, to give Decrees for the Charges and Expence of repairing, relaying, and maintaining the same, together with the Expences of Recovery, against the Owners or Proprietors of Houses, Buildings, Gardens, and Grounds, in the same Manner as they are herein-before empowered to decern for the Expence of making the said Foot Pavements.

Foot Pavements how to be kept in Repair.

V. And be it enacted, That when Houses, Grounds, or Buildings, belong to more Proprietors than one, the several Proprietors shall be bound to cause the Ground before their respective Properties to be paved, and the Pavement to be kept in Repair in Manner aforesaid, the Expence being defrayed by such Proprietors, in Proportion to the Rents of the respective Parts of the Premises belonging to each of them, according as the same shall at the Time stand rated in the Rent Roll herein-after mentioned; and in case any Dispute or Difference shall arise, among the several Proprietors of the same House or Building, relative to their Proportions of the said Expence, it shall and may be lawful for any one of the said Baillies, to fix and ascertain the same according to the Rate of such Rents in the said Roll; and in case of any Difference between the said Commissioners and the Proprietors of the Premises, either with respect to making or keeping in Repair such Foot Pavements, or as to the Expence of the same, it shall and may be lawful to the said Baillies, or any one of them, on a Complaint to be made to him or them, (after visiting the Premises, and hearing Parties concerned) to determine any such Difference, which Determination shall be final and binding on all Parties.

How Expences thereof to be apportioned.

VI. And be it enacted, That the Tenants or Occupiers of the Houses or other Buildings belonging to such Owners and Proprietors, in Default of the Proprietors paying such Expence, and in case such Tenants or Occupiers shall pay the Expences aforesaid (which they are hereby authorized and required to do to the Amount of the Rents payable by them respectively,) shall be at Liberty, and they are hereby empowered to deduct and retain out of his, her, or their Rents, such Sums of Money as they shall respectively pay on account of the said Pavements, for their respective Landlords, Owners, or Proprietors, who are hereby required to admit of such Deductions, any Lease or Contract to the contrary notwithstanding.

Expence, when paid by Tenants, to be deducted from their Rents.

Streets to be paved,

VII. And be it enacted, That it shall be lawful for, and in the Power of the said Commissioners, to direct and cause to be paved or causewayed and kept in repair, such Parts of the public Streets, Roads, Lanes, and Passages within the said Barony (other than the Roads falling under the Management and Direction of Trustees under the Turnpike Acts), as may be necessary for the general Convenience of the Inhabitants of the said Barony; and which the Owners or Proprietors of the adjoining Houses or Buildings, Gardens or Grounds, are not required or obliged to pave or causeway and keep in repair, by the Terms of their Title Deeds, or by any of the Provisions of this Act.

Heretors to causeway in Terms of their Title Deeds.

VIII. And be it enacted, That the Owners or Proprietors of Grounds in the said Barony, who may or shall have failed to causeway the Streets therein, or any Part of the said Streets, in Terms of the Obligations expressed in their Title Deeds, shall be obliged to causeway the said Streets opposite to their respective Properties within Six Calendar Months after being required to do so by the said Commissioners; and in the Event of such Owners or Proprietors refusing or delaying after Expiry of that Period, to causeway the said Streets or Parts of Streets, it shall and may be lawful for the said Baillies or any one of them, (after having visited and inspected the Grounds) to ordain the same to be done at the Expence of the said Owners or Proprietors, and to issue Decrees against such Owners or Proprietors for the said Expence.

Foot Pavements to be swept and cleaned.

IX. And be it enacted, That from and after the passing of this Act, all and every Person or Persons who shall possess the Shops, or (where there are no Shops) the Ground Floor or Story of any Dwelling House or other Building, adjoining to and fronting the Foot Pavements within the said Barony, shall cause the same, along the Front of his, her, or their respective Shops, Dwelling Houses, or other Buildings, to be swept, scraped, and cleaned once every lawful Day, between the Hours of Eight and Ten in the Morning, and if they fail so to do, it shall and may be lawful for the said Baillies, or any One of them, to decern in a summary Manner such Occupier or Occupiers to pay a Sum not exceeding One Shilling Sterling for each Offence, to be levied and applied in Manner herein-after directed; and in case any Dispute shall arise amongst the Occupiers of Shops, Dwelling Houses, or Buildings adjoining the said Foot Pavements, as to cleansing, sweeping, and scraping the same, it shall and may be lawful for the said Baillies, or any one of them, to determine such Dispute; and when the Occupiers of Shops, or Ground Floors or Stories of Dwelling Houses, sweep, scrape, and clean the Foot Pavements in Manner aforesaid, they shall have Relief against the Inhabitants of the upper Floors or Stories for a Proportion of the Expence, corresponding to the Valuation of their respective Possessions as rated in the said Rent Roll; which Proportion shall, in case of Dispute, be determined and decerned for by the Baillies, or any one of them: Provided always, that in case it may appear expedient to the said Commissioners to take the Charge of sweeping and cleaning the said Pavements, it shall and may be lawful for them to employ the Public Scavengers to sweep and clean the said Pavements, and to defray the Expence thereof out of the Funds raised by virtue of this Act.

X. And

X. And be it enacted, That, from and after the passing of this Act, the whole Clofes, Lanes, or Thoroughfares, within the faid Barony, which are not cleaned and fwept by Scavengers appointed under the Authority of this Act, fhall be kept clean and clear of all Dung, Filth, or Rubbifh, at the Expence of the feveral Proprietors thereof, or of the Houfes and Buildings therein, who fhall caufe the fame to be fwept and cleaned out at leaft Twice each Week; and in cafe fuch Clofes, Lanes, or Thoroughfares, fhall not be fo fwept and cleaned, fuch Proprietors fhall feverally forfeit and pay any Sum not exceeding Five Shillings Sterling for each Offence, to be levied and applied in Manner herein-after directed.

Clofes to be
cleaned by
Proprietors.

XI. And be it further enacted, That where the faid Clofes, Lanes, or Thoroughfares, or Houfes and Buildings therein, belong to more Proprietors than one, the feveral Proprietors thereof fhall be obliged to defray the Expence of fweeping and cleaning the faid Clofes, Lanes, or Thoroughfares, in Proportion to the Value of their refpective Properties; and in cafe any Difpute or Difference fhall occur among fuch Proprietors relative to their Proportion of the faid Expence, it fhall and may be lawful to the faid Baillies, or any One of them, after hearing the Parties concerned, by a Decree, to be pronounced by him or them, to determine the Amount and Proportion to be paid by each Proprietor, and to decern for the fame in a fummery Manner; which Determination fhall be final and binding upon the Parties: Provided always, that when any One or more of fuch Proprietors are, by their Title Deeds, or otherwise, burthened with the Expence of fweeping and cleaning the faid Clofes, Lanes, or Thoroughfares, he, fhe, or they, fhall ftill continue to be fubject to that Burthen.

The whole
Proprietors
to contribute
to cleaning
the Clofes.

Proviso as to
thofe who are
bound by
their Title
Deeds to
clean Clofes.

XII. And be it enacted, That it fhall and may be lawful for the faid Commiffioners, and they are hereby authorized and empowered to contract with and employ Scavengers or other Perfons to cleanfe and fweep the Streets, Squares, and other public Places within the Barony, (except the Foot Pavements, in cafe it fhall not appear expedient to the faid Commiffioners to employ the public Scavengers to fweep and clean the faid Foot Pavements as herein-before provided), and alfo thofe Parts of the faid Foot-paths which are made with Whin Stones, and immediately to order all Soil, Dirt, Afhes, and Filth to be removed therefrom, and to collect the fame into Heaps, and afterwards to carry the fame to fuch Place or Places as the faid Commiffioners fhall appoint, and to fell and difpofe of fuch Soil, Dirt, Afhes, and Filth to fuch Perfon or Perfons as may be defirous to purchafe the fame; the Money thence arifing being always applied towards the Purpofes of this Act: Provided always, that the Expence of employing the faid Scavengers or other Perfons, fhall be defrayed from the Funds to be levied in Manner herein-after directed.

Power to
employ Scavengers

XIII. And be it enacted, That all and every Perfon and Perfons who fhall lay or caufe to be laid on any of the Streets or Public Ways within the faid Barony, any Dung, for the Purpofe of carrying the fame to adjacent Grounds, fhall remove and take the fame away before Twelve of the Clock of the Day, on which it fhall be fo laid in the faid Streets or Public Ways, from the First Day of *November* to the First Day of *April*, and before Ten of the Clock of the Day from the First Day of *April* to the First Day of *November*; and if any Afhes or Dung fhall be allowed to remain on any Part of the faid Streets or Public Ways after the faid Hours, it fhall

Dung to be
removed from
the Streets.

[Loc. & Per.]

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and

and may be lawful for the said Baillies, or any One of them, to decern the Person or Persons so offending to pay any Sum not exceeding Five Shillings Sterling, for such Offence, to be levied and applied as herein-after directed, and that over and above the Forfeiture of the Dung itself, which shall be sold, and the Price applied in the same Manner as the Penalty.

And the Foot Pavements to be cleaned immediately.

XIV. And be it enacted, That the Persons employed in carrying or wheeling the said Dung to the Streets, shall be obliged to sweep, scrape, and cleanse the Foot Pavements and Streets over which the Dung shall have been carried or wheeled, immediately after they shall have finished their Work, under a Penalty not exceeding One Shilling Sterling for each Offence, to be levied and applied in Manner herein-after directed.

Power to make Common Sewers.

XV. And be it enacted, That it shall be lawful for, and in the Power of the said Commissioners, to make or cause to be made Common Sewers, Drains, and Watercourses, for draining and carrying away the Water from the Roads, Streets, Squares, Lanes, and Passages, made and to be made within the said Barony; Provided always, that the said Common Sewers, Drains, and Watercourses, shall be covered over in a sufficient and substantial Manner, and that all Damages done or occasioned by making or repairing the same, shall be paid by the said Commissioners to the Person or Persons interested, from the Funds to be raised by virtue of this Act; and in case of Difference between the said Commissioners and such Person or Persons respecting the Amount of such Damages, the same shall be ascertained by Decrees to be pronounced by the Sheriff Depute of the County of *Lanerk*, or his Substitute, who are hereby authorized and required to hear the Parties, and to decern for the same.

Penalties on Persons obstructing the Foot Pavements.

XVI. And be it enacted, That if any Person or Persons shall carry, run, drive, draw, or cause to be carried, run, driven, or drawn on any of the Foot Pavements within the said Barony, any Bier, Sledge, or Wheelbarrow, Wheel or Wheels, or any Coach, Sedan Chair, Waggon, Cart, or Carriage whatever, except directly across the same, or shall wilfully lead, ride, or drive any Horse, Mule, Ass, or other Cattle, (except when going directly across the said Foot Pavements, to or from Stables or Cow-houses), upon any Part of the said Foot Pavements, or shall throw or cast any Dirt, Dung, Ashes, or Rubbish, into or upon the same, or shall roll any Barrels, Hogheads, or Casks, empty or full, along the said Foot Pavements for any Distance whatever, (excepting directly across to, or from Shops, Cellars, or Warehouses,) or shall roll any such Barrel, Hoghead, or Cask, along any of the Public Streets, Squares, and Places within the said Barony, except from Shops, Cellars, or Warehouses, directly to such Carts or Carriages as they are to be loaded upon, or from such Carts or Carriages as they have been loaded upon, directly to the Shops, Cellars, Warehouses, or other Places in which they are to be deposited, (not exceeding Twenty Yards in any Case) then it shall and may be lawful for any Person or Persons who shall see any such Offence committed to seize, and for any Person or Persons to assist in seizing such Offender or Offenders, and by Authority of this Act, without any other Warrant, to convey and deliver him, her, or them to a Peace Officer, in order to be taken before any one of the said Baillies; and it shall and may be lawful to such Baillie, upon Information of such Offence being made to him by any Person

or

or Persons, to issue his Warrant or Order, to bring before him the Party or Parties so accused; and if he, she, or they, shall be convicted of any such Offence, either by his, her, or their own Confession, or by legal Evidence, every such Offender shall forfeit and pay any Sum not exceeding One Shilling for the First Offence, Two Shillings and Sixpence for the Second Offence, and Five Shillings Sterling for the Third and every subsequent Offence; and in case such Offender or Offenders shall not, upon such Conviction, immediately pay such Penalty, the said Baillie is hereby authorized and required to commit him, her, or them to Prison, for any Time not exceeding Two Days unless such Penalty, and the Charges occasioned thereby, shall be sooner paid and satisfied.

XVII. And be it enacted, That if any Person or Persons shall place, or bring out on any Street or Foot Pavement, either on Stalls or otherwise, within the said Barony, any Goods, Commodities, Provisions, or other Matter or Thing whatsoever, and shall expose the same for Sale or Show on such Streets or Foot Pavements, or on the Walls of Houses, every Person so offending shall for every such Offence forfeit and pay a Sum not exceeding Five Shillings Sterling; and if the said Penalty shall not be immediately paid, and the said Articles removed, it shall and may be lawful for the said Baillies, or any One of them, to cause the Goods, Commodities, and other Things to be removed, taken away, and deposited in such Place or Places as he or they shall direct, there to remain until the Offender or Offenders shall have paid the Penalty, with the Charges and Expences attending such Removal.

No Goods,
&c. to be
exposed to
Sale on the
Streets.

XVIII. And be it further enacted, That it shall and may be lawful to the said Baillies, or any Two of them, within the said Barony, and they are hereby empowered, upon Application or Complaint being made to them by the Commissioners herein-after appointed, (after inspecting the Premises and hearing the Parties concerned), to order, by a Decree under their Hands, the Proprietors of Houses, or other Buildings, fronting any of the Streets of the said Barony, to remove, or cause to be removed and taken away, within a reasonable Time, all Out-stairs, Out-shots, Buildings, Erections, Sign Posts, and other Things whatsoever, which project upon, or tend to obstruct the free Passage of the said Streets and Foot Pavements, or which project or extend beyond the proper Line or Breadth; and if within the Time specified in such Decrees, the said Out-stairs, Out-shots, Buildings, Erections, Sign Posts, and other Things, be not taken away, the Owner of such House or Building to which the same may be annexed or belong, shall forfeit and pay any Sum not exceeding Ten Shillings Sterling, and so *toties quoties* for every Month after such Decree, during which the said Out-stairs, Out-shots, Buildings, or other Projections shall remain; the said Fines to be levied and applied in Manner herein-after directed: Provided always, that in case the aforesaid Obstructions shall not be removed within Three Calendar Months after the Decree decerning them to be removed has been intimated to such Proprietors, then it shall be lawful to the said Baillies, or any Two or more of them, and they are hereby empowered, to order the same to be removed *brevi manu*; and that when such Out-stairs, Out-shots, Buildings, and Erections, shall be removed under the Authority of this Act, for the Purpose of public Convenience and Accommodation, the Expence attending the same, and Damage occasioned to the Proprietor, shall be defrayed from the Funds arising under this Act.

Outside
Stairs, &c. to
be removed.

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Proviso as to
Out-stairs.

XIX. Provided always, and be it enacted, That where the Houses and Buildings erected on the Sides of the said Foot Pavements cannot have convenient Access and Entries by any other Passages than by Out stairs, the said Baillies shall order such Out-stairs to be altered and narrowed, in such Manner as to leave a free Passage not less than Two-thirds of the Breadth of the Foot Pavement opposite to the said Out-stairs.

No Houses
to be thatched
with Straw.

XX. And be it enacted, That the Proprietors of such Tenements or Houses fronting any of the said Streets, Lanes, Squares, or any other public Places within the said Barony, as may be erected, and of such front Houses or Tenements as may be unroofed or rebuilt subsequent to the passing of this Act, shall be, and the said Proprietors are hereby prohibited from thatching with Straw, Broom, Heath, and from covering with Tar, Pitch, or Paper, the Roofs of such front Tenement.

Baillies au-
thorized to
line front
Tenements.

XXI. And be it enacted, That as the said Baillies have been in use, upon Report of their Birleymen, or Liners, and after inspecting the Premises and hearing Parties, to line the Front of any Houses or Buildings about to be rebuilt in front of the Streets, Lanes, or Passages within the said Barony, so it shall and may be lawful for the said Baillies, or any One of them, and they are hereby empowered, upon Complaint and Application made to them by the said Commissioners, or by any individual neighbouring Proprietor, (after visiting the Premises and hearing Parties concerned), to line the Fronts of any House or Building to be erected in any of the Streets, Passages, or Lanes within the said Barony, in such Manner as they may see necessary for preserving Regularity of the Line of Building in the said Streets, Passages, or Lanes.

Commission-
ers may make
Bye-laws.

XXII. And be it enacted, That a Majority of the said Commissioners present at any Meeting, called for that Purpose, shall have full Power and Authority from Time to Time, to make Rules, Regulations, and Bye Laws, consistent with this Act, and the Laws of *Scotland*, for the better Execution of this Act, for removing Obstructions and preventing Nuisances of every Kind on the Foot Pavements, Streets, and other Places within the said Barony, and in general for all other Purposes connected with the Preservation of Peace and good Order, and the general Safety and Comfort of the Inhabitants, and from Time to Time, as Occasion may require to repeal, add to, amend, and alter such Regulations, or any of them, and to enforce the same, by such pecuniary Penalties as they shall think proper, not exceeding in any Case the Sum of Ten Shillings Sterling for each Offence, to be levied and recovered in Manner herein-after directed: Provided always, that Ten Days previous Notice shall be given of every such Meeting, by Advertisement in the *Glasgow* Newspapers, specifying the Bye-laws and Regulations proposed to be made thereat; and that none of the said Regulations shall become valid, or take Effect, until they be ratified and confirmed by the Magistrates and Town Council of the City of *Glasgow*, as Baron and Superior of the Barony, registered in the Police Books, printed and circulated, and put upon the most conspicuous Places of the said Barony: Provided also, that it shall be competent to any Person or Persons, who may be thereby aggrieved, to appeal against the same, to the first Circuit Court of Justiciary to be held at *Glasgow* thereafter.

XXIII. Provided always, and be it enacted, That the Proprietors, Owners, or Occupiers, of all Cotton Works, Glass Works, Foundries, Mills, Distilleries, Soap or Candle Works, or other Works to be erected in the said Barony, the Machinery whereof is driven by Steam, or the Smoke arising wherefrom is considered noxious or injurious to the Neighbourhood, shall construct the Furnaces or Flues of their said Works, so as to consume their own Smoke, in such Manner as the noxious or injurious Consequences may be removed or prevented; and in case they refuse so to do when required by the said Commissioners, the said Baillies, or any Two of them, shall have full Power, and they are hereby authorized and empowered to cause the same to be done, in such Manner as to them shall seem best calculated to prevent such Consequences in Time coming, at the Expence of the said Proprietors or Occupiers; but this Enactment shall not be construed so as to allow any of the Works aforesaid to be erected upon Ground, the Writings and Title Deeds of which prohibit their Erection.

Provido as to
Cotton
Works, &c.

XXIV. And be it enacted, That the Proprietors, Owners, or Occupiers of Distilleries, Dye Works, and other Works within the said Barony, shall be obliged to carry off the Refuse or Water coming from such Works, by Drains or Sewers under Ground, properly secured and covered; and if they refuse so to do when thereto required by the said Commissioners, the said Baillies, or any Two of them, are hereby authorized and required to cause the same to be done and kept in Repair at the Expence of the Owners or Occupiers of such Works.

Proprietors
of Public
Works to
convey the
Refuse, or
Water, under
Ground.

XXV. And be it enacted, That no Shopkeeper, or other Person or Persons, shall keep at the same Time in any Shop, Cellar, or Warehouse, or other Apartment within the said Barony, more than Ten Pounds Weight of Gunpowder; but shall carry, or cause to be carried, all Gunpowder belonging to him or them exceeding that Quantity, to such Magazine or Place as may be hereafter provided and appointed by the said Commissioners, unless such Person shall have a Cellar, Magazine, or other Place for depositing the same, which shall be approved of by the said Commissioners; and every Person or Persons so offending, neglecting, or failing, shall, for every Offence, forfeit and pay any Sum not exceeding Five Pounds Sterling, to be levied in Manner herein-after directed, besides forfeiting all the Gunpowder which shall be in his, her, or their Houses, Shops, Cellars, Warehouses, or other Apartments, exceeding the aforesaid Quantity.

Gunpowder
where to be
kept;

XXVI. And be it enacted, That the Gunpowder allowed to be kept in Shops, Cellars, Warehouses, or other Apartments as aforesaid, shall be deposited in a Place by itself, separate from all other Goods and Commodities, and shall be secured by Lock and Key, under a Penalty not exceeding One Pound Sterling, to be paid for each Offence by the Occupier of the House, Shop, Cellar, Warehouse, or other Apartment, in which the same shall be kept, to be levied in Manner hereinafter directed: And it shall not be lawful to the said Shop-keeper, or other Person or Persons, to sell or dispose of any Quantity of Gunpowder by Candle-light, or after Day-light, on any Account, or for any Purpose whatever, under a Penalty not exceeding Five Pounds Sterling for each Offence, to be levied and applied in Manner hereinafter directed: Provided always, that it shall be lawful for the Commanding Officer of

and how to
be kept and
sold.

[Loc. & Per.]

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any

Proviso as to
Powder kept
for military
Purposes.

any of His Majesty's Troops quartered in the said Barony, to keep in any Place or Places situated therein, and appointed by the said Baillies, or any one of them, along with a Majority of the Commissioners, any Quantity of Gunpowder he may think necessary for exercising the said Troops, or for other Military Purposes.

Houses to be
numbered.

Streets, &c.
to be named.

XXVII. And be it enacted, That the said Commissioners shall and may order and direct the Houses, Buildings, Shops, and Warehouses, within the said Barony, to be numbered with Figures, placed or painted on the Doors, or on such other conspicuous Part thereof as they shall think proper, and may likewise order to be painted, or otherwise inscribed on a conspicuous Part of any House or Building, at or near the End or the Corner of each Street, Square, Lane, Passage, or Place, the Name of such Street, Square, Lane, Passage, or Place; and any Person or Persons who shall wilfully and maliciously destroy, injure, obliterate, or deface any such Number, Figure, Name, or Description, shall, for every such Offence, forfeit and pay a Sum not exceeding Two Pounds Sterling, to be levied and applied in Manner herein-after directed.

Baillies to
make Regu-
lations and
Bye-Laws as
to Hackney
Coaches, &c.

XXVIII. And be it enacted, That it shall and may be lawful for the said Baillies, and they are hereby authorized and empowered to make such Rules, Regulations, and Bye Laws, as they may think fit, for licensing and regulating Hackney Coaches, Sedan Chairs, Carts, and Porters plying for Hire within the said Barony; for trying, judging, and punishing the Misbehaviour of Coachmen, Chairmen, Carters, and Porters, according to Law; for fixing and altering their Stands, and for ascertaining what Rates and Fares, as to Distance and Time, they shall be allowed to take, and to what Distances, and under what Penalties they shall drive in and through the said Barony, not exceeding Two Miles for Sedan Chairs, and Four Miles for Coaches, Carts, and Porters; and from Time to Time to repeal, alter, or amend the Rules, Regulations, and Bye Laws, so to be made by them: Provided always, that such Rules, Regulations, and Bye Laws, and the Fines and Penalties for the Breach or Non-performance thereof, as the same shall from Time to Time be made, altered, or varied, shall not be repugnant to the Laws of *Scotland*, or to any of the Provisions in this Act contained, and shall be printed and put up on such Place or Places as the said Baillies may think proper: Provided also, that it shall be competent to any Person or Persons, who may be thereby aggrieved, to appeal against the same to the first Circuit Court of Justiciary to be held at *Glasgow* thereafter.

How Water
is to be
carried from
the Roofs of
Houses, &c.

XXIX. And be it enacted, That the Water from the Roofs of all Houses and other Buildings within the said Barony, fronting the Public Streets and Squares, and the Lanes and Wynds which are Thoroughfares, shall be conveyed in Lead or other Pipes, reaching within Six Inches of the Ground, and affixed to or on the Sides or Fronts of such Houses and Buildings; and the Owners or Proprietors thereof shall be obliged to make a Cut or Gutter in the Pavement, from the Termination of the said Pipe or Pipes, for carrying off the Water therefrom into the Common Sewer; and in case the Owners or Proprietors of such Houses and Buildings shall not so carry the Water from the same, within Twelve Months after being required to do so by the said Commissioners, then it shall and may be lawful for the said Baillies, or any Two of them, and they are hereby au-
thorized

thorized and empowered, upon Application by the Commissioners, (on inspecting the Premises and hearing Parties concerned,) to decern, in a summary Manner, such Owners or Proprietors to pay any Sum not exceeding Two Shillings and Sixpence Sterling for every such Offence; and if after Conviction of any such Offence, the Water from such Houses and other Buildings shall still be conveyed otherwise than in Pipes so affixed, and reaching as aforesaid, for the Space of One Calendar Month, then the Owner or Proprietor of every such House or Building shall forfeit and pay any Sum not exceeding Ten Shillings Sterling, and so *toties quoties* for every Month after such First Conviction, during which the Water shall be conveyed otherwise than aforesaid; such Fines to be levied and applied in Manner herein-after directed, and to be always paid by the Proprietors according to the Proportion of their respective Rents rated as after mentioned; and in case the said Persons shall neglect for Two Calendar Months to convey the Water from the said Houses or Buildings in Manner aforesaid, it shall be lawful to the said Baillies, or any One of them, upon Application by the Commissioners, to order the Work necessary for conveying the Water in Manner aforesaid, to be done at the Expence of the said Persons, and to decern against them for the Expence thereof, over and above the Penalties which they may have incurred.

XXX. And be it enacted, That when the Floors or Stories of any Houses or Buildings belong to more Proprietors than One, the several Proprietors of the same House or Building, shall defray the Expence of making, affixing, and keeping in Repair the said Pipes, and the said Cuts or Gutters in the Pavements, in Proportion to the Rents of the Parts of such Houses or Buildings which belong to them respectively, as rated in the Rent-roll after-mentioned; and in case any Dispute or Difference shall arise amongst the several Proprietors of the same House or Building, relative to the Proportions of the aforesaid Expence, it shall and may be lawful for the said Baillies, or any One of them, after inspecting the Premises, and hearing the Parties concerned, by a Decree under their Hands to determine the same, according to the Rate of such Rents in the said Roll, and to decern for that Expence in Manner aforesaid.

Where Houses belong to more Proprietors than One.

XXXI. Provided also, and be it enacted, That where the Tenants or Occupiers of any House or other Building shall, in Default of the Proprietors paying such Expence, have been at any Expence in conveying the Water as aforesaid, (which they are hereby authorized and required to do to the Amount of the yearly Rents payable by them respectively,) they may, and are hereby authorized and empowered to apply the Lead and Materials of any Pipe or Pipes formerly affixed to the said Houses, or the Produce thereof, towards such Expences, and to deduct the Remainder of the said Expence from the next Rent due to his, her, or their Landlord or Landlords who are hereby directed and required to allow the same, any Lease or Contract to the contrary notwithstanding: And in the Event of the said Proprietors not residing within the said Barony, Notice of the Complaint, or of the Order of the said Baillies, being served on the Occupiers or Tenants, shall be as valid and effectual as if served on the Owners or Proprietors personally.

Where done by Tenants or Occupiers, Recourse to be had by them.

XXXII. And be it enacted, That it shall and may be lawful to, and in the Power of the said Commissioners, to direct and cause the several public Streets,

Streets to be lighted, and Lamp-irons

affixed to
Houses.

Streets, Squares, Lanes, and Passages in the said Barony, to be lighted in such Manner and Form as they shall think proper, and to contract with any Person or Persons for that Purpose, and also to order Lamp-irons and Lamps to be fixed on the Walls of Houses and other Buildings on the Sides of the Streets, and from Time to Time to alter and remove the same, upon indemnifying the Proprietors or Occupiers for any Damage thereby done to the said Houses and other Buildings.

Penalty for
breaking
Lamps wil-
fully.

XXXIII. And be it enacted, That if any Person or Persons shall wilfully take away, break, or throw down, any Lamp or Lamps, which now are or hereafter shall be set up within the Limits of the said Barony, or shall wilfully extinguish the Light or Lights within the same, or damage the Irons or Appurtenances thereof, it shall and may be lawful for any Person who shall see such Offence committed, to seize, and also for any other Person to assist in seizing the Offender or Offenders; and by the Authority of this Act, without any other Warrant, to convey and deliver such Offender or Offenders into the Custody of a Peace Officer, in order to be secured and conveyed before One of the said Baillies, and if the Party or Parties accused of such Offence, whether apprehended as aforesaid, or afterwards cited for the same, shall be convicted thereof, either by his, her, or their own Confession, or by legal Evidence, such Offender or Offenders shall, for every such Offence, forfeit and pay any Sum not exceeding Fifteen Pounds Sterling; and moreover, shall make Satisfaction for the Damages done; and in case such Offender or Offenders shall not, immediately upon Conviction, pay such Forfeiture, and make such Satisfaction, the said Baillie is hereby empowered to commit him, her, or them to the Common Gaol or Bridewell of the said Barony, for a Space not exceeding Two Calendar Months, and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they is or are committed, unless such Forfeiture and Satisfaction be sooner paid and given.

Satisfaction
for breaking
Lamps by
Accident.

XXXIV. And be it enacted, That in case any Person or Persons shall accidentally break, throw down, or damage any of the said Lamps, or the Irons or Appurtenances thereof, it shall and may be lawful for any One of the said Baillies to award such Sum or Sums of Money, by way of Satisfaction for such Damages, as the said Baillies may think reasonable; provided the Sum so awarded shall not exceed the real Damage sustained by such Accident, besides the Expence incurred in recovering the same; and in case of Neglect or Refusal of the said Person or Persons to pay such Sum or Sums of Money, within Two Days after the same shall be demanded, it shall and may be lawful for the said Baillie to cause the same to be levied by Distress and Sale of such Part of his, her, or their Goods as may be sufficient for that Purpose, and the Surplus, if any, to be paid to such Person or Persons.

Openings
made in the
Streets to be
fenced, and
a Light kept
burning
during the
Night.

XXXV. And be it enacted, That in case any Hole or Opening shall be made in any of the Streets, Squares, Passages, Lanes, or public Places in the said Barony, or adjacent Streets, for the Purpose of digging Foundations for building, for digging Wells or Drains, or for other Purposes, the Person or Persons making, or causing the said Holes or Openings to be made, and the Persons employed and concerned therein, shall, at his, her, or their Expence, cause a sufficient Rail or Fence to be put round the said

faid Holes or Openings, and shall cause a Lamp or Light to be affixed at or near the same, to be kept burning every Night from Sun-setting to Sun-rising, whilst the Holes or Openings shall remain unfilled up; and in case any of the said Persons shall refuse or neglect so to rail in such Holes or Openings, or to affix and keep burning a Lamp or Light in Manner aforeaid, it shall and may be lawful for the said Baillies, or any One of them, to decern such Person or Persons to pay any Sum, not exceeding Five Shillings Sterling for each Day, so long as the said Opening shall remain unfilled up; and also to order such Holes or Openings to be fenced or railed in as aforeaid, at the Expence of such Person or Persons.

XXXVI. And be it enacted, That when it is necessary to take down or unroof any Houses or Tenements fronting the Streets of the said Barony, for the Purposes of rebuilding or repairing them, or for any other Purposes, and when it becomes necessary to perform any other Work upon the said Houses or Tenements, whereby Risk may arise, of Stones, Slates, Timber, or any other Materials falling upon the said Foot Pavements, every Person or Persons carrying on, or causing to be carried on such Works, shall, at his, her, or their Expence, fence round, or cause to be fenced round, with a sufficient Rail or other Fence, the Parts of the said Foot Pavements opposite to the said Houses or Tenements rebuilding or repairing, or where other Works are carrying on, and shall uphold and keep in proper Repair and Condition, the Rails or other Fences aforeaid, during the whole Time the said Works are carrying on, to prevent Passengers from walking along those Parts of the said Foot Pavements; and it shall be lawful to, and in the Power of the said Baillies, or any One of them, to fine the Person or Persons neglecting or refusing so to fence round the said Foot Pavements, in a Sum not exceeding Ten Shillings Sterling for each Day's Failure; and also to order the said Foot Pavements to be fenced in as aforeaid, at the Expence of such Person or Persons, the said Fines to be levied and applied in Manner herein-after directed.

Houses when taken down or unroofed to be fenced.

XXXVII. And be it enacted, That it shall and may be lawful for the said Commissioners, to cause Wells to be dug, Pipes to be laid, and Pumps to be erected in any of the Streets, Lanes, or Passages in the said Barony they shall think most proper and advantageous for obtaining an additional Supply of fresh Water for the Use of the Inhabitants; and that the Expence of digging, making, and maintaining the public Wells, Pipes, and Pumps within the said Barony, shall be defrayed from the Funds to be levied by virtue of this Act.

Wells may be dug, and Pumps erected.

XXXVIII. And be it enacted, That it shall and may be lawful for the said Baillies, or any One of them, to fine any Person or Persons who may be convicted of injuring or destroying the said Wells, Pipes, or Pumps, or the Springs, or Water Courses thereof, in any Sum not exceeding One Pound Sterling for every Offence, and also in the Amount of the Damages thereby sustained, to be levied and applied in Manner herein-after directed.

Penalty for injuring Wells, &c.

XXXIX. And whereas the dividing the said Barony into separate Wards or Districts, and appointing Commissioners over them, will have the most beneficial Consequences in facilitating the Plan of Police established by this Act, and assisting the Execution thereof, and in providing, levying, and

Barony divided into Wards,

[Loc. & Per.]

8 F

applying

applying the Funds necessary for defraying the Expence thereof; be it therefore enacted, that the said Barony shall be, and the same is hereby divided into the following Wards; *videlicet*,

The First Ward,—Bounded by the *Blindburn* (the Boundary of the said Barony) upon the East; by *Thistle Street*, in *Hutchesontown*, upon the West; by the River *Clyde* on the North Parts; and extending Southward, in the Direction of the *Blindburn*, and on a Line with the East Side of *Thistle Street* aforesaid, to the Boundary of the said Barony on the South; and comprehending all the intermediate Grounds and Buildings:

The Second Ward,—Bounded by *Thistle Street* on the East; by *Hospital Street* on the West; by the River *Clyde* upon the North; and extending Southwards, in a Line with the East Side of *Thistle Street* and the West Side of *Hospital Street*, to the Boundary of the said Barony; and comprehending all the intermediate Grounds and Buildings:

The Third Ward,—Bounded by *Hospital Street* on the East; by *Saint Ninian's Street* upon the West; by the River *Clyde* on the North; and by *Rutherglen Loan* upon the South; and comprehending all the intermediate Grounds and Buildings:

The Fourth Ward,—Bounded by *Saint Ninian's Street* upon the East; by the *Main Street* of the old Village of *Gorbals* upon the West; by the River *Clyde* upon the North; and by *Rutherglen Loan* upon the South Parts; and comprehending all the intermediate Grounds and Buildings:

The Fifth Ward,—Bounded by the Continuation of *Hospital Street* aforesaid upon the East; by the *Main Street* of the Village of *Gorbals* on the West; by *Rutherglen Loan* upon the North; and by the Boundary of the Barony upon the South Parts; and comprehending all the intermediate Grounds and Buildings:

The Sixth Ward,—Bounded by the *Main Street* of the Village of *Gorbals* upon the East; by *Nicholson Street*, in *Lawrieston*, upon the West; by the River *Clyde* upon the North; and by *Paisley Loan* upon the South Parts; and comprehending all the intermediate Grounds and Buildings:

The Seventh Ward,—Bounded by the *Main Street* of the Village of *Gorbals* upon the East; by *Portugal Street* and *Surrey Street* upon the West; by *Paisley Loan* upon the North; and extending Southward to the Point where *Surrey Street* is intersected by the Road leading to *Pollockshaw*; and comprehending all the intermediate Grounds and Buildings:

The Eighth Ward,—Bounded by *Nicholson Street*, *Portugal Street*, and *Surrey Street*, in *Lawrieston*, upon the East; by *Bloomsbury Street* and *Marlborough Street* upon the West; by the River *Clyde* upon the North; and by the Boundary of the Barony upon the South Parts; and comprehending all the intermediate Grounds and Buildings:

The Ninth Ward,—Bounded by *Bloomsbury Street* and *Marlborough Street* upon the East; by *Queen Street*, in *Tradestown*, upon the West; by the River *Clyde* upon the North; and extending Southward, in a Line with *Marlborough Street* and *Queen Street*, to the Boundary of the Barony upon

upon the South; and comprehending all the intermediate Grounds and Buildings:

The Tenth Ward,—Bounded by *Queen Street* aforesaid upon the East; by *Centre Street* and *Pitt Street* upon the West; by the River *Clyde* upon the North; and extending Southward, in a Line with *Queen Street* and *Pitt Street*, to the Boundary of the Barony; and comprehending all the intermediate Grounds and Buildings:

The Eleventh Ward,—Bounded by *Centre Street* and *Pitt Street* upon the East; by *Dale Street* upon the West; by the River *Clyde* upon the North; and extending Southward to the Boundary of the Barony, in a Line with *Pitt Street* and *Dale Street*; and comprehending all the intermediate Grounds and Buildings: And,

The Twelfth Ward,—Bounded by *Dale Street* aforesaid upon the East; by the *Kinninghouse Burn*, the Boundary of the said Barony, upon the West; by the River *Clyde* upon the North Parts; and extending Southward, in the Direction of *Dale Street* and the *Kinninghouse Burn*, to the Boundary of the said Barony; and comprehending all the intermediate Grounds and Buildings.

XL. Provided always, and be it enacted, That it shall be lawful to and in the Power of the Commissioners appointed in Manner herein-after mentioned, to alter, vary, add to, or diminish the said Wards, or any of them, in such Manner as the State of the Population thereof, or other Circumstances, shall to the said Commissioners appear from Time to Time to require. Commissioners may alter Wards.

XLI. And be it enacted, That a Commissioner residing within his own District or Ward, qualified and elected in Manner herein-after directed, shall be appointed over each of the said Wards, with Power to him to take Lists of Persons residing within his own respective Ward, and to take the legal Steps for preventing poor Persons from obtaining legal Settlements in the said Barony, so as to entitle them to the Benefits and Charities thereof; and such Commissioners are hereby invested with the whole Powers known in the Law of *Scotland* to belong to the Office of Constable: Provided always, that in the Event of any of the said Commissioners removing, at any Term of *Whitsunday*, from the Ward to which he was elected, he shall nevertheless continue as Commissioner for that Ward until the General Election in the Month of *August* thereafter. Resident Commissioners to be appointed.

XLII. And be it enacted, That the said Commissioners shall be elected on the Second *Monday* of *August* One thousand eight hundred and eight, and thereafter on the Second *Monday* of *August* annually, by a Majority of Votes of all the Occupiers of Dwelling Houses, Shops, Warehouses, and other Buildings within the said respective Wards, valued in Manner after mentioned, at Five Pounds Sterling or upwards of yearly Rent, out of the Householders within the Districts or Wards respectively, whose Dwelling Houses (exclusive of those Parts occupied as Shops or Warehouses) are valued in Manner after mentioned at Ten Pounds Sterling or upwards, of yearly Rent: Provided always, that where Dwelling Houses and Shops are contiguous, and are Commissioners how to be elected.

possessed by the same Person, One Half of the Rent of the whole shall be accounted House Rent, and the other Half Shop Rent.

Baillies to be
Commissioners
ex officio.

XLIII. And be it enacted, That the Senior Baillie and the Two resident Baillies of the said Barony for the Time being, shall be *ex officio*, always Commissioners without being elected as aforesaid.

Resident Bail-
lies how to
be chosen.

XLIV. And be it enacted, That the Two resident Baillies of the said Barony shall, at the first Election of Baillies after the passing of this Act, be chosen from among the Inhabitants of *Hutchesontown* and *Lawriestown* in the said Barony, for the First Year; and at the Second Election after the passing of this Act, the said Baillies shall be chosen from among the Inhabitants of the old Village of *Gorbals* and *Tradestown* or *Kingston*, and so on alternately during the Continuance of this Act.

Superior
may continue
one Baillie
in Office.

XLV. Provided always, and be it enacted, That the Lord Provost, Magistrates, and Town Council of *Glasgow*, as Baron and Superior of the said Barony, may, if they think proper, continue one of the said resident Baillies in Office for a Second Year.

Penalty for
refusing to
act as Baillie.

XLVI. And be it enacted, That in the Event of any Person or Persons who shall be elected to the Office of Baillie of the said Barony refusing to act, every such Person shall forfeit and pay the Sum of Ten Pounds Sterling in Name of Fine, to be applied to such Purpose within the said Barony as the said Baron and Superior shall direct and appoint, and to be levied and recovered in Manner herein-after mentioned: Provided always, that when any Person so refuses to act, it shall be in the Power of the said Baron and Superior to choose another Baillie for that Year, either from the same District or from any of the other Divisions of the said Barony, as to them shall seem proper.

Manner of
voting for
Commission-
ers.

XLVII. And be it enacted, That the Votes for Commissioners shall be given in each Ward separately, by written Notes or Tickets, subscribed by the Voters, specifying their Names, Designations, and Qualifications, the Names of the Streets in which they reside, and the Numbers of their Houses, and containing the Names and Designations of the Persons voted for, put into Boxes to be prepared for the Purpose on the Day appointed for the Election; which Boxes the said Baillies and the Preses for the Heretors in each of the old Village of *Gorbals*, *Hutchesontown*, *Lawriestown*, and *Tradestown*, shall prepare for the first Election, and afterwards the said Commissioners for the preceding Year shall, and they are hereby authorized and required to prepare the same, in such Form as to them shall seem expedient, and to put up one Box in a proper Place within each Ward; Eight Days previous Notice of the Day of Election, and of the respective Places where the said Boxes are put up, being always given to the said Inhabitants, either by a written Notice affixed to the Door of the Court House of the said Barony, and by Tuck of Drum through the Principal Streets of the said several Wards, or by a printed Advertisement affixed on some conspicuous Place in each Ward, in order that all concerned may have access to put their Votes or Tickets in the Boxes, which shall remain open between the Hours of Ten in the Forenoon, and Four in the Afternoon of the Day of Election; at which last Hour the Election shall close, and the Boxes be removed and opened, the Votes scrutinized,

scrutinized, and the Commissioners declared, for the first Election by the said Baillies and Preses, and thereafter by the said Baillies and the other Commissioners for the Time being; and in case of an Equality of Votes for any Commissioner or Commissioners, the said Baillies or Preses of the Meetings for the Time, shall determine the Preference by casting Lots: Provided always, that no Person shall have more than one Vote, or shall vote in more than one Ward or District at any Election of Commissioners for the said Barony.

XLVIII. And be it enacted, That the said Commissioners of Wards respectively shall, and they are hereby authorized and required, within One Calendar Month after their Election, to make, or cause to be made exact Lists of the Persons in their respective Wards, qualified to elect or be elected Commissioners; which Lists shall be entered in Books kept for that Purpose, and shall be open and patent for the Persons interested at reasonable Times, and the said Commissioners shall from Time to Time alter and amend the said Lists when necessary.

Commissioners to keep Lists of Electors.

XLIX. And be it enacted, That in case any Person or Persons not qualified to vote in Manner aforesaid, shall vote or attempt to vote at the said Elections, every Person so offending shall forfeit and pay any Sum not exceeding Five Pounds Sterling for each Offence; which Forfeitures shall be levied and applied in Manner herein-after directed.

Penalty on unqualified Voters.

L. And be it enacted, That if any of the Commissioners named and elected in Manner aforesaid, shall die, or shall refuse or neglect to accept the said Office, and subscribe an Acceptance thereof, on being required so to do by the said Commissioners, or shall cease to reside in the Wards or Districts for which he or they shall have been elected their Places shall become vacant, and shall be supplied by other House-holders, qualified as aforesaid, to be elected in Manner herein-after directed; and if any Person or Persons duly elected a Commissioner or Commissioners under this Act, shall, without assigning a just or reasonable Cause, refuse to act, it shall and may be lawful for the said Baillies, or any One of them, to fine such Person or Persons in Payment of any Sum of Money not exceeding Five Pounds Sterling, to be applied for the Purposes of this Act; provided that the Person paying the same shall be exempted from acting as a Commissioner for the Three succeeding Years.

And on Persons elected refusing to act.

LI. And be it enacted, That when the Place of any of the said Commissioners shall become vacant, the remaining Commissioners shall, within Fourteen Days thereafter, give Notice thereof to the Inhabitants of the vacant Ward or Wards, and of the Time appointed by them for the Election of another Commissioner to supply such Vacancy, to be made in Manner aforesaid, within Fourteen Days after such Notice.

How Vacancies are to be supplied.

LII. And be it enacted, That in case any Dispute or Difference shall arise relating to the Qualification of the Electors, or of the Persons elected, the same shall be determined by the said Baillies, or by any One of them, for the first Election; and afterwards by the said Baillies and other Commissioners for the Time being, or a Majority of those present, whose Determination shall be final and binding on all Parties concerned.

Disputes how to be settled.

Elections, if
not made;
how to be
supplied.

LIII. And be it enacted, That in case the Electors of any Ward shall refuse or neglect to elect Commissioners for the same in Manner aforesaid, it shall be lawful to and in the Power of the said Baillies, and of the Commissioners who shall have been elected and accepted their Offices, to nominate and appoint Commissioners qualified as aforesaid, for the Wards in which Elections shall not have been made, and the Persons so nominated and appointed shall have the same Powers and shall remain the same Time in Office, as if they had been elected by the Occupiers of Houses, Shops, Warehouses, and other Buildings, within their respective Wards, in Manner herein-before directed.

Four Com-
missioners to
go out of
Office yearly.

LIV. And whereas it is necessary that the said Commissioners of Wards should remain in Office for such a Period as to enable them to acquire Experience and Knowledge of the Business hereby entrusted to them; be it therefore enacted, That the Commissioners who shall be chosen on the said Second *Monday of August* One thousand eight hundred and eight, and those chosen to supply Vacancies during the First Year, shall remain in Office till the Second *Monday of August* One thousand eight hundred and nine, on which Day Four of them, or of those who shall have been elected into Vacancies during the said Year, shall be disqualified and shall go out of Office by Ballot, and Four other Commissioners qualified and elected in Manner aforesaid, shall be chosen to supply their Places; and the remaining Eight Commissioners who shall be chosen on the said Second *Monday of August* One thousand eight hundred and eight, or those chosen to supply Vacancies during the said First and Second Years, shall remain in Office till the Second *Monday of August* One thousand eight hundred and ten, on which Day Four of them, or of those who shall have been elected during the said Two Years to supply Vacancies shall be disqualified and go out of Office by Ballot, and Four other Commissioners qualified and elected in Manner aforesaid, shall be chosen to supply their Places; and that the remaining Four Commissioners who shall be chosen on the said Second *Monday of August* One thousand eight hundred and eight, and those who shall have been chosen to supply Vacancies during the First Three Years, shall remain in Office till the Second *Monday of August* One thousand eight hundred and eleven, when they, as being disqualified from Seniority, shall go out of Office; and Four other Commissioners, qualified and elected in Manner aforesaid, shall be chosen to supply their Places; and that on the Second *Monday of August* One thousand eight hundred and twelve, and on the Second *Monday of August* annually thereafter, Four of the Senior Commissioners shall be disqualified and go out of Office by Rotation, and Four other Commissioners, qualified and elected in Manner aforesaid, shall be chosen to supply their Places, so that there may be an Election of Four Commissioners each Year and no more, except for supplying Vacancies.

Commission-
ers may be
re-elected.

LV. Provided always, That Persons disqualified in Manner aforesaid, may be immediately re-elected into Office in the Option of their Constituents, in which case they shall come in as the youngest Commissioners, and shall be enrolled accordingly; but in the Event of any Commissioner being re-elected and refusing to act for a Second Year, he shall not be liable in the Penalty before mentioned for that Year.

LVI. And

LVI. And be it enacted, That any Five of the said Commissioners shall be a Quorum for transacting ordinary Business; but no Assessment shall be made or imposed, nor the Master of Police, nor any Servant, Clerk, Watchman, or other Officer appointed, nor their Salaries fixed by virtue of this Act, except at Meetings where a Majority of the Commissioners who have accepted their Offices are present: Provided always, that the whole Commissioners shall be summoned to attend every Meeting of the said Commissioners by written or printed Notices, delivered to them personally, or left at their Dwelling Places, Twenty-four Hours previous to such Meeting; and that the senior Baillie, or any of the other Baillies present, or, in his or their Absence the oldest Commissioner in Office present, shall preside at the Meetings of the said Commissioners; and such Preses shall have both a deliberative and casting Vote, in all Matters and Questions which shall come before them.

Quorum of Commissioners.

LVII. And be it enacted, That Four Meetings of the said Commissioners for the said Barony, shall be held annually on the Second *Monday* in the Months of *August*, *November*, *February*, and *May* at Ten of the Clock in the Forenoon, for putting this Act into Execution; the said Meetings of the Commissioners to be held in the Court House of *Gorbals*, or in such other Place within the said Barony as shall be appointed by the said Commissioners; the First of the said Quarterly Meetings to be held on the Second *Monday* of *November*, after the passing of this Act; and that the said Baillies shall cause the Whole of the said Commissioners resident at the Time in the said Barony, to be summoned to attend the said Quarterly Meetings, in Manner before mentioned, Twenty-four Hours at least previous to the Time of Meeting.

Four stated Meetings to be held in each Year.

LVIII. And be it enacted, That the said Commissioners, or a Majority of those present at any of the said Quarterly Meetings, or other Meetings held in virtue of this Act, may adjourn to the same or any other Place within the said Barony which they may think necessary or proper, for executing the Powers vested in them by this Act.

Meetings may be adjourned.

LIX. And be it enacted, That the said senior Baillie, or any One of the said Baillies, or in his or their Absence the Commissioner who may have presided at the last Meeting of the Commissioners for the said Barony, shall, when required so to do by a Writing under the Hand of any Two of the said Commissioners, appoint a special Meeting of the said Commissioners, to be held within Forty-eight Hours after such Requisition, and shall cause all the Commissioners to be summoned to such Meeting in Manner foresaid; and it shall be in the Power of the said Baillies, or in their Absence, the oldest Commissioner present at any Meeting as aforesaid, to appoint other Meetings of the said Commissioners, to be held at such Places and Times within the said Barony, as may to them seem necessary for the above Purposes, the whole Commissioners being always summoned to attend the same Twenty-four Hours previous to such Meetings.

Special Meetings how to be called.

LX. And be it enacted, That it shall and may be lawful to the said Commissioners, or a Quorum of them, and they are hereby empowered to appoint a Master of Police, Clerks, Servants, and other proper Officers, during their Pleasure, to act under the Authority and Orders of the said Baillies, or any One of them, for executing the Matters committed

Powers to appoint a Master of Police, &c.

to

to them by this Act, and for regulating the Police, and for preserving Peace and good Order in the said Barony.

and Watchmen.

LXI. And be it enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and required to appoint such a Number of Watchmen as they shall judge necessary, for guarding, patrolling, and watching the Streets, Lanes, and other Passages of the said Barony, and Bridges leading thereto, in such Manner, and under such Rules and Regulations as to the said Commissioners shall appear proper and expedient.

Powers to give Salaries to Clerks, &c.

LXII. And be it enacted, That it shall and may be lawful to the said Commissioners, or a Quorum of them, and they are hereby authorized and empowered to order suitable Salaries or Allowances to be made to the said Master of Police, Clerks, Servants, and other Officers, and to pay the necessary Expences incurred by them in the Execution of the Duties of their respective Offices, and the necessary Charges and Expences of the aforesaid Establishment, from Assessments and other Funds hereby appointed to be levied, and from no other Fund whatever.

Duties of Master of Police, Clerks, &c.

LXIII. And be it enacted, That the Duty of the said Master of Police, Clerks, Servants, Watchmen, and other Officers, shall be, and they are hereby authorized to aid and assist the Baillies of the said Barony, in apprehending, detecting, and bringing to Justice, Persons guilty of Street Robberies, House-breaking, Assaults, Reset of Theft, Shoplifting, picking Pockets, Gambling, and other Crimes, by causing the Parties accused to be apprehended and imprisoned upon legal Warrants, and proceeded against in Terms of Law; in apprehending and putting the Law into Execution against Vagabonds, Vagrants, public and sturdy Beggars, and other idle and disorderly Persons, who follow no lawful Employment or Occupation; in suppressing disorderly Public Houses, and other Houses frequented by Persons of the aforesaid Description; in suppressing Mobs and Riots; in assisting to extinguish Fire; in putting the Laws into Execution, by which Owners and Drivers of Carts and other Carriages are prohibited from leaving the same on the Streets, Roads, and Passages, or riding on their Carts, or driving Carriages or Horses or Cattle furiously or improperly, so as to endanger His Majesty's liege Subjects, or cruelly treating Horses or Cattle, or leaving Wheel or Hand Barrows, or any other Vehicles in or upon which Goods or Provisions are carried, upon the Streets or Pavements, or in the Closets or Passages after Day-light; in seeing that the said Streets, Squares, Lanes, Passages, and other Places are properly lighted and cleaned; in guarding, patrolling, and watching the Streets; and in general, in aiding and assisting the Baillies in all Matters relative to regulating the Police, and preserving good Order and Tranquillity in the said Barony, and upon the Bridges leading thereto from the City of *Glasgow*, and in carrying the different Purposes of this Act into Execution.

Baillies may constitute the Officers of Police Special Constables.

LXIV. And be it enacted, That the said Baillies shall have Power, and they are hereby authorized to constitute the Master of Police, and other Officers to be named by the said Commissioners as aforesaid, special Constables, for the Purpose of attending the said Baillies, and executing the Sentences or Warrants to be issued by them in virtue of this Act or otherways,

otherways, and for the other Purposes of this Act, and with all the Powers competent to Constables by the Law of Scotland.

LXV. And be it enacted, That if any Person or Persons shall at any Time obstruct or molest any Officer, Watchman, or other Person, who shall be employed in the Execution of his or their Duty under this Act, every Person or Persons so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Two Pounds Sterling; and if any Person or Persons shall assault or strike any such Officer, Watchman, or other Person employed, every such Person or Persons shall, for every such Offence, upon being convicted thereof by his, her, or their own Confession, or by legal Evidence, forfeit and pay a Sum not exceeding Five Pounds Sterling, to be levied and recovered in Manner herein-after directed: Provided always, that the levying of these Fines shall not preclude the said Watchmen or other Persons from having recourse to an Action at Common Law, for the Injury done to them.

Penalty on
Persons ob-
structing
Officers in the
Execution of
their Duty.

LXVI. And be it enacted, That the said Commissioners shall have Power, and they are hereby authorized and required, at a general Meeting to be held upon the Second *Monday* of *September* annually, during the Continuance of this Act, beginning upon the Second *Monday* of *September* One thousand eight Hundred and eight, to fix, ascertain, and impose the following Rates and Assessments, to be raised and levied from the Occupiers, whether Owners or Tenants, of all Houses, Shops, Cellars, Warehouses, Cotton, and other Works, Manufactories, and Buildings, within the said Barony; that is to say, on the yearly Rent of all such Subjects, rented or valued at Two Pounds, and under Four Pounds yearly, an annual Assessment not exceeding Sixpence in the Pound Sterling; on the yearly Rent of the said Subjects, rented or valued at Four Pounds and under Six Pounds yearly, an annual Assessment not exceeding Eightpence in the Pound Sterling; on the yearly Rent of the said Subjects, rented or valued at Six Pounds and under Nine Pounds yearly, an annual Assessment not exceeding Tenpence in the Pound Sterling; and on the yearly Rent of the said Subjects, rented or valued at Nine Pounds and upwards, an annual Assessment not exceeding One Shilling in the Pound Sterling; and so in Proportion according as the said Shops, Houses, and other Buildings, shall be rated and assessed in the Rent Roll, and Valuation to be made annually by a Surveyor to be appointed by the said Commissioners; which annual Assessment shall be calculated for the current Year, from *Whitsunday* to *Whitsunday* annually, upon the aggregate Rent of each Person's Possession, and shall be payable at the Times and in the Proportions to be appointed by the said Commissioners.

Rate of As-
sessment.

LXVII. Provided always, That the said Assessment shall not be levied from Proprietors or Inhabitants, of such Parts of the said Barony as do not receive the Benefits of watching and lighting, and that the said Commissioners shall not be obliged to extend those Benefits to such Parts of the Barony where the said Assessment is not levied.

Assessments
where not to
be levied.

LXVIII. And be it enacted, That the said Commissioners, at their First or any subsequent Meeting for putting this Act into Execution, shall appoint a proper Person or Persons for ascertaining the free Rent of all such Houses, Shops, Cellars, Warehouses, Cotton and other Works, if occupied by
[Loc. & Per.] 8 H Tenants

Surveyors to
be appointed,
to ascertain
Rents.

Tenants, and the Rents at which the same are worth to be let by the Year, if occupied by Proprietors or Life Renters; with Power to such Person or Persons to enter upon and survey all such Houses, Shops, and other Buildings; the said Survey to be made previous to the First Day of *September* yearly; and the Person or Persons so to be appointed; after making the same, shall leave for every Occupier at his or her Dwelling House, or on the Premises surveyed, a Notice of the Rent for which such Occupier is to be rated, and immediately after such Survey shall be completed, the said Surveyor or Surveyors shall deposit with the said Commissioners or their Clerk, a distinct Rent-roll or Return of the said Rents for the several Wards herein-before mentioned, agreeable to the Survey so made; and in case any Occupier shall think himself or herself overcharged in the said Rent-roll or Return, it shall be lawful for such Occupier within Six Days after the said Notice shall have been left at his or her Dwelling Place, or on the Premises surveyed, to give Notice in Writing to the Clerk to the said Commissioners of the Overcharge complained of; and the said Commissioners shall meet annually within the said Court House of *Gorbals*, or other Place to be by them appointed, upon the Second *Monday* in the Month of *November*, after making the said Survey, at Ten of the Clock in the Forenoon, with Power to adjourn from Time to Time, for the Purpose of hearing the Parties; and in case the said Commissioners, or a Majority of them, shall at any of the said Meetings, think the Rent of any Occupier so given in by the Surveyor or Surveyors too low, they shall and may give similar Notice to such Occupier, and shall, at a subsequent Meeting, finally determine the Amount thereof; and similar Surveys shall be made, and Meetings held for correcting the Rent-roll in every Year during the Continuance of this Act: Provided always, that the Surveys so to be made shall include all Houses, Shops, Cellars, Warehouses, Cotton or other Works actually inhabited, or in which any Furniture or Goods are deposited at the Time; and that a Second Survey shall be made in Manner aforesaid in the Month of *December* or *January*, annually, of such Houses or other Premises as were uninhabited, or in which no Furniture or Goods were deposited at the Time of the First Survey; and if any such Houses or other Premises shall be inhabited, or have any Goods or Furniture therein at the Time of such Second Survey, the Rents thereof shall be added to the said Rent-roll or Return and assessed for Half of the yearly Rate, which Half-yearly Assessments shall be paid in like Manner as the other Assessments herein-before mentioned; and in case of Failure, recovered in Manner hereinafter directed.

Proviso as to
Houses
under the
yearly Rent
of 2l. and as
to Paupers.

LXIX. Provided always, and be it enacted, That all Houses or Parts of Houses and other Buildings herein before mentioned, occupied by any one Person, and rated under the yearly Rent of Two Pounds Sterling, and all Persons receiving Charity from the Parish Funds, shall be and they are hereby exempted from the Payment of any Assessment to be imposed and levied by virtue of this Act.

Heretors and
Life-renters
liable only
for Houses,
&c. occupied
by them-
selves.

LXX. And be it enacted, That all Houses and other Buildings occupied by Proprietors or Life-renters, shall be rated and assessed for the Duties hereby imposed upon such yearly Rent or Value, as the same shall be rated and estimated by the Surveyor or Surveyors before-mentioned, and approved of by the said Commissioners, according to the best of their Judgment; and

and that such Proprietors and Life-renters shall only be liable in Payment of the said Assessments for Houses and Buildings occupied by themselves and their Domestic Servants, but not for those occupied by their Tenants, from whom only the said Assessments for their respective Possessions shall be levied and recovered by virtue of this Act; and that all such Proprietors and Life-renters shall only be entitled to vote for or be elected Commissioners under this Act, according to the estimated Rents of the Houses, Shops, Warehouses, Cellars, or other Buildings actually occupied by themselves, without Regard to the Rent of any other Houses belonging to them in Possession of their Tenants.

LXXI. Provided also, and be it enacted, That no Vintner or Keeper of an Inn, Tavern, or Coffee House, shall be assessed in a higher Sum under the Authority of this Act, than Ten Pounds Sterling yearly, for the House, Tenements, and Pertinents thereof, possessed by him or her in the way of his or her Business, whatever the Rent thereof may be; and that no Assessments shall be made for Gardens or Arable Ground situated in the said Barony, or for empty or waste Houses.

Proviso respecting Innkeepers.

LXXII. And be it enacted, That it shall be lawful to and in the Power of the said Commissioners to give such Abatement or Relief from any Assessment to be made under the Authority of this Act, as the Circumstances of any Person or Persons applying for the same may to them seem to require; any Thing herein contained to the contrary notwithstanding.

Abatements may be made in Option of Commissioners.

LXXIII. And be it enacted, That the Monies arising from the aforesaid Assessments shall be, and the same are hereby vested in the said Commissioners for the said Barony, and that all such Monies shall be applied, laid out, and expended, in the First Place, in paying the Expences to be incurred in passing of this Act, and then in defraying the Expence of the aforesaid Establishment of Master of Police, Clerks, Servants, Watchmen, and other Officers, and for the other Purposes of this Act, and to no other Purpose whatever; and in case any Surplus Monies shall remain after executing the Purposes aforesaid, upon settling the Account thereof at the End of each Year, the same shall be applied towards the same Purpose for the Year following, so that the aforesaid Assessments shall be thereby proportionally reduced.

Assessments vested in Commissioners.

LXXIV. Provided always, and be it enacted, That in case the Particulars of all the Tenements subject to Payment of the said Assessment shall not be contained in any of the said Rent Rolls, it shall be lawful for, and in the Power of the said Commissioners, to ascertain the Yearly Rent or Value of these Tenements; and if any Person or Persons, rated and assessed as in Manner herein directed, shall refuse or neglect to pay the Rates or Assessments charged upon him, her, or them, for the Space of Fourteen Days next after such Rates or Assessments shall be due and demanded, and Notice given by general Advertisements, once in any Two of the *Glasgow* Newspapers, and by Tuck of Drum through the said Barony, then and in such Case it shall be lawful for the Collector or Collectors to be appointed by the said Commissioners, to apply to any One of the said Baillies, for a Warrant to any of their Officers to enter his, her, or their House or Houses, and to seize and take Possession of his, her, or their Goods and Effects; and which Warrant the said Baillie is hereby authorized to grant, upon a Certificate signed by the Collector or Collectors

Recovery of Rates.

lectors

lectors of such Demand having been made, of such Notice having been given, and of such Person or Persons being in Arrear to the Amount stated in such Certificate; and if such Rates or Assessments shall not be paid within Three Days next after such Seizure is made, together with the Costs or Charges thereby incurred, then the Collector or Collectors is and are hereby authorized to sell by public Roup, at such Place as may appear proper, such Part of the said Goods and Effects as shall be sufficient to pay the said Rates and Assessments, with the Costs and Charges attending such Seizure and Sale, returning the Surplus, if any be, to the Owner or Owners; the Costs or Charges to be ascertained by the Baillie who shall issue the said Warrant.

Powers of
Commission-
ers as to assess-
ing and levy-
ing Monies.

LXXV. And be it enacted, That the said Commissioners shall have full Power and Authority, and they are hereby authorized and required, at their Meeting to be held on the said Second *Monday of September* annually, to ascertain and lay on the Assessment to be levied from the Renters or Occupiers and Possessors of the Houses, Cellars, Shops, Warehouses, and other Buildings before described; and also to ascertain the Sums of Money to be expended for the Purposes of this Act for the then current Year; and that it shall not be lawful for, nor in the Power of the said Commissioners, or any Person or Persons acting under their Authority, to levy or expend any Monies by virtue of this Act, unless the same shall have been previously assessed and laid on, and the Expenditure thereof voted by the said Commissioners; and that the said Baillies and Commissioners shall be subject to and liable in Payment of the said Assessments for the Houses, Cellars, Shops, Warehouses, and other Buildings rented and possessed by them; any Law or Usage to the contrary notwithstanding.

Questions as
to Assessments
to be decided
by Baillies.

LXXVI. And be it enacted, That in case any Question or Dispute shall arise relative to the Houses, Buildings, Cellars, Shops, and Warehouses, which are claimed to be exempted from the aforesaid Assessments, or relative to the Amount of the Assessments, or the Valuation of the said Subjects, and the Expence of cleansing the Foot Pavements and Closets in the said Barony, the same shall be determined by Decrees to be given under the Hands of the said Baillies, or any One of them.

Passages to
the River
Clyde may
be made.

LXXVII. And whereas there are at present no Cart Entries into the River *Clyde* (excepting one opposite to *Buchan Street*), by which a Supply of Water can be obtained to extinguish any Fire which may happen in the said Barony; be it therefore enacted, That it shall and may be lawful to the said Commissioners, and they are hereby empowered to form and complete Two Cart Entries into the said River, one opposite to *Thistle Street* in *Hutchesontown*, and another opposite to *Centre Street* in *Tradestown*, in such Form and Manner as to the said Commissioners shall seem necessary, for procuring a Supply of Water from the said River: Provided always, that no House or Building, Garden or Ground, shall be taken or used, damaged or injured, for the purpose of forming or completing the said Cart Entries, without the Consent of the Owner or Owners, and Occupier or Occupiers thereof.

Commission-
ers may ap-
point Collec-
tors or Treas-
urers.

LXXVIII. And be it enacted, That the said Commissioners shall have Power to appoint a Collector or Collectors, Treasurer or Treasurers, Clerk or Clerks, or any other Officer or Officers, for levying, receiving, and paying

paying away the Monies to be raised by virtue of this Act, and for keeping their Books and Records, and for other Purposes aforesaid, and to rent, hire, build, or purchase a sufficient Office for holding their Meetings, and transacting their Business; and also to appoint suitable Salaries to the said Collectors, Treasurers, or Clerks, and to agree for and pay a reasonable Price or Rent for the said Office, out of the said Funds; and that the said Collectors or Treasurers shall find sufficient Security to the said Commissioners for their respective Intrusions with the Funds, which they shall be empowered to levy and collect.

LXXIX. And be it enacted, That the said Commissioners may, and they are hereby authorized, if found necessary, to Purchase One or more Fire Engines, Pipes, and other necessary Appurtenances for extinguishing Fires, and to name and appoint during Pleasure, a proper Person to take Charge of the said Engines, Pipes, and other Appurtenances, with such Number of active Men as they shall think fit for working the same in a proper Manner, and for assisting in extinguishing Fires within the said Barony; and the said Commissioners are also hereby authorized to make such Regulations and Rules for the said Persons as to them shall seem proper; and the Expence of keeping and maintaining the said Engines, Pipes, and Appurtenances, and paying the said Firemen, shall be defrayed from the Funds raised by virtue of this Act.

Commissioners may provide Fire Engines and appoint Firemen.

LXXX. And be it enacted, That the Proprietors or Occupiers of any Dwelling House, Shop, Warehouse, Workshop, or other House or Tenement whatsoever, in which a Fire breaks out or takes place, shall pay any Sum of Money not exceeding Ten Pounds Sterling, to be expended at the Sight of the said Commissioners, in giving Premiums or Wages to the Persons who may assist in extinguishing the said Fires, by bringing to the Spot Fire Engines, and a Supply of Water, or otherways, in such Manner and Proportions as the said Commissioners may judge fit; the said Money to be recovered by the Procurator Fiscal of the said Barony.

Proprietors or Occupiers of Houses where Fires happen, to pay not exceeding 10l.

LXXXI. And be it further enacted, That it shall and may be lawful for the said Commissioners, to rent or hire a Piece of Ground for the depositing of Dung, swept and collected from the Streets and Pavements in the said Barony, and also to rent or hire Houses or other Buildings for securing the said Fire Engines, with the Dung Carts which it may be found requisite to employ; or if it may appear more expedient, it shall and may be lawful for the said Commissioners, and they are hereby authorized to purchase (from any Person willing, and under no legal Disability or Incapacity to sell) a Piece of Ground, and to erect thereon the necessary Shades and other Buildings for the said Purposes.

Commissioners may rent or purchase Ground and Buildings for receiving Fire Engines, &c.

LXXXII. And be it enacted, That the said Commissioners shall have Power, and they are hereby authorized and empowered to purchase a convenient Piece of Ground from any Person or Persons willing, and under no legal Disability or Incapacity to sell the same, and to erect and build thereon, a Residence or Workhouse for the Reception only of Persons convicted by the said Baillies of Crimes committed within the said Barony: Provided always, that the Money to be expended in the Purchase of the said Ground, and in erecting and building the said Residence or Workhouse, shall not exceed the Sum of Two thousand five

Power to erect a Bridewell or Workhouse.

hundred Pounds Sterling: And the said Commissioners are hereby authorized to appoint a Keeper, Clerk, and other Persons for managing the said Bridewell or Workhouse, with suitable Salaries, and also from Time to Time to make proper Rules and Regulations for the internal Government of the said Bridewell or Workhouse, and to alter and amend the same as they shall see fit, which Rules and Regulations the said Keeper, Clerks, and other Servants shall punctually observe and obey; and the said Keeper or Clerk is hereby required to keep a Book wherein shall be inserted the Name of every Person confined within the said Bridewell or Workhouse, and the Crime for which he or she is committed, the Time they are to be confined, and the Name of the Baillie by whom the Warrant of Commitment is granted and signed, the Work, if any, executed during such Confinement, and the Price or Money arising and received therefrom by the Person authorized to receive the same, with the Name of the Person or Persons by whom such Price or Money is paid; which Book shall at all Times be open for the Inspection of the Baillies and Commissioners; and the Persons confined in the said Bridewell or Workhouse, shall be employed at such Work as they shall be found best qualified to perform during the respective Periods of their Confinement.

Offenders
against the
Common
Law may be
committed to
Bridewell.

LXXXIII. And be it enacted, That in all Cases where, by Common or Statute Law, any Offender is liable to be committed to a House of Correction, or to hard Labour, it shall be lawful to and in the Power of the said Baillies, or any One of them, to commit such Offender to the said Bridewell, provided he or she resides, or the Offence be committed within the said Barony.

Baillies may
shorten
Periods of
Confinement.

LXXXIV. And be it enacted, That it shall be lawful to and competent for any of the said Baillies to shorten the Period of any Person's Confinement in Bridewell by virtue of this Act, or otherwise, upon being satisfied of the good Behaviour of the said Persons during their Confinement, and that they shew Marks of Penitence and Amendment.

Procedure to
be of a sum-
mary Nature,
without writ-
ten Pleadings.

LXXXV. And be it enacted, That in all Prosecutions against Offenders for Crimes committed within the said Barony, where the Punishment shall not exceed Thirty Days Confinement in Bridewell, or the Fine to be imposed shall not exceed Two Pounds Sterling, the Procedure against such Offenders may be of a summary Nature, without any written Pleadings; it being hereby provided, that a Record shall be kept of the Charge, and of the Judgment pronounced against such Offenders, and that the said Judgment or Sentence shall be pronounced in Presence of one of the Clerks of the said Court of Barony and Justiciary.

Powers to
commit Va-
gabonds, &c.

LXXXVI. And be it enacted, That it shall and may be lawful to the said Baillies, or any One of them, to commit Idlers, Vagabonds, public and sturdy Beggars, and all Persons who have no settled Place of Residence, or follow no lawful Employment, to the said Bridewell or Workhouse, to be kept at hard Labour for a Period not exceeding Three Calendar Months.

Money arising
from their
Labour how
to be applied.

LXXXVII. And be it enacted, That the Money arising from the Labour and Work of the Persons confined in the said Bridewell or Workhouse, shall be applied by the said Commissioners, first in defraying the Expence of his

his or her Boarding and Keeping therein, and the Surplus, if any, shall be paid to the Persons so confined, at his or her Liberation.

LXXXVIII. And be it enacted, That the Purchase Money of the said Grounds, and the Expence of erecting the said Bridewell or Workhouse and other Buildings, shall be defrayed from the Funds to be levied under this Act. Purchase Money of Grounds how to be defrayed.

LXXXIX. And be it further enacted, That the said Commissioners may, and they are hereby empowered to borrow any Sum or Sums of Money not exceeding Three thousand Pounds Sterling, for the Purpose of obtaining this Act, purchasing the said Grounds, and erecting the said Bridewell or Workhouse, and other Buildings, and to assign over the Rates and Assessments hereby granted to any Person or Persons from whom such Money may be borrowed, as a Security for the same. Power to borrow Money.

XC. And be it enacted, That if any Person or Persons within the said Barony shall knowingly permit, or suffer any idle Rogue or Vagabond to lodge or take Shelter in any House, Barn, or Outhouse belonging to him, her, or them, and shall not apprehend and carry such Rogue, Idler, or Vagrant, before One of the said Baillies, or give Notice to some Constable or other Officer so to do, every Person so offending, upon being lawfully convicted thereof, by his or her own Confession, or by legal Evidence, before One or more of the said Baillies, shall forfeit a Sum not exceeding Two Pounds Sterling for each Offence; one Moiety thereof to be paid to the Informer, and the other to be applied to the Purposes of this Act. Penalty on Persons harbouring Rogues, &c.

XCI. And be it enacted, That if any Person shall entice or incite from his Duty any of the said Watchmen or other Servants of the Police, or shall entertain, or permit or suffer to be entertained, in his or her House, any such Watchman or other Servant of the Police, during their Hours of Duty, every Person so offending, and upon being convicted thereof by his or her own Confession, or by legal Evidence, before any One or more of the said Baillies, shall forfeit and pay a Sum not exceeding One Pound Sterling; one Half thereof to be paid to the Informer, and the other to be applied to the Purposes of this Act. Penalty on Persons enticing Watchmen, &c. from their Duty.

XCII. And be it enacted, That a Book or Books shall be prepared and kept by the said Commissioners, or by such Person or Persons as they shall appoint, wherein shall be fairly entered an Account of all Monies levied and paid by virtue of this Act, and how the same have been applied; and the said Books shall be regularly balanced and docqueted yearly on the last *Monday* of *July* immediately preceding the annual Election of Commissioners, the First Balance to be struck on the last *Monday* of *July* in the Year One thousand eight hundred and nine, from which a Statement of the Receipts and Disbursements for the Year preceding shall be made out and printed on or before the Second *Monday* of *August* annually after the Books are balanced, and a Copy thereof shall be delivered to each of the said Commissioners, and lodged in the Court House and Police Office of the said Barony, where they shall remain Six Weeks for the Inspection (without Fee or Reward) of all Persons contributing to the aforesaid Assessments, and the said Statement shall also be published once at least in any One or more of the *Glasgow* Newspapers. Accounts to be kept.

XCIII. And

Minutes to
be kept.

XCIII. And be it enacted, That the said Commissioners shall keep or cause to be kept a Book or Books, in which shall be engrossed or written Minutes of all their Proceedings and Transactions, with an Account of the Salaries and Emoluments of Surveyors, Master of Police, Clerks, Servants, Watchmen, Collectors, Treasurers, and other Officers appointed by them, which Book or Books shall at all reasonable Times be open for the Inspection of every Person contributing to the aforesaid Assessments, who shall and may peruse the same without Fee or Reward.

Actions by
and against
Commis-
sioners.

XCIV. And be it enacted, That it shall be competent to the said Baillies, or any One of them, to bring Actions against the said Commissioners, or to the Commissioners for the Time being, or a Majority of them, to bring Actions against their Predecessors before any competent Court in *Scotland*, in case they shall embezzle, squander, or misapply any of the Funds vested in them by virtue of this Act: Provided, that such Action or Actions shall be commenced within Fifteen Calendar Months after the Offence prosecuted for shall be alledged to have been committed: And in order to prevent vexatious Prosecutions, be it enacted, That in the Event of any such Actions being ill founded, the Judge before whom they may be brought, shall decern against the Pursuers thereof for the whole Charges necessarily incurred in defending such Actions.

Actions com-
petent to
Procurator
Fiscal.

XCV. And be it enacted, That it shall and may be lawful for the Procurator Fiscal of the said Barony to bring Actions before the said Baillies, and Execution shall pass at his Instance for Performance of the Obligations, and for levying and recovering the Penalties herein-specified.

Baillies may
decern sum-
marily for
Penalties.

XCVI. And be it further enacted, That it shall and may be lawful for the said Baillies, or any One of them, to decern in a summary Manner for the several Penalties, Damages, and Expences imposed by this Act, (the Manner of levying and recovering whereof is not herein particularly before described); and in case the Penalty and Forfeiture be not immediately paid, the said Baillies, or any One of them, where the Sum decerned for does not exceed Two Pounds Sterling shall and they are hereby empowered to commit the Person or Persons refusing or neglecting to pay the same, to Prison or Bridewell for any Time not exceeding Fourteen Days, unless such Penalties, Damages, and Expences, and the Charges incurred in levying and recovering the same; shall be sooner paid and satisfied.

Penalties
exceeding
2 l. Sterling.
to be reco-
vered by
Distress and
Sale.

XCVII. And be it further enacted, That where the Penalties, Forfeitures, Damages, and Expences decerned for shall exceed the Sum of Two Pounds Sterling, and where the Manner of levying and recovering the same is not herein-before pointed out, it shall and may be lawful for the said Baillies, or any one of them, upon Conviction of the Offender or Offenders, by their own Confession, or by legal Evidence, in case the Offender or Offenders shall not immediately pay the Sums decerned for, to cause the same to be recovered by Distress and Sale of the Offender or Offenders Goods and Effects, by a Warrant under the Hand of any of the said Baillies, and after deducting the Charges of such Distress and Sale, the Surplus, if any, shall be paid to such Offender or Offenders; and in case sufficient Goods and Effects shall not have been found, it shall be lawful for such Baillie to cause the said Offender or Offenders to be committed to the Common Gaol or Bridewell of the said Barony or

Work.

Workhouse aforesaid, therein to continue for a Space not exceeding Twenty Days, unless the Sums of Money so decerned for, and all reasonable Charges incurred, shall be sooner paid and satisfied.

XCVIII. And be it enacted, That the said Baillies shall and they are hereby empowered in all Cases to decern, not only for the Expence of any Works or Operations, or of any other Expences, Sums of Money, Damages, or Penalties, under the Authority of this Act, but also for the Costs of Suit.

Baillies may
decern for
Costs of Suit.

XCIX. And be it enacted, That it shall and may be lawful for the said Baillies, or any One of them, from Time to Time to mitigate and lessen any of the Forfeitures or Penalties incurred under this Act, to any Sum not less than One-Third of the said Forfeitures and Penalties, besides the Expences and Charges of suing for the same.

Power to
mitigate
Penalties.

C. And be it enacted, That the Whole of the pecuniary Penalties and Forfeitures herein-before authorized to be levied, shall, after deducting the necessary Charges of recovering the same, be paid to and make Part of the Funds to be applied, under the Direction of the said Commissioners, for the Purposes of this Act, excepting as herein specially before provided.

Penalties to
be applied to
the Purposes
of this Act.

CI. And be it enacted, That all Actions for recovering any of the Forfeitures and Penalties imposed by virtue of this Act, shall be commenced within the Space of Three Calendar Months from the Time the Facts by which they are incurred shall have been committed, and if not commenced within the aforesaid Space, the Person or Persons who shall have offended shall not be liable to be prosecuted thereafter.

Penalties to
be sued for
within Three
Months.

CII. And be it enacted, That no Action or Process shall be commenced against the said Commissioners, or any Person or Persons, for any Thing done in the Execution of this Act, after Three Calendar Months from the Time the Facts are discovered or known; and the Defender or Defenders in such Action or Process may produce this Act, and plead that the said Things were done by Authority and in virtue thereof, and if they shall appear so to be done, then and in that case the said Defender or Defenders shall be assailed from such Action or Process, and the Pursuer or Pursuers in such Action shall be found liable to pay the said Defender or Defenders the whole Expences of Process incurred by him or them.

No Action
to be com-
menced
against Com-
missioners
after Three
Months.

CIII. And be it further enacted, That if any Person or Persons shall think him, her, or themselves aggrieved by any Order or other Proceeding of the said Baillies, it shall only be lawful for him, her, or them, to appeal to the first Circuit Court of Justiciary to be held at *Glasgow* thereafter, and the Appellant or Appellants shall find Security, and observe the other Requisites of the Law relative to Appeals to that Court.

Appeal.

CIV. Provided always, and be it enacted, That nothing in this Act contained shall extend, or be construed to extend, to take away, abridge, or diminish any Rights, Privileges, Jurisdictions, or Powers, which now belong to and are enjoyed by the Magistrates and Town Council of the City of *Glasgow*, by the Sheriff and Justices of the Peace of the County of

Saving Clause
to Magistrates
of *Glasgow*,
Sheriff and
other Judges.

[Loc. & Per.]

8 K

Lanerk,

Lanerk, or by the said Baillies, or by the Baillie on the River and Firth of *Clyde*, in virtue of former Acts of Parliament, Royal Charters, or immemorial Usage, and particularly the Rights, Privileges, Jurisdictions, and Powers, which now belong to, and are enjoyed by the Magistrates and Town Council of the City of *Glasgow*, Baron and Superior of the said Barony, who shall have full Power to nominate and appoint the Baillies of the said Barony, the Clerks and Procurator Fiscal of the Courts of Bailliary and Justiciary in the said Barony, and the other Officers of the said Courts, in as full and ample a Manner as they did or could have done previous to the passing of this Act.

Expence of
this Act, &c.
how to be
paid.

CV. And be it enacted, That the Charges incurred in applying for and obtaining this Act, and in erecting and maintaining the aforesaid Bridewell or Workhouse, and other Buildings, with Interest from the respective Periods of advancing the same, shall be defrayed out of the Monies arising from the Assessments aforesaid, by equal Portions, during the Continuance of this Act.

Public Act.

CVI. And be it further enacted, That all Sheriffs, Justices of the Peace, Judges, and Magistrates, with their Officers, Messengers at Arms, and all other Officers and Executors of the Law whatsoever, are hereby required to be aiding and assisting in putting this Act into due and lawful Execution, and that this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

Continuance
of the Act.

CVII. And be it further enacted, That the several Parts of this Act which relate to the laying on and levying the Assessments herein-before directed, appointing a Master of Police, Officers, Clerks, Collectors, and Watchmen, dividing the Barony into Districts or Wards, and appointing Commissioners of the said Wards, shall continue in force for Fourteen Years from and after the passing thereof, and to the End of the then next Session of Parliament, and no longer, but that all the other Parts of this Act shall be perpetual.

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