



ANNO QUINTO

# GEORGII IV. REGIS.

\*\*\*\*\*

## Cap. cxi.

An Act for more effectually making and repairing the Road from the City of *Glasgow* to *Yoker Bridge*, and certain Roads communicating therewith.

[4th June 1824.]

**W**HEREAS an Act was passed in the Fourteenth Year of the Reign of His late Majesty, intituled *An Act to continue the Terms of Two Acts made in the Twenty-sixth and Twenty-seventh Years of the Reign of His late Majesty King George the Second, for repairing several Roads leading into the City of Glasgow, so far as the same relate to the Roads from the City of Glasgow to Yoker Bridge, to Renfrew Bridge, to the Three Mile House, to the Town of Airdrie, and from the Village of Gorbells to the Chapel of Cambuslang, in the Counties of Lanark and Renfrew:* 14G.3. c.105.  
And whereas an Act was passed in the Thirty-second Year of His late Majesty's Reign, intituled *An Act for enlarging the Term and Powers of an Act made in the Fourteenth Year of the Reign of His present Majesty, intituled 'An Act to continue the Term of Two Acts, made in the Twenty-sixth and Twenty-seventh Years of the Reign of His late Majesty King George the Second, for repairing several Roads leading into the City of Glasgow, so far as the same relate to the Roads from the City of Glasgow to Yoker Bridge, to Renfrew Bridge, to the Three Mile House, to the Town of Airdrie, and from the Village of Gorbals to the Chapel of Cambuslang, in the Counties of Lanark and Renfrew,' so far as the said Act relates to the Road from the City of Glasgow to Yoker Bridge; and for more effectually making, widening, repairing, and keeping in Repair* 32G.3. c.152.

[Local.]

29 E

the



*the said Road, and the Road of Communication between the said Road from Glasgow to Yoker Bridge, and the Canal from the Forth to the Clyde; whereby so much of the said first-recited Act as relates to the Road from the City of Glasgow to Yoker Bridge was continued for a further Term, and Power was given to repair the Road of Communication between the said Road from Glasgow to Yoker Bridge and the Canal from the Forth to the Clyde, from the Neighbourhood of Partick by Broomhill and Balsbagrie to the Drawbridge over the said Canal on the Temple Farm of Garscube, and thence by Anniesland and Scotstoun to the said Road from Glasgow to Yoker Bridge near to Blawarthill: And whereas an Act was passed in the Forty-third Year of His late*

43 G. 3. c. 36. *Majesty's Reign, intituled An Act for enlarging the Term and Powers of Two Acts, passed in the Fourteenth and Thirty-second Years of His present Majesty's Reign, for more effectually making and repairing the Road from the City of Glasgow to Yoker Bridge, and the Road of Communication between the same and the Canal from the Forth to the Clyde, whereby the Term and Powers of the said Two recited Acts were further enlarged and continued: And whereas, since the Date of the said last-recited Act, considerable Sums of Money have been borrowed on the Credit of the Tolls arising on the said Road from the City of Glasgow to Yoker Bridge, and on the Road of Communication between the said Road and the Canal from the Forth to the Clyde, and thence by Anniesland and Scotstoun near to Blawarthill, for the widening, levelling, and otherwise improving the said Roads, which cannot be repaid; and the said Roads cannot be properly amended and kept in repair, and the Improvement continued, unless Provision be made for these Purposes; and it is expedient that the said recited Acts should be repealed, and other Powers granted in lieu thereof: And whereas an Act was passed in the Fourth Year of the Reign*

4 G. 4. c. 49. *of His present Majesty, intituled An Act for regulating Turnpike Roads in that Part of Great Britain called Scotland: 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 said recited Acts of the Fourteenth, Thirty-second, and Forty-third Years of His said late Majesty, be and the same are hereby repealed.*

Appointment  
of Trustees.

II. And be it further enacted, That every Person who is at present or hereafter shall be in his own Right, or in the Right of his Wife, in the actual Possession and Enjoyment, as Proprietor of the *Dominium Utile* of Lands in the Barony Parish of *Glasgow* in the County of *Lanark*, or in the Parish of *Govan* in the said County of *Lanark*, or in the Parish of *Renfrew* in the County of *Renfrew*, or in the Parish of *Old Kilpatrick* in the County of *Dumbarton*, or in the Parish of *New Kilpatrick* in the said County of *Dumbarton*, valued in the Cess Books of the said respective Counties at One hundred Pounds Scots of valued Rent; and all and every the eldest Sons of such Persons, being the Heirs Apparent of such Property; and also the Sheriff Deputes of the said several Counties; and also *William Smith* Son of the late *Archibald Smith* of *Jordan Hill*, *Andrew Templeton* Banker, *William M'Tyer* Cordwainer, *Mungo Nutter Campbell* Merchant, *Andrew Buchanan* of *Ardennell*, *James Hamilton* of *Barnes*, *Archibald Campbell* of *Blythswood*, *James Dennistoun* of *Colgrain*, *Matthew Perston* of *Broomhill*, *Matthew Perston* younger of *Broomhill*, *John Hamilton*

of



of North Park, Archibald Hamilton younger of North Park, Richard Alexander Oswald of Auchencruive, Archibald Bogle of Gilmore Hill, Joshua Senior of Sandyford, James Buchanan of Dowanhill, Richard Dennistoun of Kelvingrove, James Dennistoun younger of Colgrain, Colin Dunlop Donald Writer in Glasgow, Jacob Dixon of Knightswood, and Robert Craig late Baker in Glasgow, shall be, and they are hereby nominated and appointed Trustees for surveying, making, amending, widening, repairing, and keeping in repair, and for causing to be surveyed, made, amended, widened, repaired, and kept in repair, the aforesaid Road leading from the City of Glasgow to Yoker Bridge, and also the Road of Communication between the said Road from Glasgow to Yoker Bridge, and the Canal from the Forth to the Clyde, from the Neighbourhood of Partick, by Broomhill and Balshagrie, to the Drawbridge over the said Canal on the Temple Farm of Gartcube, and thence by Anniesland and Scotstoun to the said Road from Glasgow to Yoker Bridge, near to Blawarthill; and for executing all the other Powers given and granted by this present Act, and by the said recited Act of the Fourth Year of the Reign of His present Majesty.

III. Provided always, and be it enacted, That no Person shall be capable of acting as a Trustee in the Execution of this Act, unless he shall be infest in the Property, or possessed, as Proprietor or Life-renter, of Lands valued in the Tax Roll for one or other of the said Counties of Lanark, Renfrew, or Dumbarton, to the Extent of One hundred Pounds Scots per Annum, (excepting the eldest Sons and Heirs Apparent of Persons who are so infest in Lands of the Extent and Valuation aforesaid), or unless the Trustee so appointed be possessed of a Personal Estate of the Value of Five hundred Pounds Sterling.

Qualification  
of Trustees.

IV. And be it further enacted, That the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained (save and except such Parts thereof as are expressly varied, altered, or repealed by this Act) shall be as good, valid, and effectual for carrying this Act into Execution as if the same had been repeated and re-enacted in the Body of this Act.

Powers of  
recited Act of  
4 G. 4. ex-  
tended to  
this Act.

V. Provided always, and be it further enacted, That the Clerks, Surveyors, Collectors, and all other Officers, save and except the Treasurer, who have been appointed under and employed in the Execution of the said Acts hereby repealed, shall respectively continue to exercise their Offices under this Act, until they shall respectively be displaced or removed by the Trustees hereby appointed, or be incapable of executing their Offices, and shall be subject to the like Rules and Regulations, and Pains and Penalties in all respects whatsoever, as if they had been appointed under or by virtue of this Act.

Former  
Officers to  
continue.

VI. Provided also, and be it further enacted, That it shall not be lawful for the said Trustees to continue or appoint any Person or Persons who may be appointed the Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk, or of his Partner, to be the Treasurer for the Purposes of this Act, or to continue or appoint any Person who has been or

Treasurer  
and Clerk not  
to be the  
same Person.

may



may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, to be the Clerk to the said Trustees; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk, or of his Partner, shall accept the Office of Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer, or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Trustees, other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds Sterling, to any Person or Persons who shall sue and prosecute for the same, to be recovered, with Expences, by summary Action in the Court of Session.

Turnpike  
Gates to be  
erected.

VII. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered to erect or cause to be erected a Gate or Gates, Turnpike or Turnpikes, in, upon, or across any Part or Parts of the said Roads from *Glasgow* to *Toker Bridge*, and Road of Communication respectively, or of any Lanes or Roads leading into or out of the same at their Junction therewith, and also such Number of Toll Houses, with proper Gardens adjacent to such Toll Houses as to them shall appear to be expedient, the Site of each such Toll House and Garden not exceeding One-fourth Part of an Acre, and from Time to Time to alter the Situation of such Gates or Turnpikes and Toll Houses and Gardens, as they shall think proper.

Meetings of  
Trustees,  
Three to be  
a Quorum.

VIII. And be it further enacted, That the said Trustees shall meet at *Glasgow* on the Third *Wednesday* after the passing of this Act, and proceed to put this Act into Execution; and at all General Meetings of the said Trustees, the Majority of Trustees present shall decide as to all Matters and Things to be done or ordered by the said Trustees in the Execution of the said recited Acts or of this Act, the whole Number present not being less than Three; and that at all such Meetings the said Trustees shall choose a Chairman, who, in case of Equality of Votes on any Occasion, shall, in addition to his own Vote, have the decisive or casting Vote.

Tolls to be  
taken at the  
Gates on the  
Roads herein  
mentioned.

IX. And be it further enacted, That from and after the passing of this Act, it shall and may be lawful to and for the said Trustees to demand, levy, and take, or cause to be demanded, levied, and taken, the Tolls and Duties following, before any Carriage, Cart, Horse, Mule, Ass, or other Cattle shall be permitted to pass through any Gate or Turnpike erected or to be erected upon or on the Sides of the said Road from the City of *Glasgow* to *Toker Bridge*, or the said Road of Communication between the said Road from *Glasgow* to *Toker Bridge* and the Canal from the *Forth* to the *Clyde*, and thence by *Anniesland* and *Scotstown* to near *Blawarthill*, or across any Lane or Way leading into the same respectively; that is to say,

For every Horse or Beast of Draught, if more than Five in Number, drawing any Coach, Barouche, Chariot, Landau, Berlin, Chaise, Calash,



Calash, Chair, Taxed Cart, Hearse, or other such Carriage, the Sum of Five-pence :

For every Horse or Beast of Draught, if not more than Five or less than Four, drawing any such Carriage, the Sum of Four-pence Halfpenny :

For every Horse or Beast of Draught, if not more or less than Three, drawing any such Carriage, the Sum of Five-pence :

For every Horse or Beast of Draught, if not more than Two, drawing any such Carriage, the Sum of Sixpence :

For every Horse, Ox, or Beast of Draught, exceeding Two in Number, drawing any Waggon, Wain, Cart, Sledge, or other such Carriage, the Sum of Sixpence :

For every Horse, Ox, or Beast of Draught, if not more or less than Two, drawing any Waggon, Wain, Cart, or other such Carriage, the Sum of Four-pence Halfpenny :

And where One Horse, Ox, or Beast of Draught is drawing any Waggon, Wain, Cart, or other such Carriage, the Sum of Three-pence :

For every Horse or Mule, laden or unladen, and not drawing in a Carriage, the Sum of One Penny Halfpenny Sterling :

For every Ass, laden or unladen, and not drawing in a Carriage, the Sum of One Penny Sterling :

For every Drove of Oxen or Neat Cattle, the Sum of Eight-pence Sterling *per* Score ; and so in proportion for any greater or lesser Number :

For every Drove of Horses or Fillies unshod, the Sum of Eight-pence Sterling *per* Score ; and so in proportion for any greater or lesser Number :

For every Drove of Calves, Sheep, Lambs, Hogs, or Goats, the Sum of Four-pence Sterling *per* Score ; and so in proportion for any greater or lesser Number :

Provided always, that only One Half of the aforesaid respective Tolls and Duties shall be levied for Carriages employed in carrying Dung or other Manure (except Lime) for Lands or Gardens.

X. And be it further enacted, That when any of the said Tolls shall have been paid for or in respect of any Horse, Cattle, or other Beast, at any Gate upon the said Roads, whether such Gate shall stand across or on the Side thereof, then and in such Case no Toll shall be demanded or taken for or in respect of the same Horse, Cattle, or other Beast, drawing or not drawing, at any other Gate or Turnpike on or across the said Roads, or the Sides thereof; and in no Case shall the Tolls hereby granted be demanded or taken more than Once on the same Day for the same Horse, Cattle, or other Beast, drawing or not drawing; but in each such Case the Collector or Collectors of the Tolls shall, on Receipt of such Toll, deliver *gratis*, to every Person requiring the same, a Ticket or Tickets denoting such Payment or respective Payments, which Ticket or Tickets shall be sufficient Evidence to all other Collectors on the said Roads of such Payment or respective Payments, and the Horse, Cattle, or other Beast, in respect of which such Payment or Payments was or were made, shall be allowed to pass and repass any Number of Times in the same Day, without any further Demand of Toll on that Account: Provided always, that nothing herein contained shall prevent or be construed to prevent the taking the Tolls hereby granted for any such Horse, Cattle,

[*Local.*]

Cattle,



Cattle, or other Beast for or in respect of which Toll has been already paid, as often as such Horse, Cattle, or other Beast shall pass or repass any of the said Gates, drawing or bearing any Cart, Carriage, Burden, or Fare, other than the Cart, Carriage, Burden, or Fare which such Horse, Cattle, or other Beast was drawing or bearing when Toll was before on the same Day paid in respect of such Horse, Cattle, or other Beast: Provided further, that a Pass Ticket delivered on the Payment of Toll at the Gate at *Anniesland*, or elsewhere upon the Road of Communication, shall in no Case exempt from the Tolls or Duties leviable at *Sandyford*, or any other Gate erected or to be erected on the Road leading direct to *Yoker Bridge*; and that a Pass Ticket delivered on the Payment of Toll at the Gate at *Sandyford*, or any other Gate erected or to be erected on the said Road to *Yoker Bridge*, shall not exempt from the Tolls or Duties leviable at *Anniesland*, or any other Gate erected or to be erected on the said Road of Communication; but that separate Tolls shall be payable upon each of the said Roads.

Rates to be paid for Carriages with Narrow Wheels carrying certain Weights.

XI. And whereas much Damage is done to the said Roads by Carriages carrying great Weights drawn upon Narrow Wheels, and it is reasonable that such Carriages should pay Toll in proportion to their Weight; be it therefore enacted, That the said Trustees shall and may, from and after the passing of this Act, levy or cause to be levied, demanded, and taken at the several Turnpike or Turnpikes, Gate or Gates, erected or to be erected across any of the aforesaid Roads, or on the Side or Sides of the same, before any Horse, Cattle, or other Beast drawing any Waggon, Wain, Cart, or other Carriage, the Fellies of the Wheels of which shall not be of a flat Surface, and measure Four Inches in Breadth at least, if One Horse, Cattle, or other Beast be drawing such Waggon, Wain, Cart, or other Carriage, and Six Inches, if Two or more Horses, Cattle, or other Beasts, be drawing the same, shall pass through such Turnpike or Turnpikes, Gate or Gates, the Weight of which Carriage, with the Burden or Loading therein, shall amount to Twenty Hundred Weight, and shall not amount to Twenty-five Hundred Weight, the Sum of Sixpence Sterling; and where the Weight of such Carriage, with the Burden or Loading therein shall amount to Twenty-five Hundred Weight, and shall not amount to Thirty Hundred Weight, the Sum of Nine-pence Sterling; and where the Weight of such Carriage, with the Burden or Loading therein, shall amount to Thirty Hundred Weight, and shall not amount to Thirty-five Hundred Weight, the Sum of One Shilling Sterling; and where the Weight of such Carriage, with the Burden or Loading therein, shall amount to Thirty-five Hundred Weight, or upwards, the Sum of One Shilling and Sixpence Sterling: Provided always, that only One-half of the aforesaid respective Tolls and Duties shall be levied for Carriages employed in carrying Dung or other Manure (except Lime) for Lands or Gardens.

Exemption to Broad-wheeled Carts, &c.

XII. And, to encourage the Use of Broad Wheels, be it enacted, That all Waggons, Wains, or Carts, the Fellies of the Wheels of which shall be of a flat Surface, and measure Four Inches in Breadth at least, if One Horse, Cattle, or other Beast be drawing the same, and Six Inches, if Two or more Horses, Cattle, or other Beasts be drawing the same, shall pass through all the Turnpikes or Gates erected or to be erected on the aforesaid Roads, upon Payment of the Sum of Two-pence Sterling; (and it shall



shall be in the Power of the said Trustees, or any Three or more of them, to grant such other Exemptions from Toll, in respect of Horses, Cattle, or other Beasts drawing Carts having Wheels of a greater Breadth than Four Inches, as to them shall appear expedient and proper); and all Carriages having Wheels of the above Description, employed in carrying Dung or other Manure (except Lime) for Lands or Gardens, shall pass Toll-free.

XIII. And be it further enacted, That from and after the passing of this Act, no Houses shall be built or rebuilt, or any Building erected within the Distance of Six Feet from the Sides of the said Roads, or the Footpaths on the Sides thereof, under the Penalty of Forty Shillings Sterling for every Offence, and the Expence of demolishing such House or Building; and any one Justice of the Peace of the County where such House or Building shall be situated is hereby authorized to stop the Erection of such Houses or Buildings, within the aforesaid Distance from the Sides of the said Roads or Footpaths; and if any House or Building shall be erected hereafter, whether upon an old or new Foundation, within the Distance aforesaid, any Two Justices of the Peace of the County where the said House or Building shall be situated, upon Application made to them by any one of the Trustees, and upon Proof being given that the said House or Building is within the Distance aforesaid, may order such House or Building to be pulled down and removed at the Expence of the Erecter, or of the Occupier of the Ground on which the same shall stand, and grant Warrant for levying the same, by Distress and Sale of the Offender's Effects, in the Manner prescribed by the said Act of the Fourth Year of His present Majesty's Reign.

Houses, &c. not to be built within Six Feet of the Sides of the Road.

XIV. And be it further enacted; That the said Tolls and Duties hereby granted and made payable, together with the Right of Property of and in every Gate or Turnpike, Toll House and Garden and Premises on the said Roads, or to be acquired by virtue of this Act, are and shall be vested in the said Trustees; and the said Tolls and Duties, and every Part thereof, shall be paid over and applied to and for the several Uses, Intents, and Purposes of this Act.

Tolls vested in Trustees.

XV. And be it further enacted, That all the Monies arising by virtue of this Act shall be applied, in the first place, towards the Expence of passing and procuring this present Act; in the second place, towards the making, completing, improving, maintaining, repairing, and keeping in repair the said Roads, and the Toll Houses and other Conveniences thereon; in the next place, towards the Payment of the Interest of the said Debt and of the Sums to be borrowed by virtue of this Act; and lastly, to the Repayment of the Principal Sums now due and to be borrowed, and to no other Use or Purpose whatsoever.

Application of the Tolls:

XVI. And be it further enacted, That the said Trustees may and shall, out of the Monies arising from the Tolls to be levied by them on the said Road from *Glasgow* to *Toker Bridge*, keep in repair that Part of the old Road from *Claystap* by the old Bridge of *Partick*, to the Junction of the same with the present Road at the *Brewsterburn*, near *Partick*.

Part of the old Roads may be kept in repair.

XVII. And whereas the said Roads, and the Causeways and Footpaths thereof, from their Vicinity to *Glasgow*, are frequently broken up for the Purpose

Persons breaking up the Roads or



Causeways to  
repair them.

Purpose of laying Pipes for Water and Gas, and other Purposes, and are not sufficiently repaired; be it therefore enacted, That if at any Time hereafter the said Roads, Causeways, and Footpaths, or any Part thereof, shall be opened up by any Person or Persons for the laying of Pipes for Water, Gas, or for any other Purpose whatever, and the same shall not be immediately thereafter repaired, renewed, and rendered completely sufficient and good by the Person or Persons breaking up the same, to the Satisfaction of the said Trustees or their Surveyor, then the said Trustees or their Surveyor shall have full Power, and they are hereby authorized to execute the necessary Repairs on the Part or Parts of the said Road or Footpaths so broken up, and to restore and render the same completely sufficient and good, and to charge the Expence thereof against the Person or Persons breaking up the same, which shall be ascertained by an Account under the Hands of the said Trustees, or their Quorum, or their Clerk or Surveyor; and if any Damage shall happen to the Public from the Operations of the Persons who shall break up the Roads, Causeways, and Footpaths as aforesaid, such Persons shall be solely liable for the same, and be obliged to relieve the said Trustees thereof and of all Expences attending the same; and such Expence or Damage shall and may be sued for and recovered at the Instance of the Trustees, or their Clerk, or of the Trustees, Commissioners, or other Persons having the Care and Management of the said Roads, Causeways, and Footpaths as aforesaid, in the same Way and by the like Process in and by which Persons prosecuting for any Expence, Toll Duty, Penalty, Forfeiture, or Fine, may prosecute and recover the same by the said recited Act of the Fourth Year of the Reign of His present Majesty.

Public Act.

XVIII. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

Commence-  
ment and  
Continuance  
of Act.

XIX. And be it further enacted, That this Act shall commence from and after the passing of the same, and shall continue from thenceforth during the Term of Twenty-one Years, and from thence to the End of the then next ensuing Session of Parliament.

---

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,  
Printers to the King's most Excellent Majesty. 1824.