



CHAPTER cx.

An Act to authorise the Glasgow Police Commissioners to reconstruct Glasgow Bridge and for other purposes. A.D. 1892

[20th June 1892.]

WHEREAS by the Glasgow Bridges &c. Act 1886 (hereinafter called the Act of 1886) the bridges over the River Clyde at Glasgow were vested in the magistrates and council of the city and Royal burgh of Glasgow acting under the Glasgow Police Acts 1866 to 1885 and the Roads and Bridges (Scotland) Act 1878:

And whereas it is expedient and will be for public advantage that the existing Glasgow Bridge should be taken down and a new and more commodious bridge erected in substitution therefor and that a temporary bridge should be erected for the accommodation of the traffic during the construction of such new bridge:

And whereas it is expedient that the sum of twenty-five thousand pounds received from the Caledonian Railway Company under the Caledonian Railway (Gordon Street Station Connecting Lines) Act 1875 (hereinafter called the Caledonian fund) and the accumulated interest thereon and all other moneys applicable to bridge purposes now in the hands of the Police Commissioners (hereinafter called the bridges fund) or such part thereof as may be required should be applied towards the purposes of this Act:

And whereas it is expedient that the Police Commissioners should be authorised to borrow further sums of money for the purposes of this Act:

And whereas plans and sections and amended plans and sections showing the lines and levels of the works authorised by this Act and also books of reference thereto respectively containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the principal sheriff clerk of the county of Lanark and such plans and sections and amended plans and sections and relative

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books of reference are hereinafter respectively referred to as the deposited plans sections and books of reference or the amended deposited plans sections and books of reference as the case may be:

And whereas the purposes of this Act cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen'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 as follows:—

Short title.

1. This Act may be cited as the Glasgow Bridge Act 1892 and the Glasgow Police Acts 1866 to 1891 and the Glasgow Bridges &c. Act 1886 and any other Acts passed or to be passed in the present session of Parliament relating to the Police Commissioners and this Act may be cited as the Glasgow Police Acts 1866 to 1892.

Incorporation of Acts.

2. The Lands Clauses Acts and so much of the Railways Clauses Consolidation (Scotland) Act 1845 as relates to roads and the temporary occupation of lands near the railway are (except where expressly varied by this Act) incorporated with and form part of this Act.

Interpretation.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction the expressions the promoters of the undertaking the Commissioners and the company mean respectively the Police Commissioners and the expressions the railway and the undertaking mean respectively the works by this Act authorised.

Further interpretation.

4. The following words and expressions in this Act have the meanings hereby assigned to them (that is to say):—

The city means the city and Royal burgh of Glasgow;

The Police Commissioners means the Glasgow Police Commissioners acting under the Glasgow Police Acts 1866 to 1891

The Glasgow Bridges &c. Act 1886 and the Roads and Bridges (Scotland) Act 1878;

The water commissioners means the commissioners acting under the Glasgow Corporation Waterworks Acts 1855 to 1885;

The gas commissioners means the lord provost magistrates and council of the city and Royal burgh of Glasgow acting in the execution of the Glasgow Corporation Gas Acts 1869 to 1891;

The Glasgow Bridge means the new bridge by this Act authorised to be constructed; A.D. 1892.

The temporary bridge means the temporary bridge by this Act authorised to be constructed; and

The Clyde trustees means the trustees of the Clyde Navigation incorporated under the Clyde Navigation Consolidation Act 1858.

5. The twelfth and thirteenth sections of the Harbours Docks and Piers Clauses Act 1847 are incorporated with and form part of this Act and in construing the said sections as incorporated with this Act the expression harbour dock or pier used in that Act means the works by this Act authorised.

Incorporation of sections 12 and 13 of the Harbours Docks and Piers Clauses Act 1847.

6. Subject to the provisions of this Act the Police Commissioners may make and maintain in the lines and according to the levels shown on the deposited plans and sections and on the amended deposited plans and sections the Glasgow Bridge and tramways thereon the temporary bridge and tramways thereon and other works and conveniences connected therewith respectively and may enter upon take and use such of the lands delineated on the said plans and described in the deposited books of reference and amended deposited books of reference as may be required for that purpose or for any purposes connected therewith. Provided always that if and in so far as the works shown on the amended deposited plans and sections vary from the works shown on the deposited plans and sections the amended deposited plans and sections shall prevail. The works hereinbefore referred to and authorised by this Act are—

Power to reconstruct Glasgow Bridge.

- (A) To take down and remove the existing bridge over the River Clyde commonly called Glasgow Bridge in the city which extends from the south end of Jamaica Street in the city parish of Glasgow to the north end of Bridge Street in the parish of Govan and to remove the tramways on the said bridge and on the approaches thereto and in lieu thereof to make construct and maintain a new bridge over the River Clyde with a double line of tramway thereon connecting with the existing tramways on either side of such new bridge of the gauge of 4 feet $7\frac{3}{4}$ inches to be worked by animal mechanical electric or other power commencing by a junction with the existing tramway in Jamaica Street at a point 50 yards or thereabouts measured in a northerly direction from the face of the north abutment of the existing Glasgow Bridge and terminating in Bridge Street by a junction with the existing tramway at a point 50 yards or thereabouts measured in a southerly direction from the face of the south abutment of the existing Glasgow Bridge and to

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make and maintain such streets roads and approaches to the said new bridge or such alteration or deviation of streets roads or approaches tramways and other works in connection with the same as may be necessary or expedient ;

(B) To erect a temporary or service bridge over the said River Clyde with the necessary approaches near to and on the east of the existing Glasgow Bridge and extending from a point on the south side of Great Clyde Street in the city parish of Glasgow 40 yards or thereabouts measured in an easterly direction from the centre of the north end of the said existing bridge to and terminating at a point on the north side of Carlton Place in the parish of Govan 40 yards or thereabouts measured in an easterly direction from the centre of the south end of the said existing bridge and to maintain and keep open for the use of the public the said temporary or service bridge during the taking down of the existing bridge and the construction of the new bridge ;

(C) To make and maintain until the completion of the new bridge a double line of temporary tramway of the gauge of 4 feet $7\frac{3}{4}$ inches to be worked by animal mechanical electric or other power commencing by a junction with the existing tramway in Jamaica Street at a point 50 yards or thereabouts measured in a northerly direction from the face of the north abutment of the existing Glasgow Bridge and thence passing in an easterly direction along Great Clyde Street thence running southward and passing along the temporary bridge thence running westward into and passing in a westerly direction along Carlton Place and thence running in a southerly direction into Bridge Street and terminating in that street by a junction with the existing tramway at a point 50 yards or thereabouts measured in a southerly direction from the face of the south abutment of the existing Glasgow Bridge :

All of which works will be wholly situate in the city and Royal burgh of Glasgow the city parish of Glasgow and parish of Govan and county of Lanark.

Power to
make sub-
sidiary
works.

7. For the purposes of the works by this Act authorised the Police Commissioners may also alter the levels of the existing roadways and approaches to the Glasgow Bridge and the temporary bridge and the tramways thereon and may make and maintain new approaches to and ways from and out of such bridges or such alterations or deviations of approaches or other works in connection with the same respectively as may be necessary or expedient and may make and maintain all such temporary approaches landing-places and works as shall be necessary therefor.

8. The Police Commissioners may in addition to the land required for the works hereinbefore described and authorised enter upon take and use for the purpose of securing the amenity of the Glasgow Bridge and other purposes the lands or some part thereof delineated on the deposited plans and described in the deposited books of reference (that is to say) Certain lands in the parish of Govan and the city forming or adjoining the south bank of the River Clyde between Glasgow Bridge and the South Portland Street Suspension Bridge.

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Additional
lands.

9. If there be any omission mis-statement or wrong description of any lands or of the owners lessees or occupiers of any lands shown on the deposited plans or on the amended deposited plans or specified in the deposited or amended deposited books of reference the Police Commissioners after giving ten days' notice to the owners lessees and occupiers of the lands in question may apply to the sheriff for the correction thereof and if it appears to such sheriff that the omission mis-statement or wrong description arose from mistake he shall certify the same accordingly and he shall in his certificate state the particulars of the omission and in what respect any such matter is mis-stated or wrongly described and such certificate shall be deposited with the principal sheriff clerk of the county of Lanark and with the session clerks of the several parishes and with the town clerk of the city and shall be kept by such sheriff clerk session clerks and town clerk respectively with the other documents to which the same relates and thereupon the deposited plans and books of reference and the amended deposited plans and books of reference shall be deemed to be corrected according to such certificate and the Police Commissioners may enter upon take and use the lands and execute the works in accordance with such certificate.

Correction
of errors in
deposited
plans and
books of
reference.

10. In the construction of the Glasgow Bridge and the temporary bridge and the other works by this Act authorised the Police Commissioners may deviate from the lines dimensions and spans thereof shown on the deposited plans and the amended deposited plans in such manner and to such extent only as to enable them to carry out the provisions of the section of this Act the marginal note of which is "For the protection of the Clyde trustees" and they may deviate from the levels shown on the deposited sections and amended deposited sections to any extent not exceeding two feet upwards.

Limits of
lateral and
vertical
deviation.

11. The powers of the Police Commissioners for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Period for
compulsory
purchase.

The Police Commissioners may for the purposes of this Act temporarily take and use the roadway pavement or footway of any public street road or lane shown on the deposited plans and described in the deposited books of reference.

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Period for
completion
of works.

12. If the works authorised by this Act are not completed within seven years from the passing of this Act then on the expiration of that period the powers by this Act granted for making and completing such works or otherwise in relation thereto shall cease except as to so much thereof as is then completed.

Power to take
easements
&c. by agree-
ment.

13. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Police Commissioners any easement or servitude right or privilege required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges or feu duties so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements or servitudes rights or privileges as aforesaid respectively.

For the pro-
tection of
the Clyde
trustees.

14. For the protection of the Clyde trustees the following provisions shall have effect:—

- (1) The Glasgow Bridge shall be constructed of a width of 100 feet between the parapets and of four arches. The two side arches shall be 88 feet and the two centre arches 92 feet 6 inches clear span. The centre of the mid pier of the bridge shall be in line with the centre of the centre opening of the Caledonian Railway viaduct across the River Clyde leading to the Central Station Glasgow. The maximum headway under the two side arches shall be not less than 15 feet 8 inches and under the two centre arches not less than 18 feet above high-water level of ordinary spring tides which level is hereby declared to be 18 feet below the soffit of the eastmost keystone of the centre arch of the existing Glasgow Bridge. The bridge shall be constructed in such line within the limits of deviation shown on the amended deposited plans as shall be agreed upon by the convener for the time being of the statute labour committee of the Police Commissioners and the deputy chairman for the time being of the Clyde trustees;
- (2) The temporary bridge shall be constructed on the lines shown on the deposited plans with openings of such respective spans and headways for river traffic as shall be agreed upon by the respective engineers for the time being of the Police Commissioners and of the Clyde trustees or in case of difference between them as shall be fixed by a neutral engineer appointed as hereinafter provided;
- (3) Plans and specifications of all the works and operations of the Police Commissioners authorised and proposed as aforesaid to be executed on the River Clyde or on the property of the Clyde trustees including all temporary works shall from time to time

be submitted to the Clyde trustees at least two weeks before commencing the operations and so far as such works and operations affect the harbour or the navigation of the River Clyde they shall be carried on at the sight and to the reasonable satisfaction of the engineer for the time being of the Clyde trustees and in such manner as to preserve open the navigation to and from the upper harbour of Glasgow so far as practicable consistently with the carrying out of such works and operations ;

- (4) After the completion of the works and operations by this Act authorised the Police Commissioners shall to the reasonable satisfaction of the engineer for the time being of the Clyde trustees rebuild and restore to the like condition as at present all the quays sheds landing-stages quay stairs gas and water pipes and other property and appliances of the Clyde trustees which may have been removed or affected by or in consequence of such works or operations except in so far as the site of the same may be occupied by the site of Glasgow Bridge as rebuilt or as compensation may have been paid in respect thereof ;
- (5) While the works and operations by this Act authorised are in progress the Police Commissioners shall take all necessary and proper measures for placing and maintaining lights perches buoys or other marks upon or near the piers and cutwaters of the respective bridges and upon or near any temporary erections or appliances which they may place in or above the waterway of the River Clyde and for giving due notice of any obstruction danger or interruption which may be occasioned by their works or operations to the free passage of vessels approaching or passing under any of the bridges and for efficiently lighting the arches or openings under the respective bridges and in the event of their failing or neglecting to comply with these provisions or any of them the Police Commissioners shall be responsible for any loss or damage which may be occasioned through such failure or neglect ;
- (6) Any difference which may occur between the Police Commissioners and the Clyde trustees or their respective engineers under the provisions of this Act (except as herein otherwise specially provided for) shall be submitted to and determined by a neutral engineer agreed on by the parties or named by the sheriff of Lanarkshire on the application of either party ;
- (7) The Clyde trustees shall not incur or be under any obligation or responsibility whatever in respect of the operations and works of the Police Commissioners whether these shall be approved of by them or not and the Police Commissioners shall

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indemnify free and relieve the Clyde trustees of all claims for loss or damage of every description (if any) which may arise or be made against the Clyde trustees in connection with such operations and works;

- (8) All questions as to what compensation shall be payable by the Police Commissioners to the Clyde trustees in respect of lands taken and of the right servitude and privilege of using the lands and quays belonging to the Clyde trustees required for the extension of the site of the Glasgow Bridge and generally in respect of all claims for damage to and interruption of the navigation traffic and works of the Clyde trustees removal and alteration of quays sheds landing-stages loss of revenue and otherwise caused by the execution of the works and operations authorised as aforesaid shall from time to time be determined by John Ure merchant Glasgow arbiter nominated by the Clyde trustees whom failing by any other member of the Clyde trustees for the time being to be nominated by them and Thomas Cumming merchant Glasgow arbiter nominated by the Police Commissioners whom failing by any other member of the statute labour committee of the Police Commissioners for the time being to be nominated by them and in the event of the said arbiters differing in opinion by any oversman whom they may appoint Provided always that in determining such compensation the said arbiters or oversman shall consider the questions submitted on their merits in a just fair and equitable manner and not upon strictly legal grounds and that they or he shall take into account whatever obligation (if any) may have been undertaken by the Clyde trustees to give any portion of the lands required for widening Glasgow Bridge without payment and whatever consideration (if any) may have already been given to them in respect of widening Glasgow Bridge and that the total amount of such compensation shall not exceed the sum of ten thousand pounds.

Confirming
scheduled
agreement
with burgh
of Rutherglen.

15. The agreement made between the Police Commissioners of the first part and the provost magistrates and town council of the Royal burgh of Rutherglen of the second part as set forth in the schedule to this Act is hereby confirmed and made binding on the parties thereto But nothing contained in the said agreement shall prejudice or affect the Clyde trustees.

Purchase of
additional
land.

16. The Police Commissioners may from time to time for the purposes of this Act and for securing the amenity of Glasgow Bridge acquire by agreement or feu any quantity of land not exceeding in the whole two acres but nothing in this Act shall exempt those Commissioners from any action or other proceeding

for nuisance in the event of any nuisance being caused by them upon any land taken under the powers of this section. A.D. 1892.

17. Notwithstanding anything contained in the Caledonian Railway (Gordon Street Station Connecting Lines) Act 1875 and the Glasgow Bridges &c. Act 1886 the Police Commissioners may apply the Caledonian fund and the bridges fund in and towards defraying the expense of the works by this Act authorised. Appropriation of funds.

18. The Police Commissioners and the water commissioners and the gas commissioners may from time to time enter into and carry into effect rescind and renew contracts agreements and arrangements with reference to the carrying of the water mains and other pipes of the water commissioners and the gas and electric mains and other pipes of the gas commissioners across the Glasgow Bridge and the temporary bridge or either of them and to the payments or other consideration to be made therefor by the water commissioners and the gas commissioners to the Police Commissioners. Power to water and gas commissioners to agree as to laying mains and pipes across Glasgow bridges.

19. And whereas the water commissioners and the gas commissioners have at present certain mains and pipes laid under the footpaths of the existing Glasgow Bridge for the purpose of supplying water and gas to the inhabitants of the districts on the south side of the River Clyde And whereas those mains and pipes will require to be removed to admit of the said bridge being constructed as by this Act provided Therefore the Police Commissioners shall in the construction of the Glasgow Bridge and temporary bridge authorised by this Act provide sufficient space so that two twenty-four inch and two eighteen inch water main pipes and two twenty-four inch gas main pipes may be laid upon the new bridge and the temporary bridge and the new bridge and the temporary bridge shall be constructed so that the water commissioners and gas commissioners may at their own expense be able sufficiently to protect the said main pipes from the effects or influence of the weather and so that they may at all times have proper means of access to such main pipes or any of them for the purpose of inspecting altering repairing or renewing the same. For the protection of the water and gas commissioners.

20. From and after the completion of the temporary tramway by this Act authorised such tramway shall for all purposes be and be deemed a part of the tramway undertaking of the corporation and the corporation and their lessees shall be subject to all the rights duties and liabilities affecting the tramways of the corporation in respect of the temporary tramway as if the same had been authorised by the Acts relating to the Glasgow tramways and had been included in the existing lease by the corporation to the Glasgow Tramway and Omnibus Company Limited and from and Temporary and new tramway to be part of tramway undertaking of corporation.

A.D. 1892. after the completion of the new tramway by this Act authorised the temporary tramway shall be discontinued and removed and the new tramway shall thenceforward in like manner be and be deemed for all purposes part of the tramway undertaking of the corporation Provided that the amount payable by the said tramway and omnibus company to the corporation under the provisions of the existing lease shall continue to be payable as if the tramway on the present Glasgow Bridge remained during the currency of the lease and that no additional payments shall be made by the said company in respect of the temporary or of the new tramway by this Act authorised.

Power to light and cleanse bridges partly within and partly without the city.

21. The Police Commissioners and the county councils of Lanarkshire and Renfrewshire and the town council of the Royal burgh of Rutherglen and any other road or local authority interested therein may enter into agreements for the lighting and cleansing of the bridges over the River Clyde known as Rutherglen Bridge and Dalmarnock Bridge and any other bridges which may be situate partly within the city and partly within the jurisdiction of any other road or local authority and such county councils and Royal burgh and road or local authority may contribute towards the cost of such lighting and cleansing.

Regulating traffic on Glasgow bridges.

22. The Police Commissioners may from time to time make such byelaws as they think fit with respect to—

- (1) The weight of heavy loads and of waggons trucks engines and other vehicles and machinery conveying the same over the Glasgow Bridge and the temporary bridge and for prohibiting the conveyance across the said bridges of loads exceeding a weight to be specified in such byelaws ; and
- (2) The conduct and regulation of the traffic on the Glasgow Bridge and the temporary bridge and on the approaches thereto :

And the Police Commissioners may by such byelaws fix a pecuniary penalty for the breach thereof not exceeding for each offence the sum of five pounds Provided always that such byelaws shall not be repugnant to the law of Scotland and shall be authenticated confirmed and published and such penalties may be enforced in the manner provided by the Glasgow Police Acts 1866 to 1891 for the authentication confirmation and publication of byelaws and the recovery of penalties for the breach of byelaws Provided also that such byelaws shall be so framed as to allow the magistrate before whom any penalty imposed thereby is sought to be recovered to order the whole or part only of such penalty to be paid or to remit the whole penalty.

23. The powers to levy assessments and to borrow and re-borrow money conferred by the Roads and Bridges (Scotland) Act 1878 shall apply to the works authorised by this Act in the same way as if those works were executed under the powers of that Act.

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Power to borrow on mortgage.

24. The Police Commissioners shall not under the powers of this Act without the consent of the Secretary for Scotland take ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

Restriction on taking houses of labouring class.

For the purposes of this section the expression "labouring class" means and includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any such persons who may be residing with them.

25. Nothing in this Act shall authorise the Police Commissioners to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exercisable by the Queen's Majesty Her heirs or successors.

Saving rights of the Crown in the fore-shore.

26. The Police Commissioners shall not construct on the shore of the sea or of any creek bay arm of the sea or navigable river communicating therewith where and so far up the same as the tide flows and reflows any work without the previous consent of the Board of Trade to be signified in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of such approval being signified as last aforesaid and where any such work may have been constructed the Police Commissioners shall not at any time alter or extend the same without obtaining previously to making any such alteration or extension the like consents or approvals. If any such work be commenced or completed contrary to the provisions of this Act the Board of Trade may abate and remove the

Works below high-water mark not to be commenced without consent of Board of Trade.

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Survey of works by Board of Trade.

27. If at any time the Board of Trade deems it expedient for the purposes of this Act to order a survey and examination of a work constructed by the Police Commissioners on in over through or across tidal lands or tidal water or of the intended site of any such work the Police Commissioners shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the Police Commissioners to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the Police Commissioners.

Abatement of work abandoned or decayed.

28. If a work constructed by the Police Commissioners on in over through or across tidal lands or tidal water is abandoned or suffered to fall into decay the Board of Trade may abate and remove the work or any part of it and restore the site thereof to its former condition at the expense of the Police Commissioners and the amount of such expense shall be a debt due from the Police Commissioners to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the Police Commissioners.

Costs of Act.

29. The costs charges and expenses of and incident to the preparing for obtaining and passing this Act or otherwise in relation thereto shall be paid by the Police Commissioners out of the assessments levied by them under the Roads and Bridges (Scotland) Act 1878.

The SCHEDULE referred to in the foregoing Act.

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MEMORANDUM OF AGREEMENT between the Glasgow Police Commissioners of the first part and the Provost Magistrates and Town Council of the Royal burgh of Rutherglen of the second part.

Subject to the powers and provisions of the Glasgow Bridge Act 1892 it is agreed between the parties of the first and second parts as follows videlicet:—

1. In the construction of the new and temporary bridges proposed to be erected under the powers conferred by the said Act free and unobstructed passage up and down the river shall be reserved as hereinafter provided.

2. The new bridge shall be constructed with the spans and headways defined in the section of the said Act the marginal reference whereof is "For the protection of the Clyde trustees."

3. The piers of the temporary bridge shall be placed in such line as that there shall at all times be a continuous straight and clear waterway through one or other of the openings in that bridge down to and through the railway bridge of not less than 55 feet span Further there shall be a clear headway through three of the said openings of not less than 13 feet above high-water mark in ordinary spring tides for a space of 30 feet in the centre and of 10 feet in the remainder of said openings There shall also be a depth of water under such openings of not less than 10 feet at low water.

4. In removing the old bridge the right of free navigation up and down the river shall not be stopped.

5. Should the first party at any time intimate to the town clerk of Rutherglen that it is not safe or proper for any ship or boat to be taken up or down the river during the construction of the works no ship or boat shall be taken up or down after such notice for such time as may be therein specified but the second party and also their tenants or lessees shall be entitled to compensation as hereinafter mentioned for any loss of whatever kind which such stoppage of ships or boats may occasion to them or any of them.

6. At least seven days' notice shall be given by the town clerk of Rutherglen or by the tenants of the second party to the clerk of the first party previous to any ship or boat being taken up or down the river during the construction of the said works and such ship or boat shall be taken up or down as soon thereafter as may be practicable by the second party or their tenants or lessees.

7. The Police Commissioners shall indemnify free and relieve the Corporation of Rutherglen and their lessees and tenants of all claims for loss or damage of every description (if any) which they may sustain or which may arise or be made against them or any of them in connection with any stoppage of the right of free navigation up and down the river caused by the operations and works authorised by the said Act and all questions as to what compensation (if any) shall be payable by the Police Commissioners under this agreement shall from time to time be determined by Robert Simpson Murray banker Rutherglen arbiter nominated by the corporation of Rutherglen whom failing by any other person to be nominated by them and Thomas Cumming merchant Glasgow

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arbitrer nominated by the Police Commissioners whom failing by any other person to be nominated by them and in the event of the said arbiters differing in opinion by any oversman whom they may appoint Provided always that in fixing such compensation the arbiters or oversman shall consider the questions submitted on their merits in a just fair and equitable manner and not upon strictly legal grounds.

8. This agreement is subject to the sanction of Parliament but if any material alteration is made therein it shall be competent to either party to withdraw from it.

9. In witness whereof the above agreement is subscribed by David Richmond Thomas Cumming and John McFarlane three of the Glasgow Police Commissioners by and on behalf of those Commissioners and by Robert Lang and Joseph Shaughnessy two members of the town council of Rutherglen and George Gray their clerk at Westminster on the thirty-first day of March one thousand eight hundred and ninety-two before these witnesses William Johnstone and John Bowers both writers in Glasgow.

W. JOHNSTONE Witness

JOHN BOWERS Witness.

ROBERT LANG.

JOS. SHAUGHNESSY.

GEO. GRAY.

DAVID RICHMOND.

THOMAS CUMMING.

JOHN MCFARLANE.

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