



ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

Cap. x.

An Act to amend and extend the Powers of an Act for recovering, draining, and preserving certain Lands, and for better supplying with Water the Mills, Manufactories, and other Works situated on the River *Leven* in the Counties of *Kinross* and *Fife*.

[30th July 1831.]

WHEREAS an Act was passed in the Seventh and Eighth Years of His late Majesty King George the Fourth, intituled *An Act for recovering, draining, and preserving certain Lands in the Parishes of Kinross, Orwell, and Portmoak in the County of Kinross, and in the Parishes of Ballingry and Auchterderran and Kinglassie in the County of Fife; and for better supplying with Water the Mills, Manufactories, Bleachfields, and other Works situated on or near the River Leven in the said County of Fife; whereby Power was given to the Commissioner therein named, and his Successors in Office, to make a new Cut or Channel for the said River Leven, and to construct Spillwaters, Sluices, and other necessary Works, and for defraying the Expences thereof to raise the Sum of Twenty thousand Pounds in manner therein mentioned: And whereas great Progress has been made in completing the said new Cut or Channel, Sluices and other Works therewith connected; but owing to an unexpected Increase in the Expence of the Operations beyond the original Estimates thereof, and the extra additional Works found necessary in the Progress of the Undertaking, as well as of the Damages incurred and other unforeseen*

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c. 105.

[*Local.*]

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Circum-

Provisions of
former Act
extended to
this.

Circumstances, the total Expence has exceeded the Sum originally contemplated and authorized by the foresaid Act to be raised and borrowed ; and it is necessary that a further Sum of Money should be raised for the Purpose of discharging the Obligations already contracted in the Execution of the said Works, and for carrying into full Effect the Objects of the said Act ; but the same cannot be accomplished without the Aid and Authority of Parliament : 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 Act, and all the Powers, Provisions, Authorities, Regulations, Matters, and Things therein contained, (except in so far as the same are hereby altered, varied, or repealed,) shall continue in full Force and Effect, and shall be as good, valid, and effectual for carrying this Act into execution as if the same had been repeated in the Body of this Act.

Additional
Sum to be
raised.

II. And be it further enacted, That it shall and may be lawful for *James Jardine* Esquire, the Commissioner acting under the Authority of the said Act, or his Successors in Office, and he or they is or are hereby authorized and empowered, to raise by Assessment or Assessments a further Sum not exceeding Twelve thousand Pounds, and also the legal Interest of the whole Sums, as well the original Sum of Twenty thousand Pounds authorized by the former Act as the Sum to be raised as aforesaid under the Authority of this present Act, and which Interest shall be reckoned, computed, and assessed from the First Day of *January* One thousand eight hundred and thirty-one, whatever may be the Date of fixing the Assessment or Assessments ; which Sum so to be raised shall be applied in discharging the existing Debts and paying the future Expences necessary for completing the Undertaking, and shall be raised and expended in the Manner and under the Provisions of the said recited Act and this Act.

Expences
may be
levied by
One or more
Assessments.

III. And be it further enacted, That in order to remedy the Inconvenience which is expected to arise from the Commissioner being only authorized to raise Money for defraying the Expences incurred in the Execution of the said recited Act, by One Assessment to be levied after the Works thereby authorized to be made are completed, it shall be lawful for the said Commissioner and his Successors in Office, as soon after the passing of this Act as it shall appear to him to be possible to obtain a fair Appreciation of the Effects to be produced by the said Works on the Lands, Falls, and Uses appointed to be surveyed and valued by the said recited Act, and although the said Works shall not then be fully completed, to levy by One or more Assessments such a Sum of Money as he shall fix and determine has at the Time been expended in the Execution of the said recited Act and of this Act, and the said Commissioner or his Successors in Office shall, as soon as conveniently may be after the said Works are fully completed, fix and determine in the Manner directed by the said recited Act what Sum it is necessary (after deducting the Sums previously raised by Assessment) to levy by Assessment for the Purpose of defraying in full the Expences incurred, and Money expended under the Authority of the said recited Act and this Act, which Sum it shall be lawful to the said Commissioner and his Successors in Office to levy accordingly :

accordingly : Provided always, that the Sum or Sums of Money to be levied by Assessment as aforesaid shall not in the Whole exceed the Sum of Thirty-two thousand Pounds, with Interest to be computed as aforesaid from the said First Day of *January* last, and that the Commissioner shall proceed in ascertaining, apportioning, and recovering the same in the Manner pointed out by the said recited Act, or as near thereto as the Circumstances of the Case will permit.

IV. And be it further enacted, That in case it shall for the Purposes of the said Act be found necessary to borrow any Sum or Sums of Money on the Security of the said additional Assessments hereby authorized, it shall be lawful for the said Commissioner and his Successors in Office, and he or they is or are hereby authorized to borrow and take up at Interest, and on the Security of the Sums hereby authorized to be raised by Assessment, such Sum or Sums as he may require, not exceeding the said Sum of Twelve thousand Pounds, for the Purposes aforesaid, and in the Way and Manner pointed out by the foresaid Act.

Power to
borrow on
Security of
Assessments.

V. And be it further enacted, That the Expence of passing this Act shall be defrayed from the Funds to be raised under its Authority.

Expence of
Act.

VI. And be it further enacted, 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 of the Peace, and others, without being specially pleaded.

Public Act.

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Printers to the King's most Excellent Majesty. 1831.

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1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.