



CHAPTER xxxix

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act, 1936, relating to Glasgow Corporation:

[3rd August, 1961.]

WHEREAS the Provisional Order set forth in the schedule hereunto annexed has been made by the Secretary of State under the provisions of the Private Legislation Procedure (Scotland) Act, 1936, and it is requisite that the said Order should be confirmed by Parliament:

Be it therefore 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:—

1. The Provisional Order contained in the schedule hereunto annexed is hereby confirmed. Confirmation of Order in schedule.
2. This Act may be cited as the Glasgow Corporation Order Confirmation Act, 1961. Short title.

SCHEDULE

GLASGOW CORPORATION

Provisional Order to extend the time for the compulsory purchase of lands for the construction of the sewers authorised by the Glasgow Corporation Sewage Order 1950 and by the Glasgow Corporation Order 1953; to revive the powers of the Corporation of the City of Glasgow for the compulsory acquisition of certain lands and to authorise the shutting up of a portion of Ferryden Street in the city and royal burgh of Glasgow; to confer powers on the Corporation and to make provision with respect to certain public halls vested in the Corporation; to enact provisions with respect to the finances of the city; and for other purposes.

Whereas it was provided by section 6 of the Glasgow Corporation Sewage Order 1950 and by section 6 of the Glasgow Corporation Order 1953 that the powers granted by the said Orders for the compulsory purchase of lands for the construction of the sewers authorised by the said Orders respectively should cease on the thirty-first day of December nineteen hundred and fifty-three and the thirty-first day of December nineteen hundred and fifty-five respectively, and the said periods were subsequently extended until the thirty-first day of December nineteen hundred and sixty, and it is expedient that the said periods should be further extended as provided in this Order:

And whereas by the Glasgow Corporation Order 1948 (hereinafter referred to as the "Order of 1948") the Corporation of the city and royal burgh of Glasgow (hereinafter called "the Corporation" and "the city" respectively) were authorised to acquire lands and to construct tunnels under the river Clyde between Linthouse and Whiteinch in the city together with approaches thereto and other relative works and the Corporation have, in the exercise of the powers conferred on them by the Order of 1948, acquired certain of the said lands and the construction of the works authorised by the Order of 1948 is in progress:

And whereas it is expedient in connection with the said works that certain further lands, which the Corporation were authorised to acquire pursuant to the Order of 1948, should now be acquired but the time limited by the Order of 1948 (as subsequently extended by the Glasgow Corporation Order 1952 and by the Glasgow Corporation (Extension of Time) Order 1955) has expired:

And whereas it is expedient that the powers of the Corporation under the Order of 1948 for the compulsory acquisition of the said lands should be revived as provided in this Order:

And whereas the Corporation were by the Order of 1948 authorised to stop up a portion of Ferryden Street and it is expedient that the Corporation should be authorised to stop up a further portion of the said street as provided in this Order:

And whereas certain public halls in the city are vested in and maintained by the Corporation and it is expedient that the provisions contained in this Order with respect to the said public halls should be enacted:

And whereas it is expedient that the Corporation should be authorised to pay out of the burgh fund of the city certain expenses connected with the provision of public entertainments, official visits, and other matters and to contribute towards certain other expenses specified in this Order:

And whereas it is expedient that the provisions contained in this Order with respect to the town clerk's fee fund established pursuant to the provisions of section 17 of the Glasgow Corporation and Police Act 1895 should be enacted:

And whereas it is expedient to amend section 48 of the Glasgow Police Act 1866, as amended by section 7 of the Glasgow Corporation Order 1919, with respect to the deduction from rates to which the trustees of the Clyde Navigation are entitled pursuant to the said sections:

And whereas it is expedient that the further provisions contained in this Order should be enacted:

And whereas a plan showing the lands, powers for the compulsory acquisition or use of which are revived by this Order, and also showing the portion of Ferryden Street authorised to be stopped up in pursuance of this Order, together with a book of reference to the said plan, containing the names of the owners and lessees, or reputed owners and lessees, and of the occupiers of all such lands has been deposited with the sheriff-clerk of the county of Lanark and with the town clerk of the city and the said plan is hereinafter referred to as the deposited plan:

And whereas the purposes aforesaid cannot be effected without an Order confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act, 1936:

Now therefore in pursuance of the powers contained in the last-mentioned Act the Secretary of State orders as follows:—

1.—(1) This Order may be cited as the Glasgow Corporation Order, 1961. Short title and citations.

(2) This Order and the Glasgow Sewage Acts 1935 to 1959 may be cited together as the Glasgow Sewage Acts, 1935 to 1961.

(3) This Order and the Glasgow Corporation Acts 1855 to 1960 may be cited together as the Glasgow Corporation Acts, 1855 to 1961.

2. In this Order—

Interpretation.

“ burgh fund ” means the burgh fund of the city;

“ city ” means the city and royal burgh of Glasgow;

“ common good ” means the common good fund of the city;

“ Corporation ” means the corporation of the city of Glasgow;
and

“ Order of 1948 ” means the Glasgow Corporation Order 1948.

3. The time limited—

(a) by section 6 (Period for compulsory purchase) of the Glasgow Corporation Sewage Order 1950, as extended by section 7 (Extending time for acquisition of land for sewers) of the Extension of time for acquisition of lands for sewers.

Glasgow Corporation Order 1954, and further extended by section 6 (Extension of time for acquisition of lands for sewers) of the Glasgow Corporation Order 1957; and

- (b) by section 6 (Period for compulsory purchase) of the Glasgow Corporation Order 1953, as extended by section 4 (Extension of time for acquisition of lands for Cambuslang Sewer) of the Glasgow Corporation Order 1956, and further extended by section 2 (Extension of time for compulsory purchase of lands for Cambuslang Sewer) of the Glasgow Corporation Order 1959

for the compulsory purchase of lands for the construction of the sewers and relative works authorised by the said Order of 1950, and by the said Order of 1953, respectively, is hereby further extended until the thirty-first day of December nineteen hundred and sixty-four.

Revival of powers of compulsory acquisition of lands in connection with tunnel.

4. The powers conferred on the Corporation by the Order of 1948 for the compulsory acquisition of lands, so far as relating to the lands shown on the deposited plan, are hereby revived and may be exercised by the Corporation as if the thirty-first day of December nineteen hundred and sixty-four had been referred to in section 6 (Period for compulsory purchase) of the Order of 1948 instead of the date mentioned in that section, as amended by the Glasgow Corporation Order 1952 and by the Glasgow Corporation (Extension of Time) Order 1955.

Power to stop up further part of Ferryden Street.

5. The Corporation may stop up the whole or any portion of that part of Ferryden Street in the city which is shown on the deposited plan as intended to be stopped up and, for the purposes of the Order of 1948, the said part of Ferryden Street shall be deemed to have been shown on the plans deposited with reference to the Order of 1948 as intended to be stopped up.

Power to sell or dispose of public halls in certain circumstances.

6.—(1) Notwithstanding anything in any enactment, where, in the opinion of the Corporation, any of the public halls vested in the Corporation to which this section applies is no longer required for the benefit of the public the Corporation may sell, let, or otherwise dispose of the same.

(2) The public halls to which this section applies shall include all public halls from time to time vested in the Corporation other than the halls known as “ St. Andrews Halls ”, the “ McLellan Galleries ”, the “ City Hall ” and “ Kelvin Hall ”.

Transfer of certain halls from common good.

7.—(1) As from the thirty-first day of May nineteen hundred and sixty-one, the several public halls mentioned in subsection (2) of this section shall cease to form part of the common good and shall, subject to the provisions of section 6 (Power to sell or dispose of public halls in certain circumstances) of this Order, be held and maintained by the Corporation acting as local authority for the city and all expenditure incurred by the Corporation in maintaining and repairing such halls or otherwise connected therewith shall, in so far as the revenue derived therefrom is insufficient for defraying such expenditure, be defrayed out of the burgh fund and shall be deemed to be expenditure payable out of the city rate under the appropriate head.

(2) The public halls referred to in subsection (1) of this section are the following:—

Couper Institute,	Shettleston Public Hall,
Govan Public Hall,	South Govan Public Hall,
Partick Public Hall,	Whiteinch Public Hall,
Pollokshaws Public Hall,	Woodside Public Hall.

8. The Corporation may from the burgh fund—

(a) pay reasonable expenses—

(i) in providing public entertainments on the occasion of or otherwise in connection with public ceremony or rejoicing;

(ii) in connection with the reception and entertainment by way of official courtesy of persons visiting the city;

(iii) in connection with visits (whether inside or outside the United Kingdom) by way of official courtesy by or on behalf of the Corporation; and

(iv) in connection with the conferring of the freedom of the city on any person and in providing suitable addresses and gifts on such occasions:

Provided that the Corporation shall in any year apply towards expenditure incurred under the foregoing provisions of this section the free surplus on revenue account in the common good available in that year;

(b) make reasonable contributions towards the expenses of any body carrying on activities within the city, being activities for the purpose of furthering the development of trade, industry, or commerce, or of giving advice, information, or other assistance to persons resident in the city, or otherwise for the benefit of the city, or such persons;

(c) make reasonable grants to ward committees including grants for the purpose of enabling them to hire accommodation for meetings and for entertainments and treats for old people in their respective wards.

Power to pay expenses of public ceremonies etc.

9. Notwithstanding anything in section 17 (Regulation of office of Town Clerk) of the Glasgow Corporation and Police Act, 1895, there shall (if the Corporation so determine) be carried to any fee fund formed by them pursuant to section 188 of the Local Government (Scotland) Act, 1947 such of the fees and emoluments referred to in subsection (2) of the said section 17 of the said Act of 1895 and of the costs, charges and disbursements referred to in subsection (6) of the said section 17 and recovered from third parties or such proportion of any of such fees, emoluments, costs, charges and disbursements as the Corporation may with the consent of the Secretary of State, from time to time, prescribe and all sums so carried to such fee fund shall form part of such fee fund and may be applied accordingly.

Certain fees etc. may be carried to fee fund of Corporation.

10. As from the first day of June nineteen hundred and fifty-nine the deduction of eightpence per pound to which the Trustees of the Clyde Navigation are entitled under section 48 (As to lighting and cleansing of quays &c. by Clyde Trustees) of the Glasgow Police Act, 1866, as amended by section 7 (Deduction to Clyde Trustees in respect of

Deduction to Clyde Trustees in respect of lighting and cleansing of quays etc.

lighting and cleansing) of the Glasgow Corporation Order 1919, shall be increased to one shilling and twopence per pound.

Costs of Order.

11. The costs, charges, and expenses of and incidental to the preparing for, obtaining, and confirming of this Order, or otherwise in relation thereto, shall be paid by the Corporation and shall be allocated among the several undertakings and services of the Corporation in such proportions as the Corporation may deem expedient.

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Table of Statutes referred to in this Act

Short title	Session and chapter
Glasgow Police Act, 1866	29 & 30 Vict. c. cclxxiii.
Glasgow Corporation and Police Act, 1895 ..	58 & 59 Vict. c. cxliii.
Private Legislation Procedure (Scotland) Act, 1936	26 Geo. 5 & 1 Edw. 8 c. 52.
Local Government (Scotland) Act, 1947 ..	10 & 11 Geo. 6 c. 43.

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GLASGOW CORPORATION

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