



ANNO QUADRAGESIMO SEXTO

# GEORGI II. REGIS.

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## Cap. 58.

An Act for maintaining a Wooden Bridge over the River *Clyde*, from the City of *Glasgow* to *Hutchison Town* in the County of *Lanark*. [9th June 1806.]

**W**HEREAS a Wooden Bridge for the Accommodation of Foot Passengers has lately been erected by Subscription over the River *Clyde* to *Hutchison Town* in the Barony of *Gorbals*, nearly opposite *Saltmarket Street* in the City of *Glasgow* and County of *Lanark*, which Bridge has proved useful to the Inhabitants of the said City, and to the People residing in every Part of the adjacent Country; but the same cannot be maintained, repaired, watched, and lighted, without Powers are granted, and Funds provided for those Purposes by the 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 it shall and may be lawful to and for the Lord Provost of the City of *Glasgow*, and the Preceptor of *Hutchison's Hospital* for the Time being, *Robert Thomson junior, James Hill, William Aitkison, William Dickson, John Russell, Duncan McAllum senior, Alexander MacCartbur, George Duncan, James Hay, James Bryce, Robertson Buchanan, William Thomson, Robert Steel, and James Corbet*, and others, Subscribers to the building the said Bridge, and their Successors, and to the Feuars of the Village of *Hutchison* and of *Govenhaugh* to the East thereof, for the Time being, and they are hereby authorized and required, to meet within Two Months after the passing of this Act, and on the First Monday of *May* annually

Preamble.

Subscribers Names.

Meeting for choosing Trustees.

[Loc. & Per.]

nually

annually thereafter, within the Court House of the said Village of *Gorbals*, and elect from amongst themselves Six Persons, who shall be Trustees for carrying into Execution the Powers herein-after given, subject to the Rules and Regulations contained in this Act.

To keep the  
Bridge in  
repair.

II. And be it enacted, That the said Trustees, or any Four of them, and their Successors in Office, to be annually elected as aforesaid, shall have full Power, and they are hereby authorized and empowered, from Time to Time to uphold and keep in repair the said Bridge, and to place thereon, at such Places as they shall think proper, a sufficient Number of Lamps for lighting the same, and also to appoint a Watchman or Watchmen for guarding, patrolling, and watching the said Bridge, in such Manner, and under such Rules and Regulations, as to the said Trustees shall appear expedient.

And to levy a  
Toll.

III. And, in order to raise a Fund for defraying the Expence of repairing, lighting, and watching the said Bridge, be it enacted, That it shall and may be lawful to and for the said Trustees, and their Successors in Office, to erect or cause to be erected a Toll Gate at or upon the said Bridge, and a Toll House adjoining thereto, and from Time to Time to ask, demand, and receive a Toll or Duty of One Halfpenny from each Person passing over the said Bridge, for One Day in each Week, to be fixed upon by the said Trustees, or any Four or more of them; and if any Person or Persons subject to the Payment of the said Toll shall refuse to pay the same, it shall be lawful to and for the Person or Persons appointed to collect the said Toll, to carry such Person or Persons before One of the Magistrates of the said City of *Glasgow*, or the Bailie of the Village of *Gorbals*, and, on the Offence being proved, such Magistrate or Bailie shall impose on the Party offending a Fine not exceeding One Pound Sterling, to be paid to the Collector of the said Toll, and on Non-payment thereof to commit such Party to the House of Correction or Common Gaol of the said City or Village, for any Time not exceeding Fourteen Days.

For paying the  
Expences of  
passing the  
Act.

IV. Provided always, and be it enacted, That, for defraying the Expences of passing this Act, it shall be lawful for the said Trustees to levy, or cause to be levied, the said Toll or Duty every Day in the Week, until the Sum necessary to defray the said Expences shall be raised, and the Money to be collected on the said Bridge shall be applied for the Purposes aforesaid, subject to the Controul and Direction of the Commissioners herein-after mentioned.

Officers to  
give Security.

V. And be it enacted, That the said Trustees shall take such Security from their Treasurer, and Collector or Collectors of the Toll hereby granted, for the faithful Discharge of his or their Office or Offices as shall be approved of by the said Trustees.

Tolls to be  
paid only  
Once for pass-  
ing and repass-  
ing on same  
Day.

VI. And be it further enacted, That no Person or Persons who shall have paid the Toll hereby granted, shall be subject to any Toll for returning over the said Bridge before Twelve of the Clock at Night of the same Day, but shall return Toll-free on delivering a Note or Ticket to the Collector of the Toll, which Note or Ticket such Collector is hereby required to deliver gratis on Receipt of the Toll; but no Person shall pass

pass and repass ofner than once on the same Day, without paying an additional Toll for each passing and repassing.

VII. And be it further enacted, That if any Person or Persons having paid the Toll or Duty by this Act imposed, and having a Note or Ticket, or Notes or Tickets, signifying the Payment thereof, shall give or dispose of the same to any Person or Persons in order to avoid the said Toll, every such Person so giving or disposing thereof, and the Person receiving the same being convicted thereof, before any One of the Magistrates of *Glasgow*, or the Baillie of the Village of *Corbals*, upon the Confession or Oath of the Party or Parties, or upon the Oath of One or more Witness or Witnesses, (which Oath such Magistrate or Baillie is hereby respectively empowered to administer), shall for every such Offence forfeit and pay the Sum of One Pound Sterling, to be recovered in a summary Way, according to the Laws and Practice of that Part of the United Kingdom called *Scotland*.

Punishing Persons disposing of Tickets.

VIII. Provided always, and be it further enacted, That no Toll or Duty shall be asked or demanded from any Officer, private Soldier, or Drummer belonging or attached to any Regiment or Corps of Regulars or Volunteers, when in Military Uniform, or with Arms and Accoutrements, passing the said Bridge on any Muster Day, Parade Day, Field Day, or Day appointed for exercising the said Regiment or Corps, and that no Toll or Duty shall be asked or demanded from any Person passing or repassing the said Bridge, and carrying a Bundle of Clothes to be washed, bleached, or dried in the Washing House or Green of the City of *Glasgow*, situated on the North Side of the said River *Clyde*, or employed in washing in the said Washing House or Green, or carrying Victuals or other Articles to any Person who shall be so employed.

Exemptions.

IX. And be it further enacted, That in the Event of the said Wooden Bridge being broken down, damaged, or rendered impassable, it shall be lawful to the said Trustees, and they are hereby empowered, after repairing the said Damage, to levy the above Toll every Day in Manner hereinbefore mentioned, until the Expence of such Repairs shall be thereby defrayed.

How Tolls are to be levied if the Bridge be damaged.

X. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered to lease the Tolls arising by virtue of this Act for the best Rent which can be got for the same.

Power to lease the Tolls.

XI. And be it further enacted, That nothing herein contained shall diminish or abridge, or be construed to diminish or abridge the Right or Privilege of the Community, and of the Magistrates and Town Council of the Burgh of *Rutherglen*, or their Successors in Office; or the Right or Privilege of any Person or Persons whomsoever to the Use and Navigation of the said River; and that the Arches of the said Bridge shall be continued of their present clear Height above the Water; that the Space or Water Passage between the Piers of the said Arches shall be continued of the Breadth of Thirty-eight Feet at least clear of Building, Piling, or other Obstruction; and the Piers shall be so constructed as to admit of the River being made, and kept in Time coming at the Depth of Five Feet at low Water

Saving Rights of the Use and Navigation of the River Clyde.

Water for the Breadth aforesaid; under every one of the Arches, without any Opposition or Molestation from the said Trustees, in respect of the Safety of the said Wooden Bridge or otherwise.

Punishing Persons  
damaging  
the Bridge;

XII. And, for preventing wilful and malicious burning or otherwise damaging or destroying the said Bridge, be it further enacted, That if any Person or Persons shall wilfully and maliciously burn, blow up, pull down, or otherwise destroy the said Bridge, or any Part thereof, or attempt so to do, or shall wilfully and maliciously, and without Authority from the said Trustees, remove, destroy, or take away any Materials or Works thereunto belonging, or anywise direct or procure the same to be done, whereby the said Bridge may be damaged or the Lives of Passengers or Workmen endangered, such Offender or Offenders being lawfully convicted thereof, shall be adjudged to pay all Damages incurred, and shall also be fined in any Sum not exceeding Five Pounds Sterling, and in Default of Payment, to be imprisoned for any Space of Time not exceeding Six Months.

or the Toll  
Gate.

XIII. And be it further enacted, That if any Person or Persons shall maliciously break down or otherwise destroy the Toll Gate so to be erected, or any Posts, Rails, Chains, Bars, or other Parts thereof or adjoining thereto, or damage the said Toll House, every Person so offending and being thereof convicted, by the Oath of One or more credible Witnesses or Witnesses, before any One or more of the Magistrates of the said City of *Glasgow* or before the Bailie of the Village of *Gorbals*, shall not only be bound to pay the whole Damages and Expences sustained, but shall also be fined in a Sum not exceeding Five Pounds Sterling, and in a Default of Payment to be imprisoned for a Term not exceeding Six Months.

Preventing  
forcible  
Passage.

XIV. And be it further enacted; That if any Person shall assault any Collector of the said Toll, or by Force pass through the said Toll Gate, without paying the Toll hereby granted, every such Person so offending and being thereof convicted upon Oath before any One or more of the said Magistrates, or before the said Bailie, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds Sterling.

Vesting the  
Bridge in the  
Trustees.

XV. And be it enacted, That the Right and Property of the said Bridge with the Toll House and Gate to be built and erected, and the Materials thereof, are hereby vested in the said Trustees and their Successors, and they are hereby empowered to bring or cause to be brought Actions in their Names against any Person or Persons who shall damage the same, or disturb them in the Possession thereof.

Penalty on  
Persons  
destroying  
Lamp, &c.

XVI. And be it further enacted, That if any Person or Persons shall wilfully and maliciously take away, break or throw down any Lamp or Lamps set upon the said Bridge, or extinguish the Light or Lights within the same, or damage the Iron or Appurtenances thereof, it shall and may be lawful for any Person who shall see any such Offences committed, to seize, and also for any other Person to assist in seizing the Offender or Offenders, and by the Authority of this Act, and 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 Magistrates of the said City of *Glasgow*, or before the Bailie of the Village

of *Gorbals*, and if the Party or Parties accused of any of the said Offences, whether apprehended as aforesaid or afterwards cited for the same, shall be convicted thereof, either by their own Confession or by legal Evidence, according to the Law of *Scotland*, such Offender or Offenders shall forfeit and pay any Sum not exceeding Five Pounds Sterling, and moreover shall make Satisfaction for the said Damages; and in case such Offender or Offenders shall not immediately on Conviction pay such Forfeiture and make such Satisfaction, such Magistrate or Baillie is hereby empowered to commit him, her, or them to the Common Gaol of the said City of *Glasgow*, or of the Village of *Gorbals*, for a Space not exceeding Six Months, and such Offender or Offenders shall not be discharged before the Expiration of that Time unless such Forfeiture and Satisfaction shall be sooner paid and given.

XVII. And be it further enacted, That if any Person or Persons shall at any Time or Times obstruct, hinder, or molest any Toll Gatherer, Watchman, or other Person who shall be employed in the Execution of this Act, every Person or Persons so offending shall forfeit and pay any Sum not exceeding Five Pounds Sterling; and if any Person or Persons shall assault or strike any such Toll Gatherer or Watchman, or other Person in the Execution of this Act, every such Person or Persons shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds Sterling, to be levied and recovered in Manner herein directed.

and molesting  
Toll Gather-  
ers, etc.

XVIII. And be it further enacted, That the Magistrates and Town Council of the City of *Glasgow*, and their Successors in Office, shall and they are hereby required to nominate Three Persons yearly as Commissioners for the Purpose of examining and docqueting the Accounts of the said Trustees, with regard to the Sums collected and expended by them in repairing, lighting, and watching the said Bridge in pursuance of this Act; and if it shall at any Time appear that the Money so collected, or any Part thereof, has been misapplied, or that more Money has been collected than shall be sufficient for the Purposes aforesaid, the said Trustees shall and they are hereby required to lay out the Tolls to be thereafter collected in such Manner as shall be directed by the said Commissioners for the Purposes aforesaid, and to refund the Money so misapplied.

Commission-  
ers to be ap-  
pointed.

XIX. And be it further enacted, That in case the said Trustees shall not keep the said Bridge in proper Repair, or permit the same to be dangerous to Passengers, of which the Magistrates and Town Council of the City of *Glasgow* are hereby declared to be Judges, then the said Magistrates and Town Council are hereby empowered by their Order to prohibit the said Trustees from taking any more Tolls, and to order the said Bridge to be shut up until the same shall be repaired, and after Delivery of the said Order signed by the Town Clerk of the said City to the said Trustees, or their Clerk or Treasurer, it shall not be lawful to collect or receive any Toll for passing over the said Bridge, until the same shall be sufficiently repaired to the Satisfaction of the said Magistrates and Town Council, signified in Manner aforesaid.

If Bridge shall  
get out of  
Repair.

XX. And be it further enacted, That nothing herein contained shall diminish or abridge, or be construed to diminish or abridge the Power and Authority which the said Magistrates and Town Council of *Glasgow*, and

Saving Rights  
of Magistrates  
of *Glasgow*.

their Successors in Office, have to remove and demolish the said Bridge when they shall think proper so to do.

Disputes to be settled by the Magistrates of Glasgow.

XXI. And be it further enacted, That if any Dispute shall arise between the said Trustees and any Person passing the said Bridge, with regard to the Exemptions herein-before specified, all such Disputes shall be referred to the Magistrates of *Glasgow*, or any One of them, whose Decision shall be final and binding on all Parties.

Expences of the Act how to be paid.

XXII. And be it enacted, That the Charges and Expences of passing this Act shall be paid and advanced by the Subscribers to the Building the said Wooden Bridge, who are hereby authorized to repay themselves from the Toll to be collected in Manner herein directed.

Recovery of Penalties.

XXIII. And be it further enacted, That all Penalties and Forfeitures by this Act inflicted, or authorized to be imposed in relation to the said Bridge or Tolls, or in any Matter or Thing of and concerning the same, the Manner of recovering and levying whereof is not otherwise particularly directed, shall, upon Proof of the said Offence before any One or more of the Magistrates of *Glasgow*, or before the Bailie of *Gorbals*, either by the Confession of the Party or other legal Evidence, be levied by Distress and Sale of the Goods and Chattels of the Party or Parties so offending, by Warrant under the Hands of such Magistrate or Bailie (which Warrant they are respectively hereby authorized and required to grant for those Purposes, and also to administer Oaths *gratis*), such Sale being always made by public Roup or Auction to the highest Bidder, at such Place as shall be directed by the said Warrant, within Fourteen Days after such Distress shall have been made; and the Overplus Money arising from such Sale (after such Penalties are recovered, and the Charges of levying and recovering the same are deducted) shall be returned on Demand to the Owner or Owners of such Goods and Chattels; and all Penalties and Forfeitures, if not otherwise directed to be applied by virtue of this Act shall from Time to Time, during the Continuance thereof, be paid to the said Trustees, and shall be laid out and applied for the Purposes of this Act; and in case sufficient Distress cannot be found, or such Penalties and Forfeitures shall not forthwith be paid, it shall be lawful for any One or more of the said Magistrates, or for the said Bailie, and they are hereby authorized and required, to cause such Offender or Offenders to be committed to the House of Correction or Common Gaol of the said City or Village, there to remain for any Time not exceeding Six Calendar Months, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied.

Limitation of Actions.

XXIV. Provided always, and be it further enacted, That all Actions for the Penalties by this Act imposed, shall be commenced within Three Calendar Months after the Fact from which the Penalty arises was committed, and not afterwards.

Appeal.

XXV. 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 One or more of the said Magistrates or of the said Bailie, it shall and may be lawful for him, her, or them to appeal to the Court of Session, whose Decree thereon shall be final and conclusive without further Appeal.

XXVI. And

XXVI. 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, and others, without being specially pleaded. Public Act.

XXVII. And be it enacted, That this Act shall commence from and after the passing thereof, and shall continue in force for the Space of Twenty-one Years, and until the End of the then next Session of Parliament. Commence-  
ment and  
Continuance  
of the Act.

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THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY  
1155 EAST 58TH STREET  
CHICAGO, ILLINOIS 60637

PROFESSOR J. H. GOLDSTEIN  
RECEIVED  
MAY 15 1964

Dear Professor Goldstein:  
I am pleased to hear that you  
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of the Department of Chemistry  
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of Chicago to be of interest  
to you.

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