



ANNO TERTIO

GEORGIIV. REGIS.

Cap. liv.

An Act for erecting a Bridewell for the County of Lanark and City of Glasgow. [24th May 1822.]

WHEREAS by an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act for erecting a Bridewell for the County of Lanark and City of Glasgow*, certain Commissioners were appointed for carrying the said Act into Execution, who were authorized to carry into Effect the Powers thereby committed to them: And whereas the said Act is not calculated to answer the Purposes intended, being found inapplicable to the existing Circumstances of the said County of Lanark and City of Glasgow: And whereas the said Act has never been carried into Execution, and it is expedient that the same should be repealed; and that the Use and Purposes of the said Bridewell and Correction House should be limited to the Lower Ward only of the said County of Lanark, and to the said City of Glasgow: 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Authority of the same, That from and after the passing of this Act the said recited Act shall be and the same is hereby repealed, and instead thereof this Act shall commence and be put in Execution in Time coming; and that the following Persons shall be and are hereby appointed Commissioners for executing the Purposes of this Act, namely, the Lord Lieutenant, or in his Absence the Vice-Lieutenant, for the said County

1G.4. c.lxxvi.

Appointment of Commissioners.

[Local.]

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for

for the Time being, or One of the Deputy Lieutenants of the County in their Absence, to be named for that Purpose by the Lord or Vice Lieutenant, either of the Conveners of the County for the Time being, the Sheriff Depute, or in his Absence the Sheriff Substitute, of the Lower Ward of the said County, the Lord Provost, or in his Absence the Acting Chief Magistrate of *Glasgow* for the Time being, the Dean of Guild and Deacon Convenir of the City of *Glasgow* for the Time being, the Provost of the Burgh of *Rutherglen*, the Senior Resident Baillie of the Barony and Justiciary of *Gorbals* for the Time being, and in his Absence the other Resident Baillie, and the Præsides of the Heritors of the said Barony of *Gorbals* for the Time being.

Elected Commissioners.

II. And be it further enacted, That upon the First *Tuesday* of the Month of *August* after the passing of this Act, and between the Hours of Twelve and One o'Clock, a Meeting of the Commissioners of Supply of the said County, residing in the Lower Ward of the said County, and not being Members of the Town Council of the City of *Glasgow*, shall be held within the Justiciary Court Hall of *Glasgow*, or such other convenient Place within the said Lower Ward, as the Convener of the County shall notify; Notice being always given of such Meeting by public Advertisement in the *Glasgow* Newspapers, specifying the Time, Place, and Purpose of the Meeting, which Meeting shall elect Eight Justices of the Peace, not being Members of the Town Council of *Glasgow*, who shall be Commissioners of Supply for the County, and be possessed of the *Dominium utile* of Lands situated in the Lower Ward of the County rated in the Books of Supply at Fifty Pounds *Scots* or upwards, Two of whom at least shall be resident in the Barony Parish, and which Eight Commissioners shall reside in the Lower Ward of the County, and shall be acting Justices, to be Commissioners as before mentioned for the Purposes of this Act; and the said Commissioners so elected shall remain in Office Two Years, and until their Places shall be supplied in manner after mentioned; and upon the Second *Tuesday* of *October* in the Year One thousand eight hundred and twenty-four, betwixt the Hours of Twelve and One of the Clock, a Meeting of the Commissioners of Supply of the said County, residing in the said Lower Ward of the said County, and not being Members of the said Town Council, shall be held in the said Justiciary Hall, or such other Place as the Convener of the said County shall notify, Notice being given as aforesaid, and shall elect Eight Justices of the Peace, qualified as aforesaid, to be Commissioners for the Year ensuing, and so on annually thereafter: Provided always, that in case of no Election of Commissioners for the said Lower Ward taking place on the Day or Days herein appointed, a Meeting of the Commissioners of Supply shall be held for that Purpose on any subsequent Day, to be called by the Convener of the said County, who shall be obliged to call such Meeting on being required so to do by any Three of the Justices of Peace or Commissioners of Supply of the said County, Public Advertisement of such Meeting being given Ten Days at least previously thereto, in Two or more of the Newspapers published at *Glasgow*.

Elected Commissioners.

III. And be it further enacted, That Nine Commissioners shall in like Manner be appointed for the said City and Royalty of *Glasgow*, *videlicet*, upon the First *Tuesday* of *August* after the passing of this Act, the Magistrates and Council of the said City shall meet and elect Three; and upon

the First *Friday* of *August* the Merchants House of the said City shall meet and elect Two; and upon the First *Friday* of *August* the Trades House of the said City shall meet and elect Two; and the Commissioners of Police of the said City shall, at a Meeting to be specially called, upon Eight Days Notice for the Purpose, elect Two of their Number to be Commissioners under this Act; and the Commissioners so elected shall continue in Office for Two Years, and until their Places shall be supplied as after-mentioned; and in each succeeding Year the said Magistrates and Town Council shall in like Manner, at their First or Second Meeting after the Annual Election at *Michaelmas*, elect Two; and the said Merchants House and Trades House shall, at the First or Second Meeting after the Annual Elections of the Dean of Guild and Deacon Convener, elect Two respectively; and the said Commissioners of Police shall, at a Special Meeting called, upon Eight Days Notice as aforesaid; in the Week after the Annual Election of the Magistrates, elect Two Commissioners.

IV. Provided also, and be it enacted, That in the Event of the Death or Incapacity or Refusal to accept of any of the said Commissioners it shall be in the Power of the said Commissioners of Supply residing in the said Lower Ward, and of the said Magistrates and Town Council, Merchants House, and Trades House of the said City of *Glasgow*, and Commissioners of Police respectively, to meet and supply such Vacancy by electing another Commissioner, in the Room of the Commissioner so dead or incapacitated, or refusing to accept.

In case of Incapacity, &c.

V. And be it further enacted, That on the First *Tuesday* of *September* after the passing of this Act, a General Meeting of the said Commissioners shall be held at Twelve o'Clock, within the Council Chambers of the said City of *Glasgow*, for the Purpose of considering the Matters entrusted to their Charge under this Act, and adopting such Measures in pursuance of the same as the said Commissioners may deem expedient; and of the said Meeting Five shall be a Quorum, with Power to adjourn the same, to be held in the same Place, at such other Time or Times, as they may see proper.

Meeting and Quorum.

VI. And be it further enacted, That there shall be Two stated General Meetings in the Year of the said Commissioners under this Act, held at *Glasgow*, of which due Notice shall be given in manner herein-after provided, *videlicet*, on the First *Tuesday* of the Months of *November* and *May*, and of which Meetings Five shall be a Quorum, having full Power to do, order, and transact all Matters and Things in pursuance of this Act, in the same Manner as the whole Commissioners, if present, might have done, and also having Power to adjourn their Meetings to another Time, if they find the same to be necessary; and at the said General Meetings in the Months of *November* and *May* yearly, the said Commissioners shall have Power to appoint One or more Committees of their Number, on whom the said Commissioners may devolve any of the Powers hereby vested in them generally, in such Manner as may be directed by the said Commissioners.

General Meetings.

VII. And be it further enacted, That the said Commissioners shall have full Power and Authority to make such Laws and Regulations for the good Government and Management of the said Bridewell and Correction House,

Powers to make Laws for the Management and

Government
of the House.

House, and the Persons therein confined, as they may at any Time deem necessary, and to alter and revoke or amend the same; provided that such Laws, Rules, and Regulations shall not be inconsistent with the Laws of *Scotland*, or the Provisions of this Act; and provided also, that such Laws, Rules, and Regulations shall be painted upon a Board or Boards in Characters of an Inch at least in Size, and be affixed or hung up in One or more public Part or Parts of the said Bridewell or Correction House, so that the same may be readily seen by all Persons interested in the Observance thereof, and the same shall, when and as often as the same become worn out, defaced, or obliterated, be renewed in the like Characters, and affixed as aforesaid.

Appointment
of Officers,
&c.

VIII. And be it further enacted, That the said Commissioners shall be and they are hereby empowered from Time to Time to appoint a Superintendant or Keeper, and other Servants for the said Bridewell, and also such Person or Persons to officiate in the Capacity of Clerk, Treasurer, Surgeon, Chaplain, or Schoolmaster, as the said Commissioners may deem proper and necessary; and to make Payment to such Persons who may be so appointed of reasonable Salaries or Allowances for their Trouble, and to alter the same as they may judge expedient, and to remove the said Persons, or any of them; and all such Persons so employed shall be bound to conform to such Orders, Rules, and Regulations as may from Time to Time be made or given for their Government; and to find Caution or Surety for the Observance thereof, and for the due Performance of their respective Duties, if required so to do.

Pro re nata
Meetings.

IX. And be it further enacted, That all General Meetings of the said Commissioners for the Purposes of this Act, other than those before mentioned, may be called upon the Requisition of any Three of the Commissioners, made to the said Superintendant or Clerk, who shall be bound to call such General Meetings, and shall do so by Advertisement in the Newspapers in manner herein provided, and also by giving Intimation by Letter, stating the Business upon which the Meeting is called, sent by Post to each Commissioner Six Days at least previous to the Day appointed for such Meeting, and not otherwise; and at such Meetings Five shall be a Quorum.

Preses of
Meetings

X. And be it further enacted, That at all General Meetings the Lord Lieutenant, or Vice Lieutenant, or Deputy Lieutenant named as aforesaid, or Convener of the County, or in his Absence the Lord Provost of the said City, or in his Absence such Person as the Commissioners present may appoint, shall be Preses, and a Majority of the Commissioners present at any Meeting shall decide; and in case of Equality, the Preses shall, besides his own deliberative Vote, have the casting or decisive Vote.

Property
vested in
Commissioners.

XI. And be it further enacted, That the whole Funds and Property of every Description, Heritable and Personal, to be raised and levied, purchased or acquired, in pursuance or for the Purposes of this Act, shall be held to all Intents and Purposes to be, and shall be fully vested in and belong to the said Commissioners for the Purposes of this Act, for the Time being, to be by them used and disposed of as they shall consider most eligible for accomplishing the Purposes of this Act.

XII. And

XII. And, for raising the Money necessary for erecting the said Bridewell and House of Correction, be it enacted, That the said Commissioners shall be and they are hereby authorized and empowered to raise a Sum not exceeding Twelve thousand Pounds Sterling, in the Manner and Proportions herein-after specified, including the Expense of Collection. Money how to be raised.

XIII. And be it further enacted, That the said Commissioners are hereby authorized and empowered to levy Three thousand Pounds of the said Sum of Twelve thousand Pounds from the Lower Ward of the said County, by an Assessment made upon the whole Lands, Mines, and Quarries, Dwelling Houses, Shops, Warehouses, Cellars, Stables, Stalls in the Public Markets, Heritages, and Pertinents thereof, excluding Factories and Public Works, within the said Lower Ward, excepting the Burgh of *Calton* and Village and Lands of *Mile End*, as after mentioned, equal to the said Sum, which Assessment shall be chargeable upon Lands according to the valued Rent of the same, and upon Houses according to the Rent or Value set upon such Houses by the latest Assessment for the Public Taxes on Houses and Windows, commonly called Assessed Taxes; and upon such Property as is not assessed to the said Assessed Taxes, the said Rates shall be chargeable upon and leviabie from the Renters, Occupiers, or Possessors of such Lands, Mines, Quarries, Dwelling Houses, Shops, Warehouses, Cellars, Stables, Stalls, and Heritages, and Pertinents, excluding as aforesaid, within the said Lower Ward, to be ascertained by a Rental, estimated by a Surveyor, whom the Commissioners are hereby authorized to appoint, in the following Proportions, *videlicet*, for every such Assessment to the Amount of One Penny Sterling in the One Pound *Scots* of valued Rent of Land, an Assessment shall be laid on the Rent and yearly Value of Houses and other Property aforesaid, to be ascertained as aforesaid, at the Rate of Two-pence Sterling in the Pound Sterling of such Rent or yearly Value; and so in proportion for whatever further Sum may be necessary for completing the said Sum of Three thousand Pounds; and no such Assessment shall be laid on Houses or other Property of which the Rent shall be less than Five Pounds, or upon Hospitals or Houses for charitable Purposes, Churches and Places of Worship, Public or Parish Schools. From Lower Ward.

XIV. And be it further enacted, That the said Commissioners are hereby authorized and empowered to levy One thousand eight hundred Pounds of the said Sum of Twelve thousand Pounds from the Middle Ward of the said County, whereof One thousand four hundred Pounds shall be assessed and levied by a Rate or Duty upon the whole Lands in the said Ward, according to the valued Rent of the same, as stated in the Cess Books of the said County, and the remaining Four hundred Pounds by a Rate or Duty upon the whole Houses in the said Ward liable in Window Tax, according as the same is rented or valued in the Books of the Surveyors of Assessed Taxes in the said Ward for the House Duty. From the Middle Ward.

XV. And be it further enacted, That the said Commissioners are hereby authorized and empowered to levy One thousand two hundred Pounds of the said Sum of Twelve thousand Pounds from the Upper Ward of the said County, to be assessed and levied by a Rate or Duty upon the From the Upper Ward,

[Local.] whole

whole Lands in the said Ward, according to the valued Rent of the same, as stated in the Cess Books of the said County.

Occupiers to retain Payments from their Landlords.

XVI. And be it further enacted, That for defraying the original Expence necessary for erecting the said Bridewell and Correction House, the said Rate or Duty on the actual Rent of the Lower Ward shall be chargeable upon and leviabie from the Occupiers for the Time being, or from the Owners, Life Renters, Trustees, or others entitled to the Receipt of the Rents for the Time being; and when such Rate or Duty shall be paid by such Occupiers, the Persons so paying shall be entitled to retain one Half of the Amount so paid out of the Rent or Consideration payable by them; and when such Rate or Duty shall be laid on the valued Rent, the same shall be paid by the Proprietors, Owners, Life Renters, Trustee, or other Person entitled to the Receipt of the Rent of the Lands assessed.

Saving Clause in favour of Burgh of Calton.

59 G.3. c. iii.

XVII. And whereas the Magistrates and other Commissioners of Police of the said Burgh of *Calton*, and Village and Lands of *Mile End*, have lately erected a Bridewell and Gaol for the said District, for which the Inhabitants thereof are assessed under the Authority of an Act passed in the Fifty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for regulating the Police of the Burgh of Calton and Village and Lands of Mile End in the County of Lanark, paving, cleansing, and lighting the Streets and Passages of the said District; and for erecting a Court House, Gaol, and a Bridewell or Workhouse therein;* be it therefore enacted, That the Proprietors and Inhabitants of the Burgh of *Calton*, and Village and Lands of *Mile End*, shall not be liable for or chargeable with the Assessments authorized to be levied by this Act, or any Part thereof.

For collecting former Assessment.

XVIII. And whereas a considerable Expence was incurred by the County of *Lanark* in obtaining an Act of Parliament, which was passed in the First Year of the Reign of His present Majesty, intituled *An Act for making and maintaining certain Roads and Bridges in the Counties of Lanark and Dumbarton*, and other Expences therewith connected, for the Purpose of procuring Work for great Numbers of unemployed Persons in the Year One thousand eight hundred and twenty, thereby preventing them from committing Crimes, which would have subjected them to Punishment and Confinement in the Establishments provided for such Delinquents: And whereas the said County, at their Meeting of the Thirtieth Day of *April* One thousand eight hundred and twenty-one, granted the Sum of Two thousand and twenty-six Pounds Sterling, being at the Rate of Three-pence Sterling on the One Pound *Scots* of Valuation of the said County, which it will be expedient to collect along with the other Sums hereby granted; be it therefore enacted, That the said Sum of Two thousand and twenty-six Pounds shall, so far as not already levied and collected, be levied and collected and received in the same Manner and at the same Time with the Sums hereby granted; and being so collected shall be applied as aforesaid, at the Sight or by the Direction of any General Meeting of the County: Provided always, that those who have voluntarily subscribed towards the Purpose of the said Assessment, that should have fallen on them in respect of their Property, shall not be liable to the said Assessment, in so far as their said Subscriptions extend.

XIX. And be it further enacted, That every Proprietor of an entailed Estate, who shall pay Assessments under this Act, shall be a Creditor to the succeeding Heirs of Entail for Three-fourth Parts of the Money so to be paid in Manner after mentioned; *videlicet*, it shall and may be lawful to the Person or Persons having Right to the Claim arising from Payment of such Assessment by the Proprietor of an entailed Estate, after the Expiration of one Year from the Death of such Proprietor, to require the Heirs succeeding to such Estate to repay the said Three-fourth Parts of the Money so paid, with the legal Interest thereof, from the Term at which the said succeeding Heirs Right to the Rents of the Estate shall commence, upon receiving a proper Assignment and Conveyance of the said Claim; and if the Money so due be not paid within Three Months after such Requisition, it shall be lawful for the Person or Persons having Right thereto, to sue the said Heirs in the Manner directed for the Recovery of Money expended in the Improvements of entailed Estates, by an Act passed in the Tenth Year of the Reign of His late Majesty, intituled *An Act to encourage the Improvement of Lands, Tenements, and Hereditaments in that Part of Great Britain called Scotland, held under the Settlements of strict Entail.* 10G.3.c.51.

Relief to Entail Proprietors.

XX. And be it further enacted, That the same Rules of Relief among succeeding Heirs of Entail, and their Heirs and their Successors, of the Claims for Debt, and of Preference in Competition of Rents, and in subjecting Defenders to the Payment of Costs, shall take place with regard to Monies expended by the Proprietors of entailed Estates in Payment of Assessments under this Act, as are enacted by the said last recited Act with respect to Monies expended by Proprietors of entailed Estates, in making Improvements upon their Estates for increasing the Rents and Value thereof.

Relief extended to succeeding Heirs of Entail.

XXI. And be it further enacted, That the said Commissioners are hereby authorized and empowered to levy the remaining Six thousand Pounds, to complete the said Sum of Twelve thousand Pounds, from the said City and Royalty of *Glasgow*, and extended Royalty thereof, by a Rate or Duty chargeable upon and leviabie from the Renters, Occupiers, or Possessors of Lands, Mines, Quarries, Dwelling Houses, Shops, Warehouses, Cellars, Stables, Stalls in the Public Markets, Heritages, and Pertinents thereof, excluding as aforesaid, within the said City and Royalty, rented or valued at Four Pounds Sterling yearly and upwards, as the same shall stand rated in the Rent Roll, according to which the Police Assessment for the said City and Royalty is levied and collected; and where no Police Assessment is levied and collected, the same shall be chargeable upon and leviabie from the Renters, Occupiers, or Possessors of such Lands, Mines, Quarries, and other Heritages, according to the Principle upon which the said Police Assessment is rated to be ascertained by a Surveyor, whom the said Commissioners are hereby authorized to appoint as aforesaid.

Mode of Assessment within the City of Glasgow.

XXII. Provided always, and be it enacted, That all and every Tenant or Tenants shall be entitled to deduct from his, her, or their Rent One Half of such Assessment for the said Purposes, in accounting with his, her, or their Landlord.

Tenant may deduct.

XXIII. And

Meetings of
Commissioners to allocate
Assessment.

XXIII. And be it further enacted, That the said Commissioners shall, on the said First *Tuesday* of *September* next after the passing of this Act, meet at *Glasgow*, any Five being a Quorum, and then and there, or at any adjourned Meeting or Meetings to be held by them at the said Place, of which adjourned Meeting Notice shall be given as aforesaid, and which they are hereby authorized to hold, to allocate on the different Persons liable their Proportions of the Sums to be raised in the respective Wards, City, and Royalty of *Glasgow* as aforesaid, and to be assessed on the several Kinds of Property as before provided for by this Act; and which Allocation so fixed and determined by the Commissioners conform to a Schedule or Schedules thereof, subscribed by their Quorum, shall be the Rule for levying the Assessments on the several Persons liable, in order to complete the said Sums to be provided for by each Ward, City, and Royalty, for the building and furnishing the said Bridewell as aforesaid.

Assessments
how to be
paid.

XXIV. And be it further enacted, That the said several Assessments on the different Wards, and on the said City, shall be levied and taken within One Year after the passing of this Act, or as soon after the Expiration of One Year as the said Commissioners shall think proper to exact the same:

Manner of
charging the
Assessment
for defraying
the annual
Expences.

XXV. And be it further enacted, That for the Proportion of the Expence effeiring to the said Lower Ward for the Maintenance and Repair of the Buildings hereby authorized to be erected, and for the further defraying of the annual Expences of the said Bridewell Establishment, there shall, when found necessary by the Commissioners for the Purposes of this Act, be an Assessment made upon the whole Lands, Houses, and other Property aforesaid, in the Lower Ward of the said County (excepting the Burgh of *Calton* and Village and Lands of *Mile End* as aforesaid), equal to the Amount so found necessary in each Year; which Assessment shall be chargeable upon Lands according to the valued Rent of the same, and upon Mines, Quarries, Dwelling Houses, Shops, Warehouses, Cellars, Stables, Stalls, and other Heritages, and Pertinents thereof, excluding Factories and Public Works, as aforesaid, within the said Lower Ward, to be ascertained as aforesaid, in regard to the Assessment for the Erection of the said Bridewell, in the following Proportions; *videlicet*, for every such Assessment to the Amount of One Halfpenny Sterling in the One Pound *Scots* of valued Rent of Land, an Assessment shall be laid upon the Rent or yearly Value of Houses and other Property, to be ascertained as aforesaid, at the Rate of One Penny in the Pound Sterling of such Rent or yearly Value, and so in proportion for any less Sum; provided that such Assessment shall in no one Year exceed the Sum of One Halfpenny in the One Pound *Scots* of valued Rent of Land, and the Sum of One Penny Sterling in the Pound of Rent of Houses and other Property, to be ascertained as aforesaid; and no such Assessment shall be laid upon any House or other Property, of which the Rent shall be less than Five Pounds of yearly Rent, or upon Hospitals or Houses for Charitable Purposes, or upon Churches and Places of Worship or Public or Parish Schools.

Lands or
Houses to be

XXVI. Provided always, and be it further enacted, That in assessing the Lower Ward of the County for the Expence, both of erecting and maintaining

taining the said Bridewell, it shall not be lawful to assess the Proprietors of Land both in respect of their Lands and their Dwelling Houses, but only for the one or the other, it being in the Option of the said Commissioners to assess which ever of such Lands or Houses shall produce the highest Amount of Assessment.

assessed at
Option of
Commis-
sioners.

XXVII. And be it further enacted, That the said Annual Rate or Duty to be laid upon the Rent or Yearly Value of Houses or other Property as aforesaid in the said Lower Ward, shall be chargeable upon and leviabie from the Occupiers for the Time being; and the said annual Assessment on the valued Rent shall be paid by the Proprietor, Owner, Life Renter, Trustee, or others entitled to the Receipt of the Rents of the Land assessed.

Assessments
to be paid by
the Occu-
piers, &c.

XXVIII. And be it enacted, That for the said City and Royalty's Proportion of the Expence of the Maintenance and Repair of the Buildings hereby authorized to be erected, and for defraying the Annual Expences of the said Bridewell Establishment, there shall, when found necessary by the said Commissioners, be an Annual Assessment made upon and levied from the whole Renters, Occupiers, and Possessors of the Heritages before mentioned, within the said City and Royalty, rented or valued as aforesaid at Four Pounds of yearly Rent, and upwards, of a Rate or Duty not exceeding One Penny in the Pound Sterling.

Annual
Assessment
on City of
Glasgow.

XXIX. And be it further enacted, That if any Person or Persons who shall be rated or assessed under the Powers of this Act, either for the Assessment for building, or the Annual Assessment for maintaining the said Bridewell and Correction House, shall neglect or refuse to pay the Rate or Rates, Assessment or Assessments charged upon him, her or them, for the Space of Ten Days next after such Rate or Rates, Assessment or Assessments, shall be due and demanded from such Person or Persons by the Officer, or other Person authorized by the said Commissioners to receive the same (such Demand being either made personally or by a Notice in Writing left at the respective Dwelling House or Houses, or Place or Places of Abode of such Person or Persons assessed), then and in every such Case it shall be lawful for the said Commissioners, or the Officer or other Person authorized by them as aforesaid, to apply to the Sheriff Depute or Substitute, or to any Justice of the Peace of the said County, if the Person or Persons in Default shall not be resident within the said City of *Glasgow*, or Liberties thereof, and to any of the Magistrates of the said City, if such Person or Persons shall live within the Limits of the same, for a Warrant to enter the House or Houses of such Person or Persons, and to seize and take Possession of his, her, or their Goods and Effects, which Warrant the said Sheriff Depute or Substitute, Justice of the Peace or Magistrate, is hereby authorized to grant upon a Certificate, signed by the said Commissioners, or their said Quorum, or the Officer, or other Person appointed by them as aforesaid, stating such Demand to have been made, and such Person or Persons to be in Arrear to the Amount to be set forth in such Certificate; and if such Rate or Assessment shall not be paid within Three Days next after such Seizure is made, together with the Costs and Charges thereby incurred, then the said Commissioners, or the Officer or other Person authorized by them as aforesaid, are and is hereby authorized to distrain and sell by Public

Mode of levy-
ing Assess-
ment.

Auction, such Part of such Goods and Effects as shall be sufficient to pay the Rate or Rates, Assessment or Assessments, due and demanded as aforesaid, with the Costs and Charges attending such Seizure and Sale, which shall be ascertained by the Sheriff Depute or Substitute, Justice of the Peace or Magistrate issuing the Warrant, provided the Surplus, if any be, shall be returned to the Owner or Owners of the Goods and Effects so seized and sold.

Assessment limited.

XXX. And be it further enacted, That the Assessment for the Maintenance of the said Bridewell and Culprits therein, on the said City of *Glasgow* and Lower Ward of the said County, shall in no Case whatever exceed the Sum of One thousand five hundred Pounds Sterling.

Commissioners empowered to borrow Money.

XXXI. And be it further enacted, That the said Commissioners are hereby authorized and empowered to borrow Money at Interest for the Purposes of this Act, not exceeding in the whole the Sum of Twelve thousand Pounds, and to assign and grant Securities for Payment thereof over the Funds and Property herein-after mentioned, and Assessments leviable by this Act, and any other Funds they may have or acquire; and in case of borrowing on their own personal Security for the said Purposes, the said Commissioners shall have Security and Relief for Re-payment of the Amount so borrowed, not exceeding the Sum above limited upon the said Funds, Property, and Assessments.

Purchase of Scite for the Building.

XXXII. And be it further enacted, That the said Commissioners shall be and they are hereby authorized and empowered to purchase, enlarge, alter, and improve the present Bridewell in *Duke Street* of *Glasgow*, and to convert the same into a proper Bridewell or Correction House, and to add such Offices and Accommodations thereto as they may think requisite; or, if they shall see proper, in place of enlarging and improving the present Bridewell, they are hereby authorized and empowered to purchase or procure a proper Situation within the Bounds of the Royalty of the said City of *Glasgow*, or within the Barony Parish of *Glasgow*, or Parishes of *Gorbals* or *Govan* in the Lower Ward of the said County, and there cause to be erected, provided, established, and maintained suitable Buildings for a Bridewell or Correction House, with such other Public Offices and Accommodations as may be found requisite by the said Commissioners for the said Establishment; and also to provide and maintain such Areas and Court Yards adjoining to the said Buildings, and such Streets and Passages leading thereto, and such Supplies of Water as may appear to them necessary or advantageous; and at any Time to make such Additions, Alterations, and Improvements on the Premises as they may deem requisite, and in general to do and order all Matters and Things needful for the aforesaid Purposes, or any of them; provided that the whole Extent of the Ground to be taken for such Purposes shall not exceed Six Acres; and provided also that such Purchase shall previously be approved of by a General Meeting of the said Commissioners, to be called for that Purpose by Advertisement in Two of the Newspapers usually circulated in the said County, to be inserted a Fortnight at least before such Meeting, and also by Notices to each of the said Commissioners, transmitted to them through the Post Office, Six Days before the Day of such Meeting.

Commissioners empowered to make Alterations, Additions, &c.

XXXIII. And be it further enacted, That the said Commissioners shall be and they are hereby authorized to purchase, acquire, and take Possession of, and all Bodies Politic or Corporate, Heirs of Entail, Tutors and Curators, Life Renters, Tenants, and Occupiers, and all and every Person or Persons whatever, Owners of or otherwise having Interest in any Property or any Part thereof, (though under any legal Disability or Incapacity) are hereby, for themselves and their Successors whatsoever, authorized and empowered to sell, dispone, feu, or convey to the said Commissioners, all such Lands, Houses, Tenements, and other Heritages, with all Tacks, Leases, or other Rights affecting the same, or such Part or Parts of the same as may be deemed by the said Commissioners to be necessary for the Purposes of this Act, upon such Price, Recompence, or Consideration being paid or made to the Proprietor or Proprietors; Occupier or Occupiers, or other Person or Persons interested, as can be agreed on between them or any of them and the said Commissioners; and such Person or Persons so conveying, transferring, or disposing Property in pursuance of this Act, are hereby for themselves and their Heirs respectively indemnified for all such Acts and Deeds; and in the Event that it should for any Reason, or on account of any Impediment, be found necessary or expedient to have the Value judicially fixed and ascertained, then the same shall be ascertained and settled by the Verdict of a Jury of Fifteen substantial disinterested Persons, to be on the Application of either of the said Parties summoned, and chosen by the Sheriff Depute or Substitute of the said County, in the Manner in which Juries are or may be summoned and chosen by Sheriffs of Counties in *Scotland*; and the said Sheriff Depute or Substitute is hereby empowered to summon and call before him all and every such Person and Persons as shall be thought necessary, to be examined as Witnesses touching the Matters in question; and the said Sheriff Depute or Substitute may order and authorize the said Jury, or any Five or more of them, to view the Place or Places, or Matter or Matters in Controversy, which Jury upon their Oaths (and which Oath as well as the Oaths to such Person or Persons as shall be called upon to give Evidence, the said Sheriff is hereby empowered to administer), shall enquire of, assess, and ascertain the Sum or Sums of Money to be paid for the Purchase of such Lands, Grounds, Tenements, or other Heritages, or the Recompence to be made for the Damages which shall or may be sustained as aforesaid, and shall assess separate Damages for the same; and the said Sheriff shall give Judgment for such Purchase Monies or Recompence so to be assessed by such Jury, which said Verdict, and the Judgment thereupon pronounced as aforesaid, shall be binding, conclusive, and final, to all Intents and Purposes whatsoever, against all Bodies Politic, Corporate, or Collegiate, and all other Persons, and shall not be liable to Review by Advocation, Suspension, Reduction or otherwise, any Law or Statute to the contrary notwithstanding.

Any Person though under legal Disability empowered to convey.

XXXIV. And be it further enacted, That in every Case where any Verdict shall be given in pursuance of this Act for an equal or greater Price or Compensation than may have been previously required from the Commissioners, and not agreed to by them, or where, by reason of being out of *Scotland*, or by reason of any Impediment or Disability whatever, there shall not be found any Person or Persons at hand capacitated or authorized to contract with the Commissioners, or to execute proper Conveyances, or to receive and give Discharges for such Price or Compensation,

Costs how to be settled.

pensation, then and in all such Cases the whole Costs and Expences attending the said Procedure before the Sheriff and Jury shall be defrayed by the Commissioners; and in Cases where a Verdict shall be given for any Price or Consideration not greater than may have been previously offered by the Commissioners, and refused or not accepted of, then the whole Costs and Expences shall be defrayed by the Party or Parties so refusing or not accepting; but where such Verdict shall be given for an Amount greater than may have been previously offered by the Commissioners, and less than what the opposite Party may have required, then the said Costs and Expences shall be defrayed by the Parties equally.

Application
of Compen-
sation if
amounting
to 200*l.*

XXXV. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Heritages, purchased, taken, or used by virtue of the Powers of this Act, for the Purposes thereof, which are held under Entail, or are subject to Life Rents, Annuities, or other Incumbrances, or shall belong to any Corporation, Married Woman, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds or upwards, under the Direction and by the Authority of the Court of Session be, with all convenient Speed, paid into the Bank of *Scotland*, Royal Bank of *Scotland*, or *British* Linen Company, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court (to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Heritages), in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrance or Part thereof as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Heritages, or affecting other Lands, Tenements, or Heritages standing settled therewith to the same Persons, or the same or like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Heritages, which shall be conveyed and settled to, for, and upon such Persons, and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Heritages which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing and capable of taking Effect; and in the meantime and until such Purchase shall be made, the Interest or annual Produce of such Money shall from Time to Time be paid by order of the said Court to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Heritages so purchased, taken, and used by the said Commissioners in virtue of this Act.

Application
of Compen-
sation if less
than 200*l.*
and not less
than 20*l.*

XXXVI. And be it further enacted, That if such Money shall be less than the Sum of Two hundred Pounds, and not less than Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons who for the Time being would have been entitled to the Rents and Profits of the Lands, Tenements, or Heritages, so purchased, taken or used, or of his, her, or their Tutors or Curators, in case of Infancy or Lunacy to be signified in Writing under their respective Hands,

be

be paid into either of the said Banks, under the like Direction and Authority, and placed to his, her, or their Account as aforesaid, in order to be applied in Manner herein-before directed, or otherwise the same shall be paid at the like Option to Two or more Trustees, to be nominated by the Person or Persons making such Option, and approved of by the said Commissioners, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Interest arising thereon may be applied in Manner herein-before directed, so far as the Case is applicable.

XXXVII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Heritages so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Commissioners shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Tutors or Curators, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application of Compensation if less than 20l.

XXXVIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded or payable for the Purchase of any Lands, Tenements, or Heritages to be purchased or taken by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Commissioners, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded or payable as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Heritages be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Commissioners to order the said Sum or Sums of Money so awarded or payable as aforesaid, to be paid into the said Bank of *Scotland*, Royal Bank of *Scotland*, or *British* Linen Company, to the Credit of the Parties interested in the said Lands, Tenements, or Heritages, (describing them), subject to the Order, Controul, and Disposition of the Court of Session; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Petition, shall be and is hereby empowered, in a summary Way of Proceeding, or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *Scotland*, Royal Bank of *Scotland*, or *British* Linen Company, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay such Sum or Sums of Money into the Bank as aforesaid.

In case of not making out Titles or where Persons cannot be found.

XXXIX. And be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the said

[*Local.*]

19 U

Banks

In case of questionable Title.

Banks in pursuance of this Act, for the Purchase of any Lands, Tenements, or Heritages, or of any Estate, Right, or Interest in any Lands, Tenements, or Heritages, to be purchased in pursuance thereof, or to any Lands, Tenements, or Heritages to be purchased with any such Money, or to the Rents or Profits thereof, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Heritages, at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Heritages according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Session; and the Rents and Profits of the Lands, Tenements and Heritages to be purchased with such Money, and also the Lands, Tenements, and Heritages so purchased, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Heritages, or to some Estate or Interest therein.

Court may order Expences of Purchase to be paid.

XL. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Tenements, or Heritages to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Banks, and to be applied in the Purchase of other Lands, Tenements, or Heritages to be settled to the like Uses, in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Commissioners, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Commissioners shall have Power to contract for the Erection of the House.

XLI. And be it further enacted, That the said Commissioners shall procure such a Plan as they may consider best calculated either for building a new Bridewell and Correction House, or for altering, improving, and enlarging the said Bridewell in *Duke Street* of *Glasgow*, as they may judge most expedient, together with a special Estimate of the whole Expence attending the same; and after the said Plan and Estimate shall be approved of by the said Commissioners at a Meeting specially called for the Purpose, they shall have full Power to contract with such Person or Persons as in either Case may be approved of for building the said new Bridewell and Correction House, or for altering, improving, and enlarging the said Bridewell in *Duke Street*; and the Sum to be paid to such Contractor or Contractors shall not exceed the Sums authorized by this Act to be levied for such Buildings and Erections, joined to such other Sums and Aids as may be previously obtained; and that the Contractor or Contractors shall give ample and sufficient Security, to the Satisfaction of the said Commissioners, for the due and faithful Execution of the said Plans and Estimates for the Sum specified in the Contract, under the Inspection and Superintendance of any Person or Persons to be appointed by the said Commissioners; to which Superintendant or Superintendants the said Commissioners are hereby authorized to give suitable Allowances for their Trouble and Attendance, and

Contractor to grant Security for the faithful Execution of Plans.

to remove and change such Superintendant as often as they shall see it necessary or expedient.

XLII. And be it further enacted, That all Materials for Building of every Sort for the Purpose of being made use of for the said Bridewell and Correction House, which are not the immediate Property of their Agents or Contractors, shall be vested in the said Commissioners; and they are hereby empowered to bring or cause to be brought any Action before any Court competent as accords, against any Person or Persons who shall steal or take away, or receive, if stolen, any such Materials, or disturb the said Commissioners in the Possession thereof; and it shall and may be lawful in all legal Proceedings brought in Name of or against the said Commissioners, to state them as the Commissioners for erecting a Bridewell for the County of *Lanark* and City of *Glasgow*, without naming all or any of the said Commissioners.

Materials for building vested in the Commissioners.

XLIII. And be it further enacted, That the said Bridewell and Correction House, with the Grounds, Buildings, Officers, and Servants thereto belonging, shall not be subject to any County or Parochial Tax whatever; and that the Commissioners shall have Liberty to insure the said Bridewell and Correction House, with the Goods, Materials, and other Articles, or such Part thereof as they may think expedient, against Risks by Fire; and that the Expence of such Insurance shall be paid out of the Funds hereby authorized to be levied for the annual Support of the Establishment.

Exemption from all Taxes.

Commissioners to insure said House, &c.

XLIV. And be it further enacted, That when the said Bridewell and Correction House is finished in Manner herein directed, and properly provided for the Reception of the different Classes of Prisoners, Notice thereof under the Hands of Five or more of the Commissioners shall be transmitted to the Magistrates and Town Council of the City of *Glasgow*, the Sheriff Clerk of the County, and the Clerk of the Peace for the said Lower Ward; and public Notice thereof shall also be given by Advertisement in each of the *Glasgow* Newspapers.

Notice when the Building is finished how to be given.

XLV. And be it further enacted, That after such Notice it shall be competent and lawful for the Sheriff Depute, or his Substitute or Substitutes, and to the Justices of the Peace of the said County, and to the Magistrates of the said City of *Glasgow*, and to the Magistrates of the Barony and Justiciary of *Gorbals*, by their respective Warrants, to commit or cause to be committed any Person or Persons found within their respective Jurisdictions, and who have committed Offences within the same, excepting the said Upper and Middle Wards of the County of *Lanark*, and the Burgh of *Calton*, and Village and Lands of *Mile End* in the said County, to the said Bridewell or House of Correction, under the like Sentences, as to the Nature and Period of Confinement, and with the like Powers of enforcing Labour and Industry therein; as are competent to the Sheriff or Magistrates of any County or Burgh in *Scotland* by Law or Statute.

Powers of Commitment in whom vested.

XLVI. And be it further enacted, That no Period of Confinement in the said Bridewell or Correction House shall be held to constitute in Whole or in Part a legal Residence, so as in virtue thereof to give any

Confinement in Bridewell to give no Claim on Poor's Funds.

Claim on the Poor's Funds, or under that Pretence to entitle any Person to become a Burthen on the same.

Commissioners to provide Materials for the Employment of the Prisoners.

XLVII. And be it further enacted, That the said Commissioners shall have Power to provide a Stock of such Tools, Materials, or other Necessaries as they shall judge expedient for the Employment and Labour of the different Classes of Prisoners in the said Bridewell or Correction House.

Accounts to be kept of the Prisoners' Work.

XLVIII. And be it further enacted, That a regular Account shall be kept of the Work performed by every Prisoner, and the Profits therefrom arising, after deducting Maintenance, Clothing, and every other Expence attending such Prisoner; which Profit, or such Part thereof as may be deemed proper, the said Commissioners shall have Power from Time to Time to apply in such Manner as they may consider best calculated to promote the Object and Interests of the said Bridewell and Correction House.

Wine or Spirituous Liquors not to be admitted into Bridewell.

XLIX. And be it further enacted, That no Wine or Spirituous or fermented Liquors or Laudanum shall be sold within the said Bridewell or House of Correction, nor be admitted therein, unless by Order of a Surgeon, or other medical Person, or when necessary by way of Medicine; and no Profit or Advantage shall directly or indirectly arise to the Superintendant, or to any of the Persons under him, employed by him in the said House, from the Sale or Admission of such Liquors.

Books to be kept of all Receipts and Disbursements.

L. And be it further enacted, That regular Books shall be kept of all Receipts and Disbursements, and Expences under this Act, which Books shall be regularly brought to Balance on the Second Day of *August* in each Year, and the same shall be examined with the Vouchers, and docqueted by the Commissioners or their Preses for the Time, and an Abstract, authenticated by Two or more of the said Commissioners, shall be transmitted by the Superintendant, or Clerk, or Treasurer of the said Bridewell or Correction House, within Two Months after such Balance, to the Clerk of the Peace for the Lower Ward of the said County, to be laid by him before the Commissioners of Supply, at their annual Meeting for Election of the Bridewell Commissioners; and Abstracts shall in like Manner be transmitted to the Town Clerks of the City of *Glasgow*, to be laid by them before the Magistrates and Council thereof, and be transmitted to the Dean of Guild, and Deacon Convener, to be laid by them before their respective Bodies; and the said Abstract shall likewise be published yearly, in at least Two of the *Glasgow* Newspapers; and the said Books shall be open and patent for the Inspection of all having Interest for the Space of One Month after the Period of such Publication.

Justices to inspect the Bridewell and Correction House.

LI. And for the better preventing Abuses in the said Bridewell and Correction House, be it further enacted, That the said Commissioners shall be empowered, and they are hereby required to appoint proper Persons for the Purpose of personally visiting and inspecting the said Bridewell or Correction House, at least Once every Week, and of whom Twenty-six shall be Commissioners of Supply or Justices of the Peace, and Twenty-six Citizens of *Glasgow*, who shall perform the said Duty alternately,

alternately, and shall examine the State, Order, and Management of the said Bridewell or Correction House, and the Treatment, Health, and Condition of the Prisoners; and the said Visitors shall enter a Report Weekly of all Matters which may occur to their Observation, in a Book to be kept for that Purpose, and which Book shall at all Times remain patent and open in the said Bridewell or Correction House, for the Inspection of all who have a Right to enter the same; and it shall be lawful for the Sheriff Depute or his Substitute or Substitutes, and for every Justice of the Peace for the said County, and any One of the Magistrates and Town Council of *Glasgow*, of his own accord, and without being appointed a Visitor, to enter the said Bridewell and Correction House, and to examine the same at any Time during the Day, and as often as he shall think fit; and if he shall discover any Abuses therein, he is hereby required to report the same in Writing to the said Commissioners who are hereby required without Loss of Time to take the Subject of the said Report under their Consideration; and if they shall find the Complaints there made well founded, to adopt the most effectual Measures for having the Grounds thereof removed and rectified.

Visitors and Inspectors may enter the said House;

and may report Abuses.

LII. And be it further enacted, That if any Person or Persons shall knowingly buy, secrete, receive in Pawn, or shall pawn any of the Furniture, Utensils, Provisions, Clothing, or Materials of any of the Prisoners in the said Bridewell and Correction House, or shall knowingly buy, secrete, receive into Pawn, or pawn any of the Goods or Materials carried into the said Bridewell, or into any other House or Place, in order to be wrought up, manufactured, or used by the Prisoners, or after such Goods or Articles are put in one or other such Houses or Places in order to be sold or disposed of, or any of the Furniture, Utensils, Provisions, Clothing, or Materials of the said Bridewell and Correction House, the Person or Persons so offending, and being thereof convicted by his, her, or their Confessions, or by the Oath of any One or more credible Witness or Witnesses, before the Sheriff of the County of *Lanark*, or any Justice or Justices of the Peace for the same, or any One or more of the Magistrates of *Glasgow*, shall for every such Offence be liable to a Fine not exceeding Five Pounds, to be levied by Distress and Sale, by a Warrant under the Hands of the said Sheriff, Justice or Justices of the Peace, or Magistrate or Magistrates before whom such Offender or Offenders was or were convicted; and in case no Effects can be found to distrain, the Offender or Offenders may be committed to hard Labour in the said Bridewell or Correction House for any Term not less than Two Calendar Months, and not exceeding Four, for the First Offence; and for the Second Offence, for any Term not less than Four Calendar Months, nor more than Six; and for repeated Offences by the same Person, for such Term as to the said Sheriff, or Justice or Justices of the Peace, Magistrate or Magistrates may seem proper.

Punishing Persons embezzling the Furniture, Cloaths, &c. of the Prisoners.

LIII. And be it further enacted, That in all Cases where by Common Law or Statute Law any Offender is liable to be fined, or to be committed to the House of Correction, or to hard Labour, it shall be lawful to and in the Power of the Sheriff Depute or his Substitutes, or to the Justices of the Peace for the County of *Lanark*, and the Magistrates of the said City of *Glasgow*, and of the Barony and Justiciary of *Gorbals*, or any One of them, to fine and to commit such Offender to the said Bridewell or House of Correction, provided such Offender resides or the Offence be committed

Prosecutions and Commitments.

within the said Lower Ward of the said County, or the said City of *Glasgow*, excepting the said Burgh of *Calton* and Village and Lands of *Mile End*.

Procedure to
be summary.

LIV. And be it further enacted, That in all Prosecutions against Offenders for Crimes committed within the Lower Ward of the said County of *Lanark*, or the said City of *Glasgow*, where the Punishment shall not exceed Sixty Days Confinement in the said Bridewell or Correction House, or the Fine to be imposed by virtue of this Act shall not exceed Five Pounds Sterling, the Procedure against such Offender may be of a summary Nature without any written Pleadings; it being hereby provided that a Record shall be kept of the Charge, and of the Judgment pronounced by the Sheriff or Justices respectively against such Offenders by the Sheriff Clerk or his Deputes, and by the Clerk of the Peace or his Deputes for the County; the said Clerk of the Peace or his Deputes always acting as legal Assessor to the Justice or Justices of the Peace in such summary Convictions.

Vagabonds,
&c. may be
kept to hard
Labour.

LV. And be it further enacted, That it shall and may be lawful to the Sheriff Depute or his Substitutes, or Justices of the Peace for the said County, and Magistrates of the said City of *Glasgow* and Barony of *Gorbals*, or any One of them, to commit Idlers, Vagabonds, public and sturdy Beggars, and all Persons who have no settled Place of Residence, or follow no lawful Employment, and who may be found within the Lower Ward of the said County, or the said City of *Glasgow*, to the said Bridewell or Correction House, to be kept at hard Labour for a Period not exceeding Two Calendar Months, excepting always the said Burgh of *Calton* and Village of *Mile End*.

Penalties to
be applied
to defray
Charges.

LVI. And be it further enacted, That the whole of the Fines, Penalties, and Forfeitures imposed under this Act, or any other Act, or at Common Law, and herein-before authorized to be levied, together with all other Fines, Penalties, and Forfeitures awarded and recovered in Prosecutions before the said Sheriff Depute and Substitutes, and Justices of the Peace, in manner aforesaid, or at the Instance of their respective Procurators Fiscal, shall be paid to and make Part of the Funds to be applied under the Direction and Management of the said County Commissioners, towards defraying the Charges of apprehending, prosecuting, convicting, transmitting, and maintaining of Culprits committed under the Warrant of any of the said County Magistrates to the said Bridewell or House of Correction or Gaol of *Glasgow*, and for keeping the said Record: Provided always, that a Book shall be kept by the said Clerks or Depute Clerks, or the said Sheriffs, or the said Assessors of the said Justices, in which shall be entered daily an accurate Statement of the said Fines, Penalties, and Forfeitures, and by whom the same shall be collected; and which Book shall at all Times be patent and open to the said Commissioners, Sheriff Depute and Substitutes, and Justices of the Peace, or any of them, who may take Copies or Excerpts therefrom, without Payment of any Fee, Charge, or Expence; and which Fines, Penalties, and Forfeitures shall be paid over, at least once in every Three Months, or when and so often as shall be required by the said County Commissioners, or any Two of them, to the Collectors of Cess of the said County of *Lanark* or such Person as the said Commissioners for the said County shall appoint, to be applied in manner before mentioned.

LVII. And be it further enacted, That all Payments herein authorized to be made by or to the Commissioners for the Purposes hereof, may and shall be legally and competently made by or to their Collector or Collectors, Treasurer, or other Person authorized by them to act in their Behalf; and it shall be lawful and competent for the said Commissioners for the Time being to sue or to be sued in the Name of their Superintendant, Clerk, or Treasurer for the Time; and such Suit or Process shall not fall or be vacated by reason of any Vacancy or Change of the Commissioners, their Treasurer or Clerk, but shall subsist at the Instance of or against the Commissioners, or their Treasurer or Clerk for the Time being, as if no Vacancy or Change had taken place.

Commissioners may sue and be sued in Name of their Clerk or Treasurer.

LVIII. Provided always, and be it enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Order or other Proceeding of the said Sheriff Depute or Substitute, Justices or Magistrates, it shall and may be lawful for such Person or Persons to appeal to the First Circuit Court of Justiciary to be held at *Glasgow* after the Expiration of Twenty Days from the Date of such Order, Sentence, Decree, or other Proceeding, and the Appellant or Appellants shall find Security, and observe the other Requisites of the Law relative to Appeals to that Court.

Appeal.

LIX. And be it further enacted, That in case any Question or Dispute shall arise relative to the Amount of the Assessments, or any Exemptions therefrom, or any other Ground of Dispute as to the laying on or levying the said Assessments, the same shall be determined by the said Commissioners at a General Meeting, without being subject to any Review or Challenge, or any Stay of Execution whatever, save and except what is provided by this Act.

Disputes about Assessments how to be settled.

LX. And be it further enacted, That no Claim or Action for Damages in respect of any thing done or caused by the Commissioners in the Execution of this Act, excepting for the Value of any Lands, Tenements, Buildings, or Heritages occupied by them, shall be competent against the said Commissioners, or any of them, unless such Action be commenced within Six Months after the Commission of the Fact.

Limitation of Actions.

LXI. And be it further enacted, That the Expence of procuring and passing this Act, and also the Expence of procuring and passing the said recited Act hereby repealed, shall be paid out of the aforesaid Sum of Twelve thousand Pounds Sterling, to be levied for the Erection of the said Bridewell.

Expence of obtaining the Act.

LXII. 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.

