



ANNO UNDECIMO

GEORGIIV. REGIS.

Cap. xli.

An Act to raise a Fund for Provisions to Widows
of the Members of the Faculty of Advocates of
Scotland. [29th *May* 1830.]

WHEREAS it would be attended with beneficial Consequences to form a Scheme for providing Annuities for the Widows of such Members of the Faculty of Advocates of *Scotland*, or who may now and hereafter accede to or become Contributors to the said Scheme, and also for the Widows of all such Persons as by hereafter becoming Members of the said Faculty shall be deemed and taken to accede and to become Contributors thereto; but as this Object cannot be attained without the Aid and Authority of Parliament; May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful, in manner hereinafter mentioned, and subject to the Provisions and Declarations hereinafter contained, to exact and levy from the Members of the said Faculty who are or shall be Contributors to the said Scheme certain Contributions, to be afterwards specified herein, or in the Schedules annexed hereunto, and to apply the same towards the raising of a Fund for providing Annuities to the Widows of such Members; and the Contributors to the said Fund shall be called and known by the Title of The Contributors to the Widows Fund of the Faculty of Advocates of *Scotland*.

Widows
Fund to be
established.

Contributors.

II. And be it further enacted, That the Contributors to the said Widows Fund shall consist of such of the present Members of the said Faculty of Advocates, and such of those Persons who, having been Members of the said Faculty, are now or have been Senators of the College of Justice, Barons of the Court of Exchequer in *Scotland*, or hold or have held any Judicial Appointment in the United Kingdom of *Great Britain and Ireland*, or in the Colonies, Dominions, and Dependencies thereunto belonging, as shall declare their Accession to the said Scheme, and engage and become obliged to contribute to the said Fund, by subscribing an Obligation or Engagement in Writing to that Effect in a Book to be kept for that Purpose within the Library of the said Faculty, or by any Writings under their Hands delivered to the Collector to be appointed in manner hereinafter provided, such Subscriptions to be made, and such Writings to be delivered, before the First Day of *January* in the Year One thousand eight hundred and thirty-one, and also of all Persons who shall be admitted Members of the said Faculty after the passing of this Act: Provided always, that Persons admitted Members of the said Faculty before the First Day of *January* in the Year One thousand eight hundred and thirty-two shall not be bound to become Contributors to the said Fund if they shall within One Calendar Month after the Dates of their Admission respectively intimate in Writing to the said Collector that they do not intend to become Contributors thereto, or to participate for their Widows in the Benefits thereof; and such of the said Contributors as have been Members of the said Faculty before the passing of this Act, and have declared their Accession to the said Scheme as aforesaid, and also such as shall be admitted Members thereof before the said First Day of *January* in the Year One thousand eight hundred and thirty-two, without their having intimated as aforesaid that they are not to become Contributors to the said Widows Fund, shall be deemed and taken to be present or original Members in reference to the said Widows Scheme, and shall be subject to the Provisions and Declarations hereinafter contained applicable to the present Members of the said Faculty.

To be divided into Three Classes.

III. And be it further enacted, That the said Contributors, and all Persons who may at any Time hereafter become Contributors to the said Widows Fund, shall be considered as consisting of Three Classes, according to the several Rates of Contribution hereinafter specified, or specified in the Schedules hereunto annexed, and corresponding to the Three several Rates of Annuities provided to their Widows, in respect of which the said Contributions shall be payable, as hereinafter mentioned; and it shall and may be lawful to each of the said Contributors, and to each of the Persons who may at any Time hereafter become Contributors as aforesaid, to enter for any one or other of these Classes, and thereafter to change from a lower to any higher Class, under the Provisions and Declarations hereinafter contained.

Bachelors to pay lower Annual Contributions than Husbands.

IV. And be it further enacted, That the Annual Premium, Rate, or Contribution to be paid by the said Contributors, and by all Persons who may at any Time hereafter become Contributors, in each of the Three Classes respectively, in the event of their contributing by Annual Payments, shall be less for those Contributors who are Bachelors or Widowers, at Admission to the Scheme, and while they continue unmarried, or for Life, if they never marry, than for those who are married at Admission: Provided always,

always, that such Bachelors or Widowers shall on their Marriage, and ever after during their Lives, be liable to the same Annual Contributions as those Contributors who are married at Admission; and which Annual Contributions shall not cease or determine, or be restricted, in the Case of Contributors who, having been married at or after Admission to the Scheme, shall become Widowers, and continue unmarried thereafter.

V. And be it further enacted, That the said Annual Rates or Annual Contributions, whether payable by those unmarried at Admission to the said Scheme, or by those who are either married at Admission or shall marry after Admission to the said Scheme, shall be the same for each Class of Annuity respectively for all the Contributors to the said Fund who may contribute by Annual Rates, whether they have been Members of the said Faculty prior to or shall become Members after the passing of this Act; and which Annual Rates for each of the Three Classes of Contributors, and corresponding to the Three Rates of the Annuities provided to their Widows as aforesaid, shall be as follows; *videlicet*, for the First and lowest Class of Contributors, and for an Annuity of Sixty Pounds, the Annual Rate shall be Five Pounds Five Shillings, or Seven Pounds Seven Shillings; for the Second Class of Contributors, and for an Annuity of Eighty Pounds, the Annual Rate shall be Seven Pounds Seventeen Shillings and Sixpence, or Eleven Pounds and Sixpence; and for the Third and highest Class of Contributors, and for an Annuity of One hundred Pounds, the Annual Rate shall be Ten Pounds Ten Shillings, or Fourteen Pounds Fourteen Shillings; all Sterling Money; the lower of these Annual Rates in each of the said Three Classes being the Annual Rates payable by such Persons as are unmarried at Admission, and while they continue unmarried; and the higher of these Annual Rates being the Annual Rates payable by such as are married at Admission, or who may marry thereafter; but subject always to the Provisions and Declarations hereinafter contained.

The Annual Contributions in each Class to be the same for all who may become Contributors.

Annual Rates or Contributions in each Class.

VI. And be it further enacted, That such of the present Members of the said Faculty, and such of those Persons as may be entitled to enter as present Members of the said Scheme as aforesaid, who shall engage or be bound to contribute to the said Widows Fund in manner hereinbefore directed, and who may be married at the Time, shall be at liberty to contribute for any One of the said Annuities which they may select, either by single Payments to supersede all future Payments in respect of their then present or subsisting Marriages, or by the Payment of Fines or Taxes to be called Age Taxes at Admission to the Scheme, and of Annual Rates thereafter during their Lives; for Specimens of which single Payments and Age Taxes Reference is had to the Schedule (A.) hereunto annexed, which is hereby declared to form a Part of this Act in so far as regards the Ages therein contained, and to be of the same Force and Effect as if it were and as if every Part thereof were herein engrossed in Words at Length; and the single Payments and the Age Taxes payable by Contributors whose Ages or the Ages of whose Wives are not contained in the said Schedule shall be calculated, ascertained, and fixed in such Manner as to bear a fair and just Proportion to the single Payments and Age Taxes for Contributors whose Ages and the Ages of whose Wives are contained in the said Schedule (A.); and the said Calculations shall be so made by the Actuary to be appointed by the said Contributors

Contributions to be paid by the present married Members of Faculty;

Contributors in manner hereinafter directed; and upon a Certificate signed by the said Actuary, expressing the single Payment or the Age Tax exigible in any and every Case, the said Contributors, and each of them shall pay either the single Payment or the Age Tax so certified, according as they and each of them may prefer one or other of these Modes of contributing to the said Fund; and each of those Persons who may contribute by Age Taxes shall also pay the Annual Rates hereinbefore expressed, and as specified and set forth in the Schedule (B.) hereunto annexed, and which Schedule is to be held as much a Part of this Act as if it were and as if every Part thereof were engrossed herein in Words at Length, and that according to the Class they and each of them may select as aforesaid.

and by the unmarried, till and at their first Marriage.

VII. And be it further enacted, That such of the present Members of the said Faculty, and such of those Persons as may be entitled to enter as present Members of the said Scheme as aforesaid, who shall engage or be bound to contribute to the said Widows Fund, and who may be unmarried at the Time, shall each of them pay, while they continue unmarried, the Annual Rates of the Class they may select, payable by the Bachelors of that Class; but in the event of their marrying, they and each of them shall then pay the Sum of Fifty Pounds Sterling, and thereafter the higher Annual Rates payable by the Husbands of that Class for the Remainder of their Lives; both which Bachelors and Husbands Rates have been hereinbefore stated, and are specified in the said Schedule (B.); and further, if any of the Wives of such Contributors, at such Marriages, being their first Marriages after Accession to the said Scheme, shall be more than Five Years younger than their Husbands, each of the said Contributors whose Wife is more than Five Years younger shall also be liable in the Payment of and shall pay a Fine or Tax to be called an equalizing Tax, and which Tax shall correspond to the Class he may have selected, and that for every Year his Wife may be more than Five Years younger, as also specified and set forth in the said Schedule (B.); the Ages of the said Contributors and their Wives to be computed as hereinafter directed.

Taxes to be paid on the future Marriages of the present Members of Faculty.

VIII. And be it further enacted, That such of the present Members of the said Faculty, and such of those Persons as may be entitled to enter as present Members of the said Scheme as aforesaid, who shall engage or be bound to contribute to the said Widows Fund, whether they are married or unmarried at the Time of their so engaging or becoming bound to contribute, shall, upon every Marriage after the present or subsisting Marriages in the Case of those who may be then married, and of every Marriage after the first Marriages after joining the Scheme in the Case of those who may be then Bachelors or Widowers, pay a Fine or Tax to be called a Marriage Tax, according to the Class to which they may belong, and also the equalizing Tax of that Class for every Year their Wives may be more than Five Years younger than themselves; both which Taxes are specified and set forth in the Schedule (B.), and are the same as will be payable by future Members of the said Faculty; and the said Marriage Tax and equalizing Tax, if exigible, shall be paid by such of the Contributors aforesaid as have made single Payments at acceding to the Scheme, as well as by those who have contributed by Age Taxes and Annual Rates.

IX. And

IX. And be it further enacted, That all Persons admitted Members of the said Faculty of Advocates on or after the said First Day of *January* in the Year One thousand eight hundred and thirty-two, and in all Time thereafter, shall be bound to contribute to the said Widows Fund, either by single Payments or by Annual Rates and Taxes, according to their own Option, and be entitled for their Widows to the Benefits thereof, under the Provisions contained in this Act; and all such Persons and each of them shall, before they are so admitted Members, pay to the said Collector for the Time being, for Behoof of the said Widows Fund, the Sum of Fifty Pounds Sterling in Name of Entry Money, and which Sum shall be paid before any such Person shall receive the Extract of the Act and Warrant of his Admission to the said Faculty from the Court of Session of *Scotland*, if he shall have passed his Civil Law Trials before the said First Day of *January* in the Year One thousand eight hundred and thirty-one, and if he shall not have passed his said Trials before that Date, he shall pay the said Sum of Fifty Pounds before he is remitted to such Trials; and it shall not be lawful to remit any Person proposing to become a Member of the said Faculty to his said Civil Law Trials on or after the said First Day of *January* in the Year One thousand eight hundred and thirty-one, nor to admit any One a Member of the said Faculty on or after the said First Day of *January* in the Year One thousand eight hundred and thirty-two, unless the Person so applying in either Case shall at the Time of such Application produce to the Clerk of the said Court of Session, or other Officer duly authorized by the said Court, the said Collector's Receipt for the Payment of the said Entry Money of Fifty Pounds, which Sum is to be paid without Exception by all and each of those Persons who are not admitted Members of the said Faculty before the said First Day of *January* in the Year One thousand eight hundred and thirty-two; and all such Persons as have thus paid the said Entry Money, and are thereafter admitted into the said Faculty, and as Contributors to the said Widows Fund, shall be deemed and taken to be future Members with reference to the said Widows Scheme, and be subject to the Provisions and Declarations contained in this Act applicable to such Members: Provided always, that the said Entry Money may and shall be returned to the said Contributors or their Representatives in the Events and under the Circumstances hereinafter mentioned.

Members of Faculty admitted after 1st Jan. 1832 must contribute to the Widows Fund, and pay 50% of Entry Money.

X. And be it further enacted, That the single Payments, Age Taxes, and other Contributions to be made by the future Members of the said Faculty, or such Persons as are admitted Members thereof on or after the said First Day of *January* in the Year One thousand eight hundred and thirty-two, shall, according to the Class they may respectively select, be such as are specified and set forth in the said Schedule (B.), but subject to the Provisions and Declarations hereinafter contained: Provided always, that the Admission or Entry Money of Fifty Pounds, mentioned in the said Schedule, and to be paid prior to Admission to the said Faculty, as hereinbefore enacted, shall be held and imputed *pro tanto* of the said single Payment, in the Case of such Members as may choose to contribute by single Payments, but without allowing any Interest thereon from the Time it may have been paid till the Date of such Admission; and declaring that such of the said future Members as may contribute by single Payments shall not be liable in Marriage Taxes on any of their Marriages, but in equalizing Taxes only, if the same be exigible,

Contributions to be paid by such future Members.

[*Local.*]

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and

and which shall be payable in that Case on all and each of their said Marriages.

Entry Money to be returned to the Heirs of those who die within 18 Months thereafter without having been admitted Members of Faculty, or if the Applicant be rejected.

XI. Provided always, and be it further enacted, That if a Period of Eighteen Calendar Months has not elapsed from the Payment of the said Entry Money of Fifty Pounds till the Death of the Person by whom it had been paid, and if such Person has not been admitted a Member of the said Faculty at the Time of his Death, then the said Entry Money shall be repaid by the said Collector to his Representatives, or to such other Person or Persons as he shall have duly authorized to receive the same, at the Term of *Whitsunday* next ensuing after his Death, but without any Interest; and the said Entry Money shall also be returned by the said Collector to such Persons as, upon their Application for Admission into the Faculty, the said Faculty, or those acting under their Authority, shall, in Terms of their Regulations for the Time being, have refused to admit, and that within One Calendar Month thereafter; but no Interest shall be allowed on the said Entry Money.

Every Contributor may change from a lower to a higher Annuity, if his Life be good at the Time.

XII. And be it further enacted, That all the Contributors to the said Widows Fund, both such as are or have been Members and such as may hereafter become Members of the said Faculty, and who at Admission into the said Widows Scheme have chosen to contribute and shall have contributed in the First or Second of the Three Classes aforesaid, shall be at liberty to remove from the Class in which they have been contributing, to the next higher, or to the Third or highest Class, as is hereinbefore provided, upon their paying and being bound to pay the several Contributions applicable to the Case of each such Contributor respectively, as specified and contained in the Schedule (C.) hereunto annexed; and which Schedule is to be held as much a Part of this Act as if it were and as if every Part thereof were engrossed herein in Words at Length: Provided always, that Intimation in Writing to that Effect shall be given to the said Collector at least Six Months before the Time at which such Change is proposed to be made, and that the Contributor is, at the Time when such Change is proposed to be made, residing in the said United Kingdom of *Great Britain and Ireland*, and not subject to any Disease or Infirmary which has a Tendency to shorten Life; and the Trustees hereinbefore and after mentioned, to whom the said Collector shall communicate the said Intimation at their First Meeting thereafter, shall have Power, and they are hereby authorized and required, to call for such Evidence with regard to the said Contributor's usual and ordinary State of Health, and the State of his Health at the Time, by the Certificates of Medical Men and otherwise, as they may deem proper and necessary, and thereon to reject his Application, if they shall deem it proper so to do; and their Decision, whatever it may be, shall be final, and not subject to the Review of any General Meeting of the Contributors, or of any Court of Law or Equity, upon any Ground or Pretext whatsoever, and no Suspension, Advocation, or Reduction thereof shall be competent; and every Contributor who has made a single Payment in the Class which he first entered shall in like Manner make the additional single Payment required on his changing to a higher Class, as specified and set forth in the said Schedule (C.): Provided further, that every Contributor by an Annual Rate, who goes beyond the Limits of *Europe* after changing to a higher Class, shall be bound to redeem the Annual Rate for which he is liable at the Time, both

both the original Annual Rate for which he was liable at Accession to the Scheme or Admission to the said Faculty and the higher Annual Rate payable in respect of such Change; and declaring that if the said Redemption Money be not paid before he departs from the said United Kingdom, the Right of his Widow, if he should leave one while he is so beyond the Limits of *Europe*, shall be restricted to the original Annuity for which he contributed before such Change.

XIII. And be it further enacted, That all the Contributors to the said Widows Fund, whatever may be their Class and their Age, and whether they be married or unmarried, shall always have the Power of redeeming and being relieved from the Payment of the Annual Rates for which they are liable at the Time, upon their paying the calculated Values of the said Annual Rates according to the most approved Law of Mortality, and the Values of Life Annuities founded thereon, computing Interest at Four Pounds *per Centum per Annum*, or at such other Rate as may be deemed to have been the common or usual Rate on an Average of Seven Years preceding the Period at which the Calculations may be made and the said Values fixed and determined; and which calculated Values of the said Annual Rates, when once so fixed, and as often as they may be so fixed, shall continue to be the Rule by which these Annual Rates may be redeemed for the Seven ensuing Years, and until the same be altered at the periodical Investigations to be made as hereinafter directed; and until such Alterations shall be made, it is hereby declared that the Sums payable in Redemption of the married and Bachelor Rates of the Three Classes of Contributors hereinbefore mentioned shall be those specified and set forth in the Schedule (D.) hereunto annexed, and which is to be held as much a Part of this Act as if it were and as if every separate Sum therein specified were engrossed herein in Words at Length: Provided always, that the Contributors who have thus redeemed their future Annual Rates shall nevertheless be subject to the Payment of Marriage and equalizing Taxes, if the same or either of them be afterwards exigible, and also to the Increase that will take place on their Annual Rates, if they be Bachelors at the Time they so redeem and afterwards marry, or if they shall thereafter change from a lower to a higher Class; but when they become liable to higher Annual Rates in respect of such Marriage or Change, the Difference between the Annual Rate which they have redeemed and such higher Rate, valued as aforesaid, shall also be redeemed; it being hereby declared that Contributors who redeem the Annual Rates for which they may be liable at the Time shall also be bound to redeem all other Annual Rates with which they may afterwards become chargeable, in as far as they exceed the Rates so redeemed.

Every Contributor by Annual Rates may redeem the same.

XIV. And be it further enacted, That such of the present Members of the said Faculty, and such Persons as, having been Members of the said Faculty, are entitled to become Contributors to the said Widows Fund, as shall neglect or decline to signify their Accession to the Scheme, and their Resolution to become Contributors to the said Fund, before the said First Day of *January* in the Year One thousand eight hundred and thirty-one, and also such of the Members of the said Faculty admitted before the said First Day of *January* in the Year One thousand eight hundred and thirty-two as shall duly intimate that they are not to be Contributors to the said Fund, shall not thereafter be allowed to join the Scheme, and contribute

Terms upon which Persons entitled to join the Scheme as present Members, but neglecting so to do before 1st Jan. 1832, may be admitted thereafter.

Exceptions
in favour of
those who
are beyond
the Limits
of Europe
at the Time
of passing
this Act.

contribute to and participate for their Widows in the Benefit of the said Fund, except upon the Terms required by this Act in the Case of Members of the said Faculty to be admitted on or after the said First Day of *January* in the Year One thousand eight hundred and thirty-two, paying the same Entry Money and other Contributions, according to their Age and their Condition, as married or unmarried, and according to the Number of Years, if married, which their Wives may be younger than themselves, as they would have had to pay if they had not before been Members of the said Faculty: Provided always, that no such Members shall be allowed to become Contributors unless the said Trustees shall be satisfied, by the Certificates of Medical Men and such other Evidence, if any, as they may think necessary, that the said Applicants are not at the Time subject to any Disease or Infirmary having a Tendency to shorten Life; nor shall any such Members be admitted unless they are at the Time residing within the said United Kingdom of *Great Britain* and *Ireland*; but declaring nevertheless, any thing herein contained to the contrary notwithstanding, that such of the present Members of the said Faculty, and such of those Persons who, having been Members of the said Faculty, are entitled to become Contributors to the said Widows Fund, as may not be within the Limits of *Europe* at the Time of the passing of this Act, shall be at liberty to become Contributors to the said Fund if they shall return to the said United Kingdom, and give due Intimation to the said Collector to that Effect as aforesaid, any Time before the said First Day of *January* in the Year One thousand eight hundred and thirty-two, upon their paying, and being in all Time thereafter bound to pay, the same Contributions as they would have been liable to pay if they had duly intimated their Resolution to become Contributors to the said Widows Fund before the said First Day of *January* in the Year One thousand eight hundred and thirty-one; but on and after the said First Day of *January* in the Year One thousand eight hundred and thirty-two, it shall not be lawful to admit such Members of Faculty as Contributors to the said Widows Fund, unless they shall have returned to the said United Kingdom, and shall have duly intimated to the said Collector that they intend to become Contributors thereto within Six Months after they have returned to the said United Kingdom, nor unless their Lives be deemed good Lives at the Time, to be proved to the Satisfaction of the said Trustees as aforesaid; and they shall, if admitted, pay, and be bound to pay, according to their Age and their Condition, as married or unmarried, the same Contributions that are made payable by this Act by all Persons who shall be admitted Members of the said Faculty on or after the said First Day of *January* in the Year One thousand eight hundred and thirty-two.

Intimations
to be given
by present
Members;

XV. And be it further enacted, That such of the present Members of the said Faculty as can only accede to the said Widows Scheme as present Members before the said First Day of *January* in the Year One thousand eight hundred and thirty-one, as aforesaid, and who may engage to contribute to the said Widows Fund, shall each of them, at the Time they subscribe the Obligation to that Effect in the Book to be kept for that Purpose, or in the Writings under their Hands to be delivered to the said Collector as aforesaid, also state in Writing their Ages, and the Ages of their Wives, if they are married, and the Annuities which they may respectively wish to provide for their Wives if they shall become Widows,
and

and also whether they are to contribute by single Payments or by Annual Rates ; and the like Intimations shall be given by such of the Members of the said Faculty admitted after the passing of this Act, and before the said First Day of *January* in the Year One thousand eight hundred and thirty-two, who do not intimate their Intention not to become Contributors as aforesaid, and who shall therefore be bound to contribute to the said Widows Fund, as present Members, within One Calendar Month after they become so bound and obliged ; and also all Persons admitted Members of the said Faculty on or after the said First Day of *January* in the Year One thousand eight hundred and thirty-two, and in all Time thereafter, and before it shall be lawful to admit them, shall each of them intimate to the said Collector, in Writing, their Ages, and the Ages of their Wives, if they are married, and the Annuities which they may respectively wish to provide for their Wives if they shall become Widows, and also whether they are to contribute by single Payments or by Annual Rates ; and all and each of the said Contributors, and all who may become Contributors at any Time hereafter, whether married or unmarried at Accession to the said Scheme or Admission to the said Faculty, shall in like Manner intimate, in Writing, to the said Collector, every Marriage which they may contract after becoming Contributors, and the Ages of the Wives of such Marriages, within One Calendar Month thereafter ; declaring that every Contributor who does not so intimate his Marriage and every Marriage shall be deemed and taken to be unmarried in relation to the said Widows Fund, and every Contributor who does not specify the Class and the Manner in which he is to contribute shall be deemed and taken to be a Contributor in the lowest Class, and by Annual Rates ; and also declaring, as it is hereby expressly provided and declared, that the Widow of any and every Contributor who has not before his Death duly intimated to the said Collector his Marriage, and the Age of his Wife, and made such further Payments to the said Collector as are required to be made by him under the Provisions of this Act in respect of such Marriage, shall have no Claim to and shall not be paid any Annuity or any other Sum whatsoever out of the said Fund ; and every Contributor who has not duly intimated his Marriage, and the Age of his Wife, and the Age of his Wife of every Marriage, within Six Months after such Intimation should have been made as aforesaid, shall be liable to a Penalty of Twenty Pounds Sterling in respect of every such Marriage, and which the Contributor so in default shall be bound to pay to the said Collector accordingly, along with the highest legal Interest thereon, from the Time of each such Marriage until the same shall be paid, and this in addition to all other Contributions, Interests, and Penalties to which the said Contributor may be liable under the other Provisions of this Act ; and it shall not be lawful to the Trustees to be appointed as is hereinafter provided to restore any such Contributor to the Privileges of the said Scheme, as a married Contributor, until the said Penalty of Twenty Pounds shall be paid and discharged.

and by
future
Members.

Penalties for
not giving
the Intima-
tions.

XVI. And be it further enacted, That it shall and may be lawful to the said Trustees, and they are hereby authorized and required, to call for such Evidence respecting the Ages of all the said Contributors, and the Ages of their Wives, if married, and the Ages of their Wives of every Marriage, as to them may appear necessary ; and such Evidence, when so

Trustees
may call for
Evidence of
the Ages of
Contributors
and their
Wives.

[*Local.*]

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required,

required, shall be laid before the said Trustees by all and each of the said Contributors accordingly ; and all the Intimations and Declarations to be made to the said Trustees by the said Contributors as aforesaid, with the Certificates or other Documents produced for the Purpose of instructing and verifying the same, shall be filed and preserved among the Records of the said Scheme, and form a Part thereof, and an Abstract shall be made therefrom, and entered in a Book to be kept by the said Collector for that Purpose.

The Widows Scheme to commence at Whitsunday 1830.

Annual Rates to be paid at that Term.

Contributions of the present Members, when payable ;

XVII. And be it further enacted, That the said Widows Scheme shall commence and come into operation at the Term of *Whitsundays*, or on the Fifteenth Day of *May* in the Year One thousand eight hundred and thirty, and shall be deemed to commence from that Day, and shall continue to subsist thereafter, in all Time coming, until dissolved by Authority of Parliament ; and on the said Fifteenth Day of *May* in every ensuing Year, or on the first lawful Day thereafter, the Annual Rates payable by all the Contributors to the said Widows Fund, whether married or unmarried, who have not made single Payments or redeemed the said Rates as aforesaid, shall be paid to the said Collector for the Time being, for Behoof of the said Widows Fund ; and the Contributions hereinbefore required, and particularly specified and set forth in the said Schedules, shall be payable and paid to the said Collector, for Behoof of the said Widows Fund, by such of the Members of the said Faculty as may engage or be bound to become Contributors before the said First Day of *January* in the Year One thousand eight hundred and thirty-two, as aforesaid, at the Times and Terms following ; *videlicet*, the Annual Rates and Age Taxes, or the single Payments, as the Case may be, payable by those Persons who shall become Contributors or be bound to contribute to the said Fund before the Term of *Whitsunday* One thousand eight hundred and thirty-one, and who may be married at the Time, shall be held to have been due at the said Term of *Whitsunday* One thousand eight hundred and thirty, and shall, with the highest legal Interest thereon from that Term, be payable at the Time they may so engage or become bound to contribute, or as soon thereafter as the said Collector has been appointed in manner hereinafter mentioned ; and the Annual Rates and Age Taxes, or the single Payments, as the Case may be, payable by those Persons who shall become Contributors or be bound to contribute to the said Fund after the said Term of *Whitsunday* One thousand eight hundred and thirty-one, and before the said First Day of *January* One thousand eight hundred and thirty-two, and who may be married at the Time, shall in like Manner be held to have been due at *Whitsunday* One thousand eight hundred and thirty-one, and shall, with the highest legal Interest thereon from that Term, be payable at the Time they may so engage or become bound to contribute ; and all who shall engage to become Contributors or be bound to contribute to the said Fund before the said First Day of *January* One thousand eight hundred and thirty-two, and who may be unmarried at the Time, shall pay the Annual Rates for which they may be liable, with the highest legal Interest thereon, from the Term of *Whitsunday* preceding, at the Time when they may so engage or be bound to contribute as aforesaid ; and the Contribution of Fifty Pounds hereinbefore made payable in the event of those who are unmarried at Admission to the Scheme afterwards marrying, and also the marriage and equalizing Taxes imposed on every

every future Marriage of those Persons who are married at Admission, and on every future Marriage after the first Marriage of those who are unmarried at Admission, shall be payable and paid by all the Contributors admitted before the said First Day of *January* in the Year One thousand eight hundred and thirty-two at the Time of each such Marriage respectively; declaring nevertheless, that the Addition to be made to the Annual Rate at Marriage, in the Case of every Contributor who is unmarried at Admission to the said Scheme, shall at Marriage be paid only for the Time that may have to elapse from the Date of such Marriage till the next ensuing Term of *Whitsunday*, when, and at every subsequent Term of *Whitsunday*, such higher married Rate shall be paid by him accordingly.

XVIII. And be it further enacted, That all Persons who may be admitted Members of the said Faculty after the said First Day of *January* One thousand eight hundred and thirty-two, who shall be bound to contribute to the said Widows Fund under the Provisions of this Act, and who shall have paid the Entry Money, as hereinbefore directed, shall each of them pay, at or before Admission to the said Faculty, the single Payment and the Age Tax, or the Age Tax only, according to the Class in which they may have previously agreed to contribute, and the Mode of contributing they may have preferred, as is hereinbefore provided; and all and each of them shall, if married, pay at the same Time the equalizing Tax, and those Persons who are to contribute by Annual Rates also the Marriage Tax, of the Class in which they may have agreed to contribute; but if not married at Admission to the said Faculty, every Contributor by a single Payment shall be liable on his Marriage for the equalizing Tax only, and shall then pay the same; and every Contributor by an Annual Rate shall on his Marriage be liable for the equalizing Tax, and also for the Marriage Tax, and shall then pay the same; and on every future Marriage the said equalizing Tax shall be paid by all and each of the said Contributors, and both the marriage and equalizing Tax by those who contribute by Annual Rates; and the said Taxes shall be payable at the Time of every such Marriage respectively; provided always, that no Age Tax shall in any Case be payable by any future Member, at Admission to the said Faculty, on account of the said Widows Fund, if he has not then completed the Twenty-fourth Year of his Age, nor any equalizing Tax at any Time by any Contributor to the said Fund, unless the Wife of the said Contributor be more than Five Years younger than himself, computing their Ages as hereinafter directed; and the first Annual Rate to be paid by all such Contributors as have not made single Payments shall not be payable till the Term of *Whitsunday* next ensuing the Dates of their being respectively admitted Members of the said Faculty, when, and at every future Term of *Whitsunday*, the said Annual Rates shall be paid by them accordingly; declaring nevertheless, that when a Contributor who was unmarried at Admission to the said Faculty shall afterwards marry, he shall, if a Contributor by Annual Rates, pay at his Marriage a Proportion of the Addition to be made in that Case to his Annual Rate corresponding to the Time from his said Marriage till the next ensuing Term of *Whitsunday*, when, and at every subsequent Term of *Whitsunday*, such higher married Rates shall be paid by him accordingly.

Contributions of future Members.

XIX. And

Contributions on changing, when payable.

XIX. And be it further enacted, That the Contributions to be made at changing from a lower to any higher Class shall be the same for those Persons who are or have been Members of the said Faculty at or prior to the said Term of *Whitsunday* One thousand eight hundred and thirty, and for all who may thereafter become Members thereof; and the said Contributions shall, with the Exception of the Annual Rates, be payable before such Contributors are admitted into the said higher Class; and the advanced Annual Rates payable by those Persons who have not made single Payments shall be paid at the next and every ensuing Term of *Whitsunday* at which the Annual Rates are payable by all such Contributors; and the said Contributors who after being admitted to the said higher Class shall be liable in the Payment of the same Contributions as the original Contributors to that Class, shall in like Manner be bound to pay such Contributions at the same Periods; provided always, that where a Contributor by an Annual Rate changes to a higher Class, and consequently becomes liable to a higher Annual Rate, he shall pay at the Time of such Change, and before he is admitted into the higher Class, a Proportion of the Addition to be made to his Annual Rate corresponding to the Time that may have to elapse till the next ensuing Term of *Whitsunday*, when, and at every subsequent Term of *Whitsunday*, such higher Annual Rate shall be paid by him accordingly; and every Contributor who has agreed to redeem his Annual Rate, or by reason of his going beyond the Limits of *Europe* after changing to a higher Class shall be bound to redeem his Annual Rate as aforesaid, shall pay the calculated Value thereof as specified and set forth in the said Schedule (D.), or such other Sum as may hereafter be required for the Redemption thereof, under the Provisions of this Act, before he leaves the said United Kingdom in the Case of a Contributor going beyond the Limits of *Europe* after changing, or otherwise on or before the next ensuing Term of *Whitsunday*, and he shall be liable in Payment of the said Annual Rate until the said Redemption Money be paid, but without Prejudice to the Right of the said Trustees to compel the said Contributor to pay the Redemption Money which he may have become bound to pay, if they shall see Cause: And whereas those Contributors who shall have redeemed the Annual Rate for which they were liable at the Time of such Redemption are bound by the Provisions of this Act to redeem the additional Annual Rate for which they may thereafter become liable in respect of their marrying or changing to a higher Class; it is hereby declared, that the Sum to be paid for the Redemption of the Difference in Amount between the said Annual Rate they shall have redeemed and such higher Annual Rate shall be payable at the Time of every such Marriage or Change.

Sums in Redemption of Annual Rates, when payable.

Penalty for Nonpayment.

XX. And be it further enacted, That the several Contributions hereinbefore required, and particularly specified and set forth in the Schedules annexed to this Act, shall be paid to the Collector of the said Widows Fund for the Time being, for Behoof of the said Fund; and if the said Contributions or any of them be not paid within One Calendar Month from the Day they and each of them become due as aforesaid, they shall bear the highest legal Interest from the Day they and each of them become due until they are paid; and if not paid within Six Calendar Months after they shall have become due, a Penalty of Ten Pounds *per Centum* shall be charged on each of the said Contributions; and the said

Contributions, Interest, and Penalties shall then be formed into one aggregate or accumulated Capital Sum, which shall bear the highest legal Interest till paid; and which Interest and Penalties, as well as the original Contributions, and all Costs (if any) that may have been or shall be incurred in recovering the same, shall be levied and paid to the said Collector without Abatement or Modification.

XXI. And be it further enacted, That the whole Contributions hereinbefore mentioned, and particularly specified and set forth in the Schedules hereunto annexed, with the Interests, Dividends, Penalties, and every Profit and Increase that may in any Manner of Way accrue thereon and thereto from Time to Time, shall form one aggregate Fund, out of which there shall be paid, in the first place, the Expences incurred in the Preparation of the said Widows Scheme and the procuring of this Act, with the Charges to be necessarily incurred in the Management and Administration of the said Fund in all Time coming; and out of the said Fund there shall be paid, in the second place, Annuities to the Widows of the said Contributors, according to the Class in which each of their Husbands may have contributed, as herein before and after specified and directed; and it shall not be lawful to use or apply any Part of the said Fund for or to any other Ends or Purposes whatsoever; and the said Fund shall be vested in and held by Persons being Contributors thereto, to be appointed in manner hereinafter mentioned, in Trust for Behoof of the said Contributors and their Widows, and who shall be known and designated by the Title of The Trustees of the Widows Fund of the Faculty of Advocates of *Scotland*; and which Trustees, in the due Management and Administration of the said Widows Fund, shall not be liable for the Solvency of Debtors, or for the Collector or other Officers employed under them, nor any One of them for the Actings and Intromissions of his Co-Trustees, but each of them shall be liable for his own Acts and Deeds only, and the said Trustees shall be relieved of all Obligations which they may come under, and be allowed out of the said Fund all the Charges and Outlay which they may *bonâ fide* incur or be liable for, in the Execution of the said Trust; declaring that no Obligations undertaken by the said Trustees, as such, shall in any Case be held or construed to constitute any Claim against their Persons or Estates, but only against the Fund itself, and themselves as Trustees and Custodiers thereof.

The Contributions to form a Widows Fund, and to be vested in Trustees.

Trustees not to be personally liable.

XXII. And be it further enacted, That there shall be paid by the said Collector to the Widows of all the Contributors to the said Fund, and out of the said Fund, subject to the Provisions and Declarations hereinafter contained Annuities corresponding to the Classes in which their deceased Husbands had been Contributors; (that is to say,) to every Widow of a Contributor in the First or lowest Class, an Annuity of Sixty Pounds; to every Widow of a Contributor in the Second Class, an Annuity of Eighty Pounds; and to every Widow of a Contributor in the Third and highest Class, an Annuity of One hundred Pounds; all Sterling Money; all which Annuities shall commence and begin to run from the Day of the Death of each Contributor respectively, and continue to be paid down to the Day of the Death of his Widow; the first Payment of which Annuities shall be made to the said Widows at the Term of *Whitsunday* or on the Fifteenth Day of

Annuities to be paid to the Widows.

[Local.]

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May

May next ensuing the Death of the Contributors, their Husbands; or on the first lawful Day thereafter, for such Portions thereof as may be then due, and the next and subsequent Payments at the said Term of *Whitsunday* yearly and every Year during the Lives of such Widows (of which the Trustees shall require such Evidence as they may deem necessary), and whether they remain Widows or marry again; and such Portions of the said Annuities as may be due at the Deaths of the said Widows shall be paid, within One Month thereafter, to such Person or Persons as they may have directed by any Writing under their Hands, failing which, to their reputed Heirs or nearest of Kin, and that without requiring Administration or Confirmation; and the Receipts of the Person or Persons to whom the Payments are so made shall be sufficient Discharges to the said Trustees; and the said Fund shall thus be effectually exonerated and relieved of and from all Claims whatsoever for or on account of such Widows, any Law or Practice to the contrary notwithstanding: Provided always, that these several Annuities and each of them may be diminished or augmented according to the State of the Fund, and the Charges thereon, actual and contingent, as the same shall be ascertained at the periodical Investigations to be made under the Orders of the Trustees, as hereinafter directed.

No Annuities to be payable till *Whitsunday* 1835;

and Rates to be paid by Widows till that Term.

XXIII. Provided always, and be it further enacted, That no Annuities shall be due or paid until the Term of *Whitsunday* One thousand eight hundred and thirty-five, being Five Years after the Commencement of the said Scheme; and at that Term One Year's Annuity, if the same be due, and no more, shall be paid to all and each of the Widows then in Life and entitled thereto under the Provisions of this Act, whatever may be the Time more than One Year that shall have elapsed since the Deaths of their Husbands; but where One full Year has not then so elapsed, there shall be paid to the Widows of such Contributors only a Portion of the Annuities corresponding to the Time from such Deaths to the said Term of *Whitsunday* One thousand eight hundred and thirty-five, as aforesaid; and during the said Term of Five Years, and from the Deaths of their Husbands respectively until the said Term of *Whitsunday* One thousand eight hundred and thirty-five, the said Widows shall be bound to pay the Annual Rates which would have been payable by their Husbands if they had been in Life, and had been Contributors by Annual Rates; and which Rates so to be paid by the said Widows shall be payable at the Term of *Whitsunday* every Year as aforesaid, subject to the Interest and Penalties to which the Contributors themselves are hereinbefore made liable, and which shall, if incurred, be paid by the said Widows accordingly.

No Annuities payable to Widows of future Contributors who have not lived to pay Two Years Rates, but Entry Money to be returned.

XXIV. Provided always, and be it further enacted, That the Widows of Members of the said Faculty admitted after the said First Day of *January* One thousand eight hundred and thirty-two, whether they be admitted within the said Term of Five Years or at any Time thereafter, and who may contribute by Annual Rates, shall not have any Claim nor be entitled to the said Annuities or any Part thereof unless their Husbands shall have lived to pay and shall have paid Annual Rates as they become due for Two Years at least after their Admission to the said Faculty; but, upon the Demand of the said Widows, the Collector of the Fund shall, at the Term of *Whitsunday* next ensuing the Deaths of their Husbands,

Husbands, pay to them and each of them the Entry Money of Fifty Pounds which had been paid by their said deceased Husbands, but without Interest; which Payment shall be in full of all Claim which the said Widows have or might have had on the said Fund.

XXV. And be it further enacted, That all Contributions in arrear at the Death of a married Contributor, with the Interest and Penalties which may be due thereon, if they are not such as to infer Forfeiture of the Annuity as aforesaid, or if Forfeiture has not been declared by the said Trustees in manner hereinafter directed, shall form a Charge upon the Annuity payable to the Widow of such Contributor, and be deducted therefrom every Year till they are fully liquidated and discharged, but in the Proportion of not more in any Year than One Third Part of the said Annuity; provided always, that no Deduction shall be made from the Annuity or the Portion of the Annuity payable at the Term of *Whitsunday* next after the Death of the said Contributor, except in the Case of every Widow who may be entitled to a full Year's Annuity at *Whitsunday* One thousand eight hundred and thirty-five, out of which there shall be taken at that Term whatever Sum may have become due and payable by herself from the Death of her Husband, as aforesaid; but declaring that, with the Exception of Arrears which thus must be paid by the Widows themselves, the Heirs and Representatives of every Contributor, whether he be married or unmarried at the Time of his Death, shall in all Cases be liable in the Payment of the Contributions, Interests, and Penalties due by such Contributor at the Time of his Death; and that the Payment of the Arrears due by the said Contributor, if thus obtained from his Widow, shall not be held to free and relieve the Heirs or Representatives of the said Contributor from their Liability for the same, but all the said Widows and each of them shall be entitled to insist against the Representatives of their deceased Husbands, not merely for Repayment of the Sums which may be deducted on that Account from their Annuities from Year to Year, but further, as soon after the Deaths of their Husbands as such Arrears are known to exist, and before any such Deductions shall be made, it shall be lawful to each of the said Widows, upon producing the Certificate of the said Collector specifying the Amount of such Arrears, to demand of the said Representatives that the same be discharged forthwith, and her Annuity relieved thereof in all Time coming; and the said Representatives shall be bound to relieve the said Widow accordingly; and the said Collector shall grant such Certificates, whenever he may be required by any of the said Widows so to do.

Arrears to be deducted from the Annuities;

but the Widows to be relieved by the Representatives of their deceased Husbands.

XXVI. And be it further enacted, That no Widow shall be entitled to draw more than One Annuity from the said Fund, though she may have been the Widow of more than One Contributor in succession; but the Contributor who marries the Widow of a former Contributor, and who is in the Receipt of one or other of the Annuities payable by this Act, if he has been paying an Annual Rate as an unmarried Contributor immediately before his Marriage, shall still continue to pay that Rate only after his Marriage, and whether he be a Widower or a Bachelor he shall not be liable in any Marriage Tax or equalizing Tax in respect of such Marriage, nor shall a Contributor who has made a single Payment be liable in any equalizing Tax on such Marriage; provided always, that

No Widow to draw more than One Annuity; but the Contributor who marries the Widow of a former Contributor not to be liable for any Contributions in if

respect of
such Mar-
riage.

if the said Contributor so marrying the Widow of a former Contributor shall change to a higher Class at or after such Marriage, he shall be liable in and pay the same Contributions as he would have been liable in if his Wife had not been the Widow of a former Contributor, and in that Case the Widow of such Marriage shall be entitled to such higher Annuity in lieu and instead of her former Annuity, but not in addition thereto.

Annuities
not trans-
ferable, nor
attachable
by Creditors.

XXVII. And be it further enacted, That it shall not be lawful for the Widows entitled to Annuities under the Provisions of this Act to sell, assign, or transfer or otherwise convey the same or any Part thereof, nor shall the said Annuities be subject to Arrestment or other Diligence at the Instance of their Creditors, nor shall they fall under the *Jus mariti* of the Husbands whom such Widows may afterwards marry, nor be liable to nor attachable for the Debts of such Husbands; but the said Annuities shall be held to be purely alimentary, and be paid, notwithstanding any such Sale, Assignations, Transfer or other Conveyance, Arrestment or other Diligence, or Marriage, to the Widows entitled to the same, upon their own Receipt and for their own Use exclusively.

Annuities
may be de-
clared pro-
tanto of Pro-
visions in
Marriage
Contracts;

XXVIII. And be it further enacted, That it shall and may be lawful to every Person who may become a Contributor to the said Widows Fund, or be bound to contribute thereto, and who is married at the Time, to declare by a Writing under his Hand, which shall be effectual though the same be not executed with the Solemnities required for Deeds by the Law of *Scotland*, that the Annuity to which his Widow shall be entitled under the Provisions of this Act shall be held *pro tanto* of the Sum or Sums to be paid to his Wife in the event of her being the Survivor of the Marriage, by way of Annuity or otherwise, under the Provisions of their Marriage Contract or other Deed; and the said Widow shall be bound accordingly to allow an Abatement to be made from the said Sum or Sums corresponding to the Amount of the Annuity to be paid to her under this Act in respect of such Marriage, if the Provision made in her Favour by her Husband be by way of an Annuity payable during her Life, but if otherwise, according to the just Value of the Annuity to be paid to her under this Act, to be ascertained at the Time when it first becomes payable; but declaring that no Person who is unmarried at the Time he becomes a Contributor, or is bound to contribute to the said Widows Fund, and who afterwards marries, nor any Contributor who, having been married after Admission to the Scheme, becomes a Widower and marries again, shall be entitled to impute the Annuity provided to his Widow by this Act *pro tanto* of the Sum or Sums payable to her by their Marriage Contract or other Deed, unless Power to that Effect be expressly reserved therein: Provided always, that any such Declaration or Reservation made by a Contributor shall have no Force or Effect if the Right to the Annuity which would have been payable to his Widow under the Provisions of this Act shall be forfeited and lost by his Death or Default, in manner hereinbefore and after expressed; but his Widow in that Case shall be entitled to all the Provisions made in her Favour by the said Marriage Contract or other Deed, as if her Husband had never been a Contributor to the said Widows Fund, or had never made any such Declaration.

but if An-
nuities be
forfeited,
the Right to
such Pro-
vision to
revive.

XXIX. And be it further enacted, That the Age of every Contributor to the said Widows Fund, according to which he shall pay the Age Tax and the equalizing Tax, shall be the Age he will complete at his next ensuing Birthday, and the Age of every Wife, with reference to the said equalizing Tax payable when she is more than Five Years younger than her Husband, shall be the Age she has completed at her last Birthday; and this Rule for computing the Ages shall be used and applied in the Case of all the present as well as of all the future Members of the said Faculty.

Ages, how
to be com-
puted.

XXX. And be it further enacted, That such of the present Members of the said Faculty, and such of those Persons who having been Members of the said Faculty shall be entitled to be admitted to the Benefits of the said Scheme, who shall have engaged to become Contributors to the said Widows Fund, by subscribing an Obligation to that Effect in a Book, or by a Writing under their Hands, as is hereinbefore provided, shall, upon Notice to be transmitted to them by the Dean of the said Faculty, if he shall have engaged to become a Contributor, or otherwise by the senior Member of the said Faculty among such as have engaged to become Contributors, hold a Meeting within One Calendar Month from and after the passing of this Act, to elect Trustees and other Officers, and for carrying into execution the other Provisions of this Act; and a Stated General Meeting of the Contributors to the said Widows Fund for the Time being shall be held on the Second *Wednesday* of *June* every Year thereafter; and Special General Meetings of the said Contributors shall be called and held at any Time during the sitting of the Court of Session, after such Notice as the Trustees may appoint, and that either by the Desire of the said Trustees or on a Requisition in Writing signed by at least Ten Contributors, delivered to the Clerk to the said Fund, to be appointed as hereinafter directed; and upon every such Requisition the Trustees and the said Clerk shall be bound to call a Special General Meeting, to be held within less than Six Weeks after the Delivery thereof; at all which Meetings the Dean of the said Faculty, if a Contributor, and in his Absence the senior Member of Faculty among the Contributors, shall take the Chair, and sign the Minutes, as Chairman or Preses of the said Meetings; and all such Meetings shall be held at the usual Place or Places of meeting of the said Faculty, or at such other Place or Places within the City of *Edinburgh*, and at such Hours, as the said Trustees may appoint.

Meetings
of Contri-
butors.

XXXI. And be it further enacted, That at the First General Meeting of the Contributors to be held as aforesaid there shall be chosen, by a Majority of the Contributors present at the said Meeting, Six Persons, being Contributors, who with the Dean of the said Faculty for the Time being, if he is a Contributor, shall be the Trustees of the said Widows Fund; and Two of the said Trustees so to be chosen, being the Two senior Members of the said Faculty on the List, shall go out of Office at the Annual General Meeting to be held on the said Second *Wednesday* of *June* in the Year next ensuing, and others be then chosen in their Stead, and at every subsequent Annual General Meeting the Two senior Members of the said Faculty on the List of the Trustees so to be chosen at the First General Meeting as aforesaid shall go out of Office, and others be chosen in their Stead, the Names of the Trustees last chosen to be always placed at the Bottom of the List; and when all the original Trustees shall have

Election of
Trustees.

[*Local.*]

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No Contributor to be elected, and Trustees not to act, if in Arrear.

thus gone out of Office by Rotation, the Two Trustees first on the List shall in like Manner go out of Office at every subsequent Annual General Meeting, and others be then chosen in their Stead: Provided always, that it shall and may be lawful to the said General Meetings to re-elect the same Two Contributors, or either of them, to the Office of Trustee or Trustees, after he or they have been One Year at least out of Office, but not otherwise, the Name or Names of him or them in that Case being placed at the Bottom of the List of Trustees, and he or they being held to be the junior Trustee or Trustees at the Time, as if he or they had never been formerly in that Office; but declaring that a Contributor shall be disqualified for being elected a Trustee if he has not paid up all the Contributions for which he is liable at the Time when such Election is to be made, and further, that after such Election he shall not be entitled to act as a Trustee, if and while the Contributions for which he is liable, or any Part thereof, remain unpaid for Six Months after they are due and payable; and declaring further, that in the event of the Resignation, Disqualification, or Incapacity of any One or more of the said Six Trustees to be chosen by the said Contributors, it shall and may be lawful for the other Trustees, and they are hereby authorized and required, to appoint an Interim Trustee or Interim Trustees in his or their Stead, but who shall continue in Office only till the next Annual or Special General Meeting, when the Appointment shall either be confirmed, or One or more Trustees, as the Case may be, shall be elected to supply his or their Place by the said General Meeting.

Powers and Duties of Trustees.

XXXII. And be it further enacted, That the whole Monies to be exacted, levied, and paid under the Provisions of this Act, with the Income, Profits, Interests, Dividends, and every Increase that may accrue thereon or thereto from Time to Time, which shall be vested in and held by the said Trustees as aforesaid, shall be managed and administered by them for the Purposes hereinbefore mentioned, subject always to the Orders and Instructions of the said General Meetings, stated or special, and for no other Purpose whatsoever, any Three of their Number, at their Meetings to be held under the Authority of this Act, to form a Quorum for the Despatch of Business, whose Acts and Deeds at such Meetings, or performed by the Order of such Meetings, and their Subscriptions to all Papers required to be signed by the said Trustees, and directed by them to be so signed, shall be as valid and effectual as the Acts and Deeds and Subscriptions of the whole Trustees; and the said Trustees shall from Time to Time lay out and invest the said Monies, or so much thereof as are not required for the Payment of the Annuities and other Charges as aforesaid, at the highest legal Interest that can be obtained therefor at the Time, on good and approved Securities, or in the Purchase of Government Stock, or Stock of the Bank of *England*, or of the Banks of *Scotland* established by Acts of Parliament or Royal Charters, or Annuities secured upon Land, or Feu Duties, or of other Heritable Property, yielding at the Time, and calculated by competent Judges to yield, a perpetual Rental or Income, free of all Charges whatsoever, not less than the Interest that may be got for Money at the Time; and all Bonds, Bills, Promissory Notes, Certificates, Dispositions, Assignations, Conveyances, and other Deeds and Instruments granted for or in reference to such Loans or Investments shall be conceived and taken in favour of the said Trustees, or any Three of them whom they may nominate for that Purpose, and of their Successors in Office
for

for the Time being, for Behoof of the said Widows Fund; and the Monies so lent out, with the Securities granted for the same, and the Stock or Property so purchased, with the Assignations, Dispositions, and other Deeds establishing a Right and Title to the same, shall thus become effectually vested in the Trustees for the Time being, without any Transference from their Predecessors in Office; with Power to the said Trustees, or any Three of them nominated as aforesaid, to call up the Sums so lent out, and to sell the Stock or Property so purchased, at any Time; and whose Receipts, Discharges, Dispositions, Assignations, or other necessary Deeds and Instruments, shall be sufficient and effectual to and shall fully exonerate the Persons to whom or in whose Favour the same may be granted; and also with Power to the said Trustees to re-invest, in like Manner, from Time to Time, the Proceeds, or what Part thereof may not be wanted for carrying into effect the Purposes of the Trust as aforesaid.

XXXIII. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, to lay out and invest the said Monies, or such Part thereof as shall be applied in the Purchase of Government Stock, or Stock of the Bank of *England*, in the Names of Two or more of their Number, or of Two or more Persons, being Contributors to the said Widows Fund, to be nominated by the said Trustees for that Purpose, and to take from such Trustees or Contributors so to be nominated such Declarations of Trust or Obligations as to the said Trustees shall appear necessary and proper for effectually binding such Trustees or Contributors so to be nominated to hold such Government Stock, or Stock of the Bank of *England*, and all Interests, Dividends, or Profits from Time to Time to become due thereon, at and subject to the Disposal and Controul of the said Trustees, in regard to the purchasing, selling, and transferring from Time to Time such Stock, and receiving, accounting for, and paying over the Interests, Dividends, or Profits to become due thereon as aforesaid, and in all and every other respect in relation thereto and every Part thereof.

Government and Bank Stock to be held in the Names of Two or more of the Contributors.

XXXIV. And be it further enacted, That the said Trustees shall in every Year hold Two Meetings at the least, one of them on the Third *Wednesday* of *November*, and the other on the First *Wednesday* of *May*, at which Meetings there shall be laid before them the States, Lists, and Reports hereinafter mentioned, on all which they shall issue to the Collector of the Fund, and the other Officers under them for the Time being, such Orders and Instructions as Circumstances may require, and as to them shall appear proper and expedient: Provided always, that the Trustees shall meet at all other Times, when required by any Two of their Number, or on the Application of the said Collector or of the said Clerk, setting forth the Purposes for which such Meetings are to be held.

Meetings of the Trustees.

XXXV. And be it further enacted, That the Contributors shall, at their First General Meeting to be held as aforesaid, and immediately after the Election of Trustees, proceed to elect One of their Number to be the Collector of the said Fund; and thereafter, at the said Meeting, a Clerk and an Actuary or Accountant to the said Fund shall be chosen by them, for the Purposes hereinafter mentioned.

Election of Collector, Clerk, and Actuary.

XXXVI. And

Collector to be chosen at every Annual General Meeting ;

but may be suspended by the Trustees.

The Clerk and Actuary to hold Office during the Pleasure of the Trustees.

Collector to deposit Monies in a Bank.

States of Arrears, and Lists of Ages, &c., to be made by Collector.

Penalty for Arrears.

XXXVI. And be it further enacted, That at every Annual General Meeting of the Contributors after the First General Meeting to be held as aforesaid a Collector of the said Fund shall be chosen for the Year ensuing, or till the next Annual General Meeting ; but declaring that it shall be in the Power of every such Meeting to re-elect or continue in Office the Collector for the Time being, and which Collector shall become bound, with Sureties to the Satisfaction of the said Trustees, for his Intromissions with the Fund, to such an Amount as they may require, and which Sureties shall continue to be so bound so long as the said Collector continues in Office, in Terms of their original Bond in Security, without the same being renewed, or any other being granted on his Re-election as aforesaid, unless required by the said Trustees : Provided always, that the said Trustees shall have Power and they are accordingly hereby authorized to accept the Resignation of the said Collector, and also to suspend him from Office if they see Cause, and to appoint another Person to act in his Stead till the next ensuing Annual General Meeting, when the Proceedings of the Trustees in this Matter shall be subject to Revision, and finally decided on.

XXXVII. And be it further enacted, That after the Election of a Clerk and an Actuary or Accountant at the First General Meeting of the Contributors to be held as aforesaid, the Persons so elected and each of them shall continue in Office during the Pleasure of the Trustees, to whom it shall and may be lawful to supersede them or either of them, at any Time, and appoint others in their Stead, subject always to the Controul of the Annual General Meeting that shall ensue next thereafter ; and which Clerk shall also find Security for his Intromissions to the Satisfaction of the said Trustees.

XXXVIII. And be it further enacted, That the said Collector, and every Collector of the said Widows Fund for the Time being, shall immediately after receiving the several Contributions and other Monies hereinbefore ordered to be paid to him by the said Contributors, and all such Interests, Dividends, and other Monies belonging to the said Fund as the said Trustees may order to be paid to him, deposit the same in such Bank or Banks established by Act of Parliament or Royal Charter within the said City of *Edinburgh* as the Trustees may direct, upon an Account or Accounts to be opened in the Books thereof in Name of The Trustees of the Widows Fund of the Faculty of Advocates of *Scotland* ; and which Monies or any Part thereof shall not be drawn out, except upon Orders signed by Three of the said Trustees ; and the said Collector shall never at any Time retain in his own Hands more than Fifty Pounds Sterling of the Monies belonging to the said Fund.

XXXIX. And be it further enacted, That the said Collector shall make up a State of his Intromissions with the said Fund, and a State of Arrears (if any) due by the Contributors thereto, twice every Year, or oftener if required by the Trustees, and in Time to be laid before the said Trustees at their Meetings on the Third *Wednesday* of *November* and First *Wednesday* of *May* in every Year as aforesaid ; and which States shall have been previously examined, checked and verified by the said Actuary, and his Certificate of their being correct or otherwise shall be appended thereto ; and the said Trustees, upon the State of Arrears so certified being laid before them, shall order the Penalty of Ten Pounds *per Centum* as aforesaid,

aforesaid to be added to the Amount of the said Arrears in every Case where the same has been incurred, to be exacted, levied, and paid without Abatement or Modification; and the Collector shall make the necessary Entries in his Books, and charge himself with these Penalties accordingly, as well as with the Interest that may have accrued on the Contributions, and also with the Interest that may thereafter accrue upon the said Contributions, Interest, and Penalties, formed into an accumulated Capital Sum, as hereinbefore directed; and at the Meeting of the said Trustees on the said First *Wednesday* of *May* in every Year the Collector shall lay before them a complete State of his Intromissions, and a State of the Arrears, with the Interest and Penalties due thereon for the preceding Year, both States having been certified by the Actuary as aforesaid; and also Lists containing the Names and Ages of the Contributors who have been admitted and who have died since that Date, and the Marriages among the Contributors, with the Ages of the Husbands and Wives, in as far as the same have been intimated to him; and also a List of the Widows that have died, and their Ages, and of the Persons who have become Widows, and their Ages, and also of the Marriages that may have taken place among the Widows, in so far as he has Access to know the same, all from the said Fourteenth Day of *May* in the preceding Year; and a List of the Widows entitled to draw Annuities on the Fifteenth Day of the said Month of *May*, with the specific Amount of the Annuity payable to each of them, shall be made up separately, upon which the Trustees, after being satisfied of its Correctness, shall grant Warrant to the said Collector to pay the said Annuities, or such Portions thereof as may be payable at the said Term if the Widows are then in Life, furnishing him at the same Time with the Sum necessary for that Purpose; but the said Annuities shall be subject to Deduction for any Arrears that may have been due by the Husbands of the said Widows at the Time of their Deaths, as is hereinbefore provided; and in respect that other Widows may come on the Fund between the Date of the said Meeting and the said Term for the Payment of the Annuities, it is hereby declared, that it shall and may be lawful to the said Collector, and he is hereby authorized and required, to pay such Portion of the Annuities as may then be payable to such Widows also at the said Term, upon an Order from any One or more of the said Trustees, and without further Warrant; and the said Collector shall, along with and at the Time of laying before the Trustees at their Meetings as aforesaid the several States and Lists before mentioned, make Reports in Writing of every Circumstance that has come to his Knowledge in reference to the said Widows Fund and the Contributors thereto, since the former Meeting, which it may seem to him proper that the Trustees should be acquainted with, or that should be put upon the Records of the Scheme.

List of Widows to be made up every Year, and examined by Trustees.

XL. And be it further enacted, That the said Clerk, and every Clerk to the said Widows Fund for the Time being, shall attend all the Meetings of the said Contributors and of the said Trustees, and frame the Minutes thereof, under their Direction, and keep a correct and authenticated Record of their Proceedings, engrossing into such Record all the Minutes, States, Lists, Reports, and such other Documents that shall be laid before the said Meetings, with their Orders (if any) made thereupon; and he shall act upon the Instructions he may receive from the said Trustees from Time to Time in regard to the Course to be adopted for rendering Arrears effectual, with the Interest and Penalties that may accrue thereon;

Duties of the Clerk.

[*Local.*]

9 B

and

and it shall be the Duty of the said Clerk to issue Circular Letters or Notices for calling the General Meetings and the Meetings of the Trustees hereinbefore appointed to be held, and such other Meetings as may be held under the Authority of this Act, and also to carry into effect the Resolutions and Instructions of the said Trustees regarding the lending out or investing of the Monies of the Fund, and calling up or realizing the same; and the said Clerk shall make and lay before the Meeting of the Trustees to be held on the said *First Wednesday of May* in every Year a State of his Intrusions for the Year preceding, which shall have been examined and certified by the said Actuary; and he shall also report in Writing all such Information as he may be able to communicate regarding the Monies of the Fund lent out or invested, and the Security thereof; and the said Clerk shall never at any Time retain in his Hands more than Twenty-five Pounds of the Monies belonging to the said Widows Fund, but shall, as well as the said Collector, deposit the same, as received, in the Bank or Banks with which the Trustees may have opened an Account or Accounts as aforesaid.

Duties of
the Actuary.

XLII. And be it further enacted, That the said Actuary shall compute and certify the Contributions to be paid by such of the present Members of the said Faculty, and such other Persons as are or may be entitled to become Contributors to the Fund as present Members, who shall engage or be bound to contribute thereto in manner hereinbefore provided, according to the Method adopted in computing the Specimens contained in the said Schedule (A.) annexed to this Act; and the said Actuary, and his Successors in Office, shall also certify from Time to Time the Correctness of the States or Accounts prepared by the said Collector and Clerk before they are laid before the said Trustees; declaring that no Sum of Money shall be paid or ordered to be paid by the said Trustees out of the said Widows Fund, nor any Account passed and approved of by them, or by the Contributors themselves at their General Meetings, as due to or by the said Fund, if the true Amount of such Sum of Money and the Correctness of such Accounts cannot be determined without Calculation, until the same have been checked and verified and certified by the said Actuary.

Abstract
and Lists to
be prepared
by the Ac-
tuary every
Year.

XLII. And be it further enacted, That the said Actuary, and every Actuary to the said Widows Fund for the Time being, shall, on or before the Twentieth Day of *May* One thousand eight hundred and thirty-one, and on or before the Twentieth Day of *May* in every succeeding Year, prepare an Abstract from the States, Lists, and other Documents laid before the said Trustees by the said Collector and Clerk as aforesaid, showing the State of the said Widows Fund as on the Fourteenth Day of the said Month of *May* in every Year, and also the Contributions and Annuities payable on the following Day, with Lists of the Admissions, Marriages, Deaths, and Widows left in the Year preceding, to which there shall be added a complete List of all the Contributors to the said Widows Fund at the Time, distinguished as Bachelors, Husbands, and Widowers; and the said Abstract and List shall, as soon as the same have been prepared, be laid before a Special Meeting of the said Trustees, who, after such Alterations are made thereon, if any, as they may direct, shall adopt the same as a Part of the Report hereinafter required to be laid by them before the Annual General Meeting of the Contributors to be held on the Second *Wednesday of June* next thereafter, as aforesaid.

XLIII. And

XLIII. And be it further enacted, That the said Trustees shall make a Report to each of the said Annual General Meetings of their Proceedings, including any Regulations which they may have made in virtue of the Powers hereinafter committed to them during the former Year; in which Report they shall state generally how the Funds committed to their Charge by the Provisions of this Act are lent out or invested, and at what Rate or Rates of Interest, and also what Changes (if any) have taken place among themselves or their said Officers during that Period, with all other Matters which it is incumbent on them by the Provisions of this Act, or by their Office as Trustees, to bring under the Notice of the said General Meetings; and which Report, containing also the Abstract and Lists prepared by the Actuary as aforesaid, shall be printed, and a Copy of the same transmitted to each Contributor, except as hereinafter excepted, along with a Circular Letter intimating the Annual General Meeting to be held on the said Second *Wednesday* of *June* ensuing, and this not less than a Week before that Date.

Trustees to report to Annual General Meetings.

XLIV. And be it further enacted, That the Affairs of the said Widows Fund shall be investigated periodically, for the Purpose of ascertaining whether the Capital realized at the Time, with the Value of the expected future Payments of the then existing Contributors, will be sufficient, or more or less than sufficient, for the Payment of the Annuities charged upon the Fund at the Time, and such as may be expected to become chargeable in respect of the said Contributors, at the several Rates hereinbefore specified, or at such other Rates as may have been fixed under the Provisions of this Act; and which Investigations shall be made upon Remits from the Trustees, by one or more Actuaries or Persons skilled in the Calculation of the Value of Annuities on Lives, and according to the most approved Table of Mortality in use at the Time, taken in Connection with, and modified, if necessary, by the Experience of this and similar Schemes; and if it shall be the Opinion of the said Actuary or Actuaries that there is either a Surplus or Deficiency of Funds to sustain and insure the Annuities, according to the Rates at which they may be fixed at the Time, he or they shall further report what Annuities the Fund, ascertained as aforesaid with reference to the then existing Contributors, along with the Payments expected to be made by future Contributors, will, in his or their Opinion, so sustain and insure, not only to the Widows then on the Fund, and such as may be expected to become chargeable in respect of the then present Contributors, but also to the Widows of all such future Contributors; and the said Actuary or Actuaries shall further report on the Adequacy or otherwise of the Sums payable at the Time in Redemption of the Annual Rates, and suggest such Alterations or Improvements upon the whole Scheme, or any Part thereof, as may by him or them be deemed necessary or expedient.

The Affairs of the Scheme to be investigated periodically.

XLV. And be it further enacted, That the first of the said Investigations shall be completed and reported to the said Trustees Three Months before the Fifteenth Day of *May* One thousand eight hundred and thirty-five, being the Term at which the Annuities shall first become payable, and the next Investigation on or before the Third *Wednesday* of *November* in the Year One thousand eight hundred and forty-two, and in like Manner at the End of every succeeding Period of Seven Years, or in every Seventh Year, an Investigation shall be made and reported to the Trustees at their Meeting to be held on the said Third *Wednesday* of *November*

First Investigation to be reported in the Year 1835, and every Seven Years thereafter.

of

of that Year; all such Reports to have reference to the State of the Fund as it was found to be on the Fifteenth Day of *May* immediately preceding, or at any later Period to which the same can be made up and rendered applicable.

Reports of the Investigations, in certain Cases, to be printed, and laid before Special General Meetings.

Such Meetings empowered to alter the Contributions and Annuities.

But no Alteration to be made before May 1842, unless by a Majority of Three Fourths at Two Special General Meetings.

If Annuities are raised, an Addition may be made to certain Contributions.

XLVI. And be it further enacted, That if at any Time it be reported by the said Actuary or Actuaries, to whom a Remit may have been made as aforesaid, that an Alteration should be made upon the Contributions and Annuities then payable, or either of them, the Trustees shall forthwith cause the said Report to be printed, and a Copy thereof transmitted to each of the Contributors to the said Widows Fund, and at the same Time they shall call a Special General Meeting of the said Contributors, to be held within not less than One Month and not more than Two Months thereafter, for the Purpose of considering the said Report and the Alterations proposed thereon; at which Meeting another Special General Meeting shall be appointed to be held, and shall be held, within not less than One Month and not more than Two Months thereafter, for finally deciding thereupon, and adopting such Resolutions respecting the Contributions and Annuities, or either of them, for the next ensuing Period of Seven Years, as the State of the Fund may render necessary or expedient; with Power to the said Special General Meetings, if there shall appear to be a Deficiency of Funds to secure the Annuities hereinbefore specified, either to increase the Contributions or reduce the Annuities, and if there shall appear to be a Surplus of Funds to secure the Annuities hereinbefore specified, either to reduce the Contributions or raise the Annuities, as they may see Cause, to the Effect of rendering the Fund fully adequate to the said Annuities charged, and that they may be charged upon it, in respect both of the then existing and of future Contributors; and which new Contributions and Annuities, or either of them, shall be payable, till again altered, at the Times and Terms and be subject to all the Provisions and Declarations contained in this Act in regard to the Contributions and Annuities hereinbefore specified.

XLVII. Provided always, and be it further enacted, That no Alteration shall be made, either in the Contributions or Annuities hereinbefore specified or as specified and set forth in the Schedules hereunto annexed, to take effect and commence before the Fifteenth Day of *May* One thousand eight hundred and forty-two, nor shall any Alterations be made at any Time in the Contributions and Annuities as fixed after any periodical Investigation shall be made and reported and decided upon as aforesaid, until another periodical Investigation be made and reported, except in either Case the same be resolved on by Two Special General Meetings of the Contributors, the first of them to be held after the Notice of a Month at least, and the last of them not less than Two Months after the first, and at each Meeting by a Majority consisting of Three Fourths of the Contributors present and entitled to vote as hereinafter provided.

XLVIII. And be it further enacted, That it shall not be lawful at any Time hereafter to raise the Contributions, for the Purpose of increasing the specific Annuities provided by this Act; but if it be found at any of the periodical Investigations to be made and reported as aforesaid, that the said Contributions will suffice for an Increase of the said Annuities, and if the said Annuities shall be raised accordingly, either at once or by successive Augmentations, at the Rate of Ten Pounds *per Centum* beyond the specific

specific Sums provided by this Act, then it shall and may be lawful for the Contributors assembled at any Annual or Special General Meeting, if they shall see Cause, to resolve and order that an Addition of Ten Pounds *per Centum* shall be made to the Entry Monies, Marriage Taxes, and equalizing Taxes, and an Addition not exceeding Five Pounds *per Centum* to the single Payments, all contained in the Schedules (B.) and (C.) hereunto annexed, to be paid by all Persons who may thereafter become Contributors to the said Widows Fund, and for every further Increase of Ten Pounds *per Centum* on the original Annuities which the Fund in hand and in expectation from the then existing Contributors may at any Time be found sufficient to sustain, according to the Report of the said Actuary or Actuaries; and if the Annuities be further increased accordingly, then a further Addition, at the same Rate as aforesaid, may be made to the said Contributions, in the Case of all Persons who may thereafter become Contributors to the said Fund; and which augmented Contributions shall be paid by every future Contributor accordingly, and continue to be paid so long as the increased Annuities are paid in respect of which they were first imposed: Provided always, that all the Annuities, if raised, shall be raised equally in proportion to their original Amount, as hereinbefore specified, and if it be found necessary to diminish them, they shall all be diminished equally in the same Proportion, so that they may and always shall bear relatively to one another exactly the same Proportion which they would have borne if they had never undergone any Alteration.

Annuities to raised or be reduced proportionally.

XLIX. And be it further enacted, That the Meetings of the said Contributors hereinbefore appointed to be held, and such Meetings as may be held by them under the Authority of this Act, shall be called by a Circular Letter or Notice signed by the said Clerk, addressed to each of the Contributors who may reside or have a Dwelling House within the said City of *Edinburgh*, and be put into the General Post Office of the said City; but such of the Contributors as do not reside and have no Dwelling House therein shall be held to have dispensed with such Intimations, and also with the Transmission of the Reports or other Papers hereinbefore directed to be transmitted along with such Intimations, unless they shall leave their Names and Addresses with the said Clerk, or the Names and Addresses of some Persons residing in *Edinburgh*, to whom the said Circular Letters may be transmitted, in either of which Cases the said Clerk shall send such Letters of Intimation and the said Reports and other Papers accordingly; and in all Cases where a Special General Meeting is called, the said Clerk shall mention in the Circular Notices the Purposes for which the Meeting is to be held, and the Business to be brought before it; and the said Clerk shall in like Manner intimate to the said Trustees the Meetings to be held by them in such Manner as they may themselves appoint.

Intimations of General Meetings, how to be given.

L. And be it further enacted, That at every General Meeting of the said Contributors the Dean of the said Faculty for the Time being, if present and a Contributor, whom failing, the senior Member of the said Faculty, being a Contributor, shall, as is hereinbefore provided, be Preses of the said Meeting, and have both a deliberative and casting Vote in all Questions which may come before it; and every such Question shall be decided by a Majority of the Contributors present and entitled to vote (except in the Cases hereinbefore mentioned, where a Majority

Regulation of Proceedings at General Meetings.

[*Local.*]

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Contributors
in arrear
not to vote.

is required consisting of Three Fourths of the Contributors present):
Provided always, that no Contributor whose Contributions or any Part thereof have been due more than Six Months at the Date of said Meeting, and are then unpaid, shall be entitled to vote at any of the said Meetings upon any Question, Matter, or Thing whatsoever; and provided further, that no Special General Meeting shall proceed to Business unless and until there be present Twenty-five Members at the least; and if that Number be not present within Half an Hour after the Time fixed for holding the said Meeting, the Contributors present shall, if they see Cause, appoint another Day for holding the said Meeting, to which Day they shall then adjourn, a Minute to that Effect being made and entered in the Minute Book accordingly; and due Intimation shall be given of the said adjourned Meeting by the Clerk, as hereinbefore directed in the Case of other General Meetings.

Trustees
may sue and
be sued in
Name of the
Collector.

Books to be
Evidence,
and Trustees
and their
Officers
competent
Witnesses.

Annuities to
be forfeited
in certain
Cases.

The Officers
to have
Places of
Business in

LI. And be it further enacted, That the said Trustees may sue and be sued for and concerning all Matters and Things arising out of the said Trust, or connected therewith, and with the Management and Administration of the said Widows Fund, in the Name of the Collector of the Fund for the Time being; which Suit or Suits shall not abate or fall by any Act or Deed of the said Collector unauthorized by the said Trustees, nor by his Resignation or Suspension, but be continued, nevertheless, either in his own Name or in the Name of his Successor in Office, till the final Issue thereof; declaring that in all such Suits or Actions the Books of the said Scheme shall be deemed and taken to be legal Evidence, and the said Trustees, and the Collector and other Officers employed under them, shall and may be received as lawful and competent Witnesses; and declaring further, that when Instructions to raise Diligence against a Contributor or Contributors have been given by the Trustees as afore-said, a Certificate under the Hands of the Collector and Actuary, bearing that a Contributor is due a certain Sum, to be therein specified, on his Contributions, and has been due the same for Six Months at least, and also that he is due certain other Sums, as Interest, Penalty, and Costs (if any) in respect of such Arrears, shall be a sufficient Authority for the Court of Session in *Scotland* to issue their Warrant for Letters of Horning against the said Defaulter, at the Instance of the said Collector (in whose Name all other Diligence shall proceed), and the Lords of Council and Session are hereby authorized and required to issue the same; and it shall not be competent to suspend the Charge that may follow on the said Letters, except on Consignation of the whole Sums charged for: Provided always, that it shall and may be lawful for the said Trustees, and they are hereby authorized and required, when a Contributor has been in arrear of his Annual Rates for Five Years or more, and is out of *Scotland*, and has no Property or Funds therein which can be attached for Payment thereof, to declare that his Interest in the said Widows Fund, and the Right of his Widow, if he should leave one, to any Annuity out of the said Fund, have been and the same shall be forfeited and extinguished, and the Name of the said Defaulter shall be struck out of the List of Contributors, after which he shall not be liable in any future Contributions towards the said Widows Fund.

LII. And be it further enacted, That the said Collector, Clerk, and Actuary shall each of them have an Office or Place of Business within the said City of *Edinburgh*, at which they shall perform the Duties and

transact

transact all the Matters and Things hereinbefore required of them respectively, and to which the Contributors shall have Access during the usual Hours of Business, upon all proper Occasions; and all the Contributions hereinbefore made payable to the said Collector, and the Interests and Penalties which may accrue thereon, together with the Stamp Duties imposed or that may be imposed upon the Receipts to be granted by him for the same, and also the Annuities hereinbefore made payable to the Widows of the said Contributors, shall be paid at the Office of the said Collector; and at the Places of Business of the said Collector and Clerk any of the Contributors shall be allowed to inspect the Books and Documents of the Scheme, at any Time within One Month after the said Fifteenth Day of *May* in every Year, without Fee or Reward.

Edinburgh, where the Contributors shall have Access to the Books.

LIII. And be it further enacted, That the said Trustees shall fix the Remuneration to be made to the said Collector, Clerk, and Actuary, for their Services, as they may see Cause, and either by way of Salary or otherwise, and they shall pay or order the same to be paid out of the said Widows Fund; and it shall be lawful to the said Trustees, upon due Consideration of the Nature and Extent of the Duties performed, at any Time thereafter to increase or diminish the Remuneration to be allowed to any of their said Officers, without a corresponding Alteration being made in regard to the others; but the Resolutions of the said Trustees fixing the Remuneration of the said Officers shall always be subject to the Revision and Controul and to the Instructions of any General Meeting of the said Contributors.

Trustees to fix the Remuneration of the Collector and other Officers.

LIV. And be it further enacted, That at the Meetings of the said Trustees the Dean of the said Faculty, if a Contributor and present, whom failing, the Trustee first on the List among those who are present, shall be Chairman or Preses, and sign the Minutes of the said Meetings, and the said Chairman or Preses shall have both a deliberative and casting Vote; and no Resolutions, Instructions, Acts, or Deeds whatsoever of the said Trustees shall be valid and effectual, unless the same be entered in the said Minutes, and authenticated by the Signature of the said Preses; declaring that it shall be lawful to the said Trustees to make such Regulations from Time to Time as may be found necessary and expedient in the Discharge of the Duties hereinbefore required of them, and for beneficially managing and administering the Fund committed to their Charge, and which Regulations shall continue in force until they or any of them are altered by the said Trustees themselves, or by any subsequent General Meeting of the said Contributors: Provided always, that such Regulations shall not be repugnant to the Laws of this Realm, nor inconsistent with the Provisions and Declarations hereinbefore contained, and the true Intent and Meaning of this Act.

Proceedings of Trustees not valid unless minuted.

Trustees may make Regulations.

LV. And be it enacted, That the Expences of procuring this Act shall be paid by the Collector of the said Widows Fund out of the first Monies which he may receive under the Authority of this Act.

Expences of Act.

LVI. And be it 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 the same being specially pleaded.

Public Act.

SCHEDULE (A.) to which the foregoing Act refers.

Age of		ANNUITY £60.		ANNUITY £80.		ANNUITY £100.	
Husband.	Wife.	Single Payments super- seding Annual Rates.	Age Tax pay- able at Entry, besides future Annual Rates of £7 7s.	Single Payments super- seding Annual Rates.	Age Tax pay- able at Entry, besides future Annual Rates of £11 Os. 6d.	Single Payments super- seding Annual Rates.	Age Tax pay- able at Entry, besides future Annual Rates of £14 14s.
1.	2.	3.	4.	5.	6.	7.	8.
		£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
30	30	157 15 9	52 10 1	210 7 8	52 9 2	262 19 7	52 8 3
	25	178 10 6	73 4 10	238 0 8	80 2 2	297 10 10	86 19 6
	20	199 0 11	93 15 2	265 7 10	107 9 4	331 14 9	121 3 5
35	35	158 4 5	58 0 1	210 19 2	60 12 8	263 14 1	63 5 4
	30	181 9 11	81 5 6	241 19 10	91 13 4	302 9 9	102 1 1
	25	205 0 9	104 16 5	273 7 8	123 1 2	341 14 7	141 5 11
40	20	227 18 8	127 14 4	303 18 3	153 11 9	379 17 10	179 9 1
	40	159 4 11	65 1 5	212 6 7	71 1 4	265 8 2	77 1 2
	35	186 16 9	92 13 3	249 2 4	107 17 1	311 8 0	123 1 0
45	30	213 11 5	119 7 11	284 15 2	143 9 11	355 19 0	167 12 0
	25	239 18 5	145 14 11	319 17 11	178 12 8	399 17 5	211 10 5
	45	154 9 11	66 7 7	205 19 10	73 16 5	257 9 9	81 5 2
50	40	185 7 8	97 5 5	247 3 6	115 0 1	308 19 5	132 14 10
	35	217 3 9	129 1 6	289 11 8	157 8 3	361 19 7	185 15 0
	30	246 19 11	158 17 8	329 6 7	197 3 2	411 13 2	235 8 7
55	50	151 14 9	71 6 9	202 6 4	81 14 4	252 18 0	92 1 11
	45	189 14 0	109 6 0	252 18 8	132 6 8	316 3 4	155 7 4
	40	225 14 5	145 6 5	300 19 2	180 7 2	376 4 0	215 8 0
60	35	261 12 7	181 4 7	348 16 10	228 4 9	436 1 0	275 5 0
	55	153 1 10	82 9 10	204 2 5	98 4 6	255 3 0	113 19 2
	50	199 3 0	128 11 1	265 10 9	159 12 9	331 18 5	190 14 7
65	45	244 2 8	173 10 9	325 10 3	219 12 4	406 17 10	265 14 0
	40	285 0 3	214 8 4	380 0 4	274 2 5	475 0 5	333 16 7
	60	151 13 9	91 6 4	202 5 0	111 13 11	252 16 2	132 1 5
70	55	201 4 1	140 16 8	268 5 5	177 14 4	335 6 10	214 12 1
	50	255 16 0	195 8 7	341 1 4	250 10 3	426 6 8	305 11 11
	45	307 2 0	246 14 7	409 9 4	318 18 3	511 16 8	391 1 11

SCHEDULE (B.) to which the foregoing Act refers.

CONTRIBUTIONS.	ANNUITIES.								
	£ 60.			£ 80.			£ 100.		
	£	s.	d.	£	s.	d.	£	s.	d.
1. ENTRY MONEY payable by all who propose to become Members of Faculty - -	50	0	0	50	0	0	50	0	0
2. SINGLE PAYMENT at the Age 24 including Entry Money, and superseding Annual Rates and Marriage Taxes - - -	180	0	0	240	0	0	300	0	0
3. ANNUAL RATE payable by those who do not make Single Payments —									
While a Bachelor - - -	5	5	0	7	17	6	10	10	0
When married, and ever after -	7	7	0	11	0	6	14	14	0
4. AGE TAX, payable for every Year the Member is above the Age 24 at Admission, whether he contribute by a Single Payment or by Annual Rates - - -	9	0	0	12	0	0	15	0	0
5. MARRIAGE TAX, payable if the Member be married at Admission, and on every Marriage after Admission (but not if he has made a Single Payment) - -	15	0	0	20	0	0	25	0	0
6. EQUALIZING TAX, payable when the Wife is more than Five Years younger than her Husband, whether the Member contribute by a Single Payment or by Annual Rates, according to the Age of the Husband, and for each Year the Wife is more than Five Years younger, as follows; viz ^t									
Age of Husband not above 30	3	3	0	4	4	0	5	5	0
Above 30 and not above - 40	4	14	6	6	6	0	7	17	6
Above 40 and not above - 50	6	6	0	8	8	0	10	10	0
Above 50 and not above - 60	8	8	0	11	4	0	14	0	0
Above 60 and not above - 70	10	10	0	14	0	0	17	10	0
All above - 70	12	12	0	16	16	0	21	0	0

SCHEDULE (C.) to which the foregoing Act refers.

CONTRIBUTIONS.	When the Change is								
	From an Annuity of £ 60 to one of £ 80.			From an Annuity of £ 80 to one of £ 100.			From an Annuity of £ 60 to one of £ 100.		
	£	s.	d.	£	s.	d.	£	s.	d.
1. SINGLE PAYMENTS, superseding Annual Rates - - - - -	75	0	0	75	0	0	150	0	0
2. TAX payable by those who contribute by Annual Rates, according to the Age of the Member at the Time he changes, and for each Year he is above the Age 24, as follows; viz ^t									
If not above 30 - - -	3	13	6	3	13	6	7	7	0
If above 30 and not above 35	2	2	0	2	2	0	4	4	0
If above 35 and not above 45	1	11	6	1	11	6	3	3	0
If above 45 and not above 55	1	6	3	1	6	3	2	12	6
If above 55 and not above 70	1	5	0	1	5	0	2	10	0
And if above 70	1	1	0	1	1	0	2	2	0
3. ANNUAL RATE the same as the married Rates of the new Class (see Schedule B.), which, if the Member be married before changing, is in addition to his former Rates - - - - -	3	13	6	3	13	6	7	7	0
But if not married before, the Addition to his former Rates is - -	5	15	6	6	16	6	9	9	0
4. EQUALIZING TAX, payable when the Wife is more than Five Years younger than her Husband, whether the Member contribute by a Single Payment or by Annual Rates, according to the Age of the Husband, and for each Year the Wife is more than Five Years younger, as follows; viz ^t									
Age of Husband not above 30	1	1	0	1	1	0	2	2	0
Above 30 and not above 40	1	11	6	1	11	6	3	3	0
Above 40 and not above 50	2	2	0	2	2	0	4	4	0
Above 50 and not above 60	2	16	0	2	16	0	5	12	0
Above 60 and not above 70	3	10	0	3	10	0	7	0	0
All above 70	4	4	0	4	4	0	8	8	0

REDEMPTION OF ANNUAL RATES.

II. OF HUSBANDS AND WIDOWERS.

Ages.	Annuity £60.			Annuity £80.			Annuity £100.			Ages.	Annuity £60.			Annuity £80.			Annuity £100.		
	Value of Annual Rates of £7 7s.			Value of Annual Rates of £11 Os. 6d.			Value of Annual Rates of £14 14s.				Value of Annual Rates of £7 7s.			Value of Annual Rates of £11 6d.			Value of Annual Rates of £14 14s.		
1.	2.			3.			4.			1.	2.			3.			4.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
24	138	3	9	207	5	8	276	7	6	58	82	19	1	124	8	8	165	18	2
25	137	0	10	205	11	3	274	1	8	59	80	11	7	120	17	4	161	3	1
26	135	17	5	203	16	2	271	14	10	60	78	7	6	117	11	3	156	15	0
27	134	13	0	201	19	6	269	6	0	61	76	8	6	114	12	9	152	17	0
28	133	8	8	200	3	0	266	17	3	62	74	10	2	111	15	3	149	0	3
29	132	5	7	198	8	4	264	11	1	63	72	11	2	108	16	9	145	2	4
30	131	4	3	196	16	5	262	8	6	64	70	10	2	105	15	3	141	0	4
31	130	2	8	195	4	0	260	5	4	65	68	8	2	102	12	2	136	16	3
32	129	0	2	193	10	3	258	0	4	66	66	4	6	99	6	9	132	9	0
33	127	16	4	191	14	6	255	12	8	67	63	18	11	95	18	5	127	17	10
34	126	11	2	189	16	9	253	2	4	68	61	11	10	92	7	9	123	3	8
35	125	5	0	187	17	6	250	10	0	69	59	3	2	88	14	9	118	6	4
36	123	17	10	185	16	8	247	15	7	70	56	13	3	84	19	10	113	6	5
37	122	9	11	183	14	10	244	19	9	71	54	1	8	81	2	5	108	3	3
38	121	1	3	181	11	10	242	2	5	72	51	12	10	77	9	3	103	5	8
39	119	12	0	179	8	0	239	4	0	73	49	8	7	74	2	10	98	17	2
40	118	2	11	177	4	5	236	5	10	74	47	9	4	71	4	0	94	18	8
41	116	14	10	175	2	3	233	9	7	75	45	17	2	68	15	9	91	14	4
42	115	7	0	173	0	6	230	14	0	76	44	5	6	66	8	3	88	11	0
43	113	19	3	170	18	11	227	18	6	77	42	16	3	64	4	5	85	12	6
44	112	10	3	168	15	5	225	0	6	78	41	6	5	61	19	8	82	12	10
45	111	0	3	166	10	5	222	0	6	79	39	12	11	59	9	5	79	5	10
46	109	8	8	164	3	0	218	17	4	80	38	1	11	57	2	11	76	3	10
47	107	15	4	161	12	11	215	10	7	81	36	8	1	54	12	2	72	16	2
48	105	19	7	158	19	5	211	19	2	82	34	17	8	52	6	5	69	15	3
49	104	0	6	156	0	8	208	0	11	83	33	6	6	49	19	9	66	12	11
50	101	18	9	152	18	1	203	17	5	84	31	16	4	47	14	6	63	12	8
51	99	14	2	149	11	3	199	8	4	85	30	4	11	45	7	5	60	9	10
52	97	8	11	146	3	5	194	17	10	86	28	17	5	43	6	2	57	14	10
53	95	2	11	142	14	3	190	5	9	87	27	15	1	41	12	8	55	10	2
54	92	16	2	139	4	3	185	12	4	88	27	1	5	40	12	2	54	2	10
55	90	8	1	135	12	2	180	16	2	89	26	5	10	39	8	9	52	11	8
56	87	19	0	131	18	6	175	18	0	90	25	2	2	37	13	3	50	4	4
57	85	8	11	128	3	4	170	17	9										