



## CHAPTER xxvi.

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1899 relating to the Glasgow University (*Barbour Scholarship*). [14th July 1924.] A.D. 1924. —

**W**HEREAS His Majesty's Secretary for Scotland has made the Provisional Order set forth in the schedule hereunto annexed under the provisions of the Private Legislation Procedure (Scotland) Act 1899 and it is requisite that the said Order should be confirmed by Parliament : 62 & 63 Vict. c. 47.

Be it therefore 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 as follows :—

1. The Provisional Order contained in the schedule hereunto annexed shall be and the same is hereby confirmed. Confirma-  
tion of  
Order in  
schedule.

2. This Act may be cited as the Glasgow University (*Barbour Scholarship*) Order Confirmation Act 1924. Short title.

A.D. 1924.

SCHEDULE.

GLASGOW UNIVERSITY (BARBOUR  
SCHOLARSHIP).

*Provisional Order to confer further powers upon the University Court of the University of Glasgow in reference to the Barbour Scholarship for the promotion of research in anatomy or physiology to vary the testamentary writings of the late John Borthwick Barbour and for other purposes.*

WHEREAS by the last will and testament of the late John Borthwick Barbour Doctor of Medicine of Glengarry Bournemouth in the county of Hampshire dated the sixth day of February one thousand eight hundred and seventy-seven and with relative codicil dated the eleventh day of February one thousand eight hundred and seventy-seven proved at London on the twenty-third day of March one thousand eight hundred and seventy-seven the said John Borthwick Barbour (hereinafter called "the Truster") who died on the twelfth day of February one thousand eight hundred and seventy-seven bequeathed to the Principal and Professors of the University of Glasgow and his and their successors on the decease of his wife his residuary personal estate upon trust to invest the same and to pay the annual income thereof as a scholarship for the promotion of original research in anatomy or physiology such scholarship to be tenable for four years and to be paid to such member of the said university as should be of the standing of Master of Arts and duly declared entitled to the same after competitive examination:

And whereas the wife of the Truster (the late Elizabeth Harriot Barbour) died on the twenty-ninth day of January one thousand nine hundred and six:

And whereas by the Universities (Scotland) Act 1889 it was enacted that the University Court of a Scottish University should be a body corporate with perpetual succession and a common seal and that all the property

heritable and moveable belonging to the university or to any existing college forming part of the university at the passing of the said Act whether the title of such property had been taken in name of the university or such college or in the name of any person or persons in trust for or on behalf of the university or such college should be and was thereby vested in the University Court from and after the date at which the new University Court under the said Act should have been declared by the Scottish University Commissioners to have been duly constituted in virtue of which enactment the University Court of the University of Glasgow is vested in the said residuary personal estate of the Truster and holds the same in trust for the purposes mentioned in his said last will and testament and codicil : A.D. 1924.  
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And whereas the degree of Bachelor of Science has been instituted since the date of the said last will and testament and codicil :

And whereas whilst the number of the members of the University of Glasgow of the standing of Master of Arts proceeding to the study of medicine has been decreasing yearly the number of the members of the said university of the standing of Bachelor of Science proceeding to the study of medicine has been increasing yearly :

And whereas it is expedient in order better to attain the object and purpose of the Truster and to increase the competition for the said scholarship that the University Court of the University of Glasgow should be authorised to include members of the said university who now hold or shall hereafter hold the degree of Bachelor of Science amongst the persons who may be competitors for and receive the said scholarship and to make the said scholarship tenable for less than four years :

And whereas the purposes aforesaid cannot be effected without an Order of the Secretary for Scotland confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act 1899 :

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

1. This Order may be cited as the Glasgow University (*Barbour Scholarship*) Order 1924. Short title.

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(*Barbour Scholarship*) Order Confirmation Act, 1924.

A.D. 1924.

Commence-  
ment of  
Order.

2. This Order shall commence and have effect on and from the date of the passing of the Act confirming this Order.

Interpreta-  
tion.

3. In this Order the following expressions have the meanings hereby assigned to them unless there be something in the subject or context repugnant to such meanings :—

“ The University Court ” means the University Court of the University of Glasgow ;

“ The Truster ” means the late John Borthwick Barbour Doctor of Medicine of Glengarry Bournemouth in the county of Hampshire ;

“ The testamentary writings ” means the last will and testament and codicil of the Truster dated respectively the sixth and eleventh days of February one thousand eight hundred and seventy-seven ;

“ The scholarship ” means the scholarship (known as the “ Barbour Scholarship ”) created by virtue of the testamentary writings of the Truster.

Provisions  
as to  
Barbour  
Scholarship.

4.—(1) Notwithstanding anything contained in the testamentary writings of the Truster the University Court may and is hereby authorised to include members of the University of Glasgow who now hold or shall hereafter hold the degree of Bachelor of Science amongst the persons who may be competitors for and to whom may be paid the scholarship and to make the scholarship tenable for less than four years and the testamentary writings of the Truster shall be read and construed accordingly.

(2) The provisions of the University Court Ordinance No. XXVII (Glasgow No. 8) (Regulations as to Bursaries Scholarships and Fellowships) shall apply to the scholarship in the same way as if the scholarship had taken effect prior to the thirtieth day of August one thousand eight hundred and sixty-four.

(3) Notwithstanding anything contained in this Order the University Court shall have with regard to the scholarship the same powers to alter or revoke the ordinance referred to in subsection (2) of this section or to make new ordinances in lieu thereof as they have of altering or revoking ordinances or making new ordinances

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under the provisions of the Universities (Scotland) Act A.D. 1924.  
1889 or otherwise.

5. The costs charges and expenses of and incidental Costs of  
to the preparing for obtaining and confirming this Order Order.  
and otherwise in relation thereto and in connection with  
the carrying thereof into effect shall be paid by the  
University Court out of the residuary personal estate of  
the Trustee.

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