



## CHAPTER cxlvii.

An Act to amend an Act of the fiftieth year of the reign of His Majesty King George the Third, intituled "An Act for better regulating the Statute Labour in the County of Forfar;" to make better provision for the management, maintenance, repair, and improvement of the Roads in the County of Forfar; and for other purposes.

[16th July 1874.]

**W**HEREAS an Act was passed in the fiftieth year of the reign of His late Majesty King George the Third, intituled "An Act for better regulating the statute labour in the county of Forfar:"

50 G. 3.  
c. cxx.

And whereas another Act was passed in the eighth and ninth years of the reign of Her present Majesty, intituled "An Act for amending the laws concerning highways, bridges, and ferries in Scotland, and the making and maintaining thereof by statute service, and by the conversion of statute service into money:"

8 & 9 Vict.  
c. 41. (*Pub.*)

And whereas the assessments for statute labour roads and bridges in the county of Forfar, and the application of such assessments, are unequal and inconvenient, and it would be more equitable if the said statute labour roads and bridges (excepting such portions thereof as are by this Act transferred to and vested in the commissioners of police of any burgh) were maintained and kept in repair by means of an assessment to be imposed and levied at a uniform rate on all lands and heritages in each of the statute labour road districts of the said county, according to the valuation of such lands and heritages in the valuation roll in force for the time, and applied, except as otherwise directed by this Act, without reference to any particular parish:

And whereas it is expedient that the qualification of the trustees for the management and control of the said statute labour roads and bridges should be altered:

And whereas it is expedient that provision should be made for the transference to and vesting in the commissioners of police of

A.D. 1874. — certain of the burghs in the said county of such portions of the said statute labour roads and bridges as are situate within the limits or form parts of the boundaries of such burghs :

And whereas it is expedient to authorise the trustees of any turnpike roads in the said county on the one part, and the trustees of the said statute labour roads (with the sanction of the commissioners of supply of the said county) on the other part, or where any part of such turnpike roads is situate in any burgh, or forms any part of the boundary of any burgh situate in the said county, the commissioners of police of such burgh (with the like sanction) on the other part, to enter into agreements (the provisions whereof shall, subject to compliance with the conditions by this Act prescribed, become as operative and binding as if such provisions had been specially enacted therein,) for the transference of such turnpike roads or parts thereof, and all or any of the property, rights, and privileges connected with such roads belonging to such turnpike road trustees to, and for the vesting of the same in the trustees of the said statute labour roads and commissioners of police respectively, and for the abolition of tolls on such roads, and the removal of toll bars therefrom, and for the apportionment of the debts affecting the same, and the liquidation of such debts :

And whereas the objects aforesaid cannot be effected without the authority of Parliament :

May it therefore please Your Majesty that it may be enacted ; and be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows ; (that is to say,)

Short title.

1. This Act may be cited for all purposes as " The Forfarshire Roads Act, 1874."

Interpretation of terms.

2. In this Act and the first-recited Act as amended by this Act, the following words and expressions have the meanings hereby assigned to them respectively, unless there be something in the subject or context repugnant to such construction :

" Valuation Acts " means the Act passed in the seventeenth and eighteenth years of the reign of Her present Majesty, intituled " An Act for the valuation of lands and heritages " in Scotland," and the Act passed in the twentieth and twenty-first years of the reign of Her present Majesty, intituled " An Act to amend the Act seventeenth and " eighteenth of Victoria, for the valuation of lands in " Scotland," and any other Act relating to the valuation of lands and heritages in Scotland which may be in force for the time :

“ Valuation roll ” means the valuation roll in force for the time for the county or for any burgh therein, as the case may be, made up under the authority of the Valuation Acts :

“ The Trustees ” means the road Trustees appointed by and elected under the provisions of this Act, and acting under the first-recited Act and this Act :

“ County ” means the county of Forfar, exclusive of the burghs of Forfar, Dundee, Arbroath, Montrose, Brechin, Broughty Ferry, and Kirriemuir :

“ Burgh ” means the following burghs or any one of them, viz., Forfar, Dundee, Arbroath, Montrose, Brechin, Broughty Ferry, and Kirriemuir ; and the boundaries of each burgh shall, for the purposes of this Act, be taken to be the same as the boundaries thereof for the purposes of any Public Police Act or Local Police Act in force therein for the time :

“ Commissioners ” means the commissioners of police of each burgh acting under any Public Police Act or Local Police Act in force within such burgh for the time :

“ Parish ” means any parish or part of a parish situate within the county :

“ Road ” means any statute labour road in the county, and includes all bridges forming part of such road :

“ District ” means any of the four districts established by the first-recited Act, so far as situate within the county as defined by this Act, or any of the districts which may, under the provisions of that Act and this Act, be established in lieu thereof :

“ Proprietors ” and “ lands and heritages ” have the same meanings as are attached to those expressions respectively in the Valuation Acts :

“ Sheriff ” means and includes the sheriff of the county of Forfar and his substitutes :

Words and expressions relating to the maintenance of any road by this Act vested in the Trustees or the Commissioners, or any turnpike road by this Act authorised to be transferred to the Trustees or the Commissioners, include the management, alteration, reconstruction, relining, improvement, widening, and repair of such road.

3. This Act, and the first-recited Act as amended by this Act, shall be read together and be construed as one Act.

First-recited Act and this Act to be as one Act.

4. The following sections of the first-recited Act are hereby repealed, viz., the fifth and sixth sections; the seventh section, except as regards arrears of assessments outstanding at the passing of this Act; the tenth, eleventh, and twelfth sections;

Certain provisions of first-recited Act repealed.

A.D. 1874. — the fourteenth section, except in so far as it relates to the appointment of district meetings; the sixteenth section; the seventeenth section, so far as it relates to the laying out of money or services exacted from each parish exclusively upon the roads of that parish, and to any other distinction or difference between one parish and another of any district; the eighteenth and nineteenth sections; the twenty-first section, so far as it provides that if the trustees of any district neglect to prepare and lay before a general meeting of trustees such state and estimate as is by that section required, the maximum assessment shall be imposed and the highest proportion of composition money levied for the then current year; the twenty-second section, the twenty-eighth section, the twenty-ninth section, except in so far as it relates to the liability of collectors failing or omitting to exact assessments, and the thirty-first, thirty-second, and seventieth sections.

Appointment  
and qualifi-  
cation of  
Trustees.

5. All persons being commissioners of supply of the county of Forfar, otherwise than ex officio; all persons who, although not commissioners of supply of the county of Forfar, are, at the time of the passing of this Act, acting Trustees under the first-recited Act, and who, but for the passing of this Act, would have so continued; the sheriff and sheriff substitutes receiving salary for the time being; and any number of persons, not exceeding one for each parish, who may be elected annually in the manner herein-after provided, from among the tenants and occupiers of lands and heritages in each parish in the county entered in the valuation roll at any sum not less than one hundred pounds of yearly rent or value, shall be and are hereby nominated and appointed Trustees under the first-recited Act and this Act for putting those Acts into execution, and for surveying, ordering, and maintaining the roads, and keeping the same in repair: Provided always, that the factor of any commissioner of supply qualified to act in the absence of such commissioner of supply in terms of the Valuation Acts shall be entitled to act only in the absence of his constituent, and shall have one vote and no more, although also a Trustee in his own right or acting for more than one constituent.

Election of  
Trustees by  
tenants and  
occupiers.

6. The tenants and occupiers of lands and heritages entered in the valuation roll at any sum not less than one hundred pounds of yearly rent or value in each parish, and who are not also the proprietors of such lands and heritages, shall be entitled to elect annually out of their own number one Trustee for the purposes of the first-recited Act and this Act; and the tenants and occupiers so qualified in each parish shall, by advertisement to be inserted once weekly for two successive weeks in a newspaper published in the county of Forfar, be called and convened by the clerk of the Trustees within six weeks after the passing of this Act, in order to the election of a

Trustee, qualified as aforesaid, for the period between the date of such election and the thirtieth day of April then next ensuing; and the tenants and occupiers, qualified as aforesaid, in each parish shall annually thereafter, by like advertisement, be called and convened by the clerk of the Trustees within six weeks after the first day of January in each year for the election of a Trustee, qualified as aforesaid, for the year commencing on the thirtieth day of April then next ensuing and ending on the thirtieth day of April in the year following, or on any other day in that year on which the annual statutory meeting of the commissioners of supply of the county of Forfar shall be held, under and in virtue of "The Commissioners of Supply Meetings (Scotland) Act, 1865;" and every such meeting shall be held in the school-room of the principal parochial school, or in such other place within each such parish as shall be specified in such advertisement; and the tenants and occupiers so qualified who shall be present at such meeting shall, before proceeding to such election, appoint one of their own number to preside thereat, and such person so appointed shall at such election, in case of an equality of votes, have a casting as well as a deliberative vote, and shall record the result of such election, and within fourteen days thereafter report the same to the clerk of the Trustees, who shall report the same to the next ensuing general meeting of the Trustees; and the persons so elected shall be Trustees for that year only for which they are elected as aforesaid, but shall be eligible for re-election in any succeeding or subsequent year in which they shall be qualified as aforesaid: Provided always, that where any lands and heritages are tenanted and occupied jointly, or by any firm or company, and are entered in the valuation roll at such amount as, when divided by the number of joint tenants or partners, would yield at least one hundred pounds of yearly rent or value for each such joint tenant or partner, as the case may be, such joint tenants or firm or company shall, in their collective capacity, have one vote at every such election, and may, by a certificate under their hands, in the form, or as nearly as may be in the form, set out in the first schedule to this Act annexed, constitute any one of such joint tenants or partners to represent them at such elections, and such certificate shall be handed to the clerk of the Trustees and shall be retained by him, and such representative shall, for the purposes of this Act, be entitled to vote for and shall be qualified to be elected one of the Trustees in the like manner as if he were himself sole tenant of such lands and heritages; and provided also, that in the event of the tenants and occupiers qualified as aforesaid, in all or any such parishes failing, declining, or neglecting in any year to elect Trustees qualified as aforesaid, the Trustees qualified otherwise under this Act shall, for

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the year succeeding, exercise exclusively all the rights of the Trustees under this Act.

Quorum of Trustees.

7. Except where otherwise provided in this Act, or the first-recited Act, any of the powers of the Trustees may be exercised by any seven of them, or by any committee of not less than three of them, specially appointed to exercise any of such powers by the Trustees at any general meeting.

Penalty on persons not qualified acting as Trustees.

8. Any person not qualified or entitled to act as one of the Trustees under this Act, who shall, nevertheless, presume to act as one of the Trustees, shall for every such offence forfeit the sum of fifty pounds, which shall be recoverable at the suit of any heritor in the county, and shall be applied by the Trustees for the purposes of this Act, as to them shall seem fit.

Powers of the Trustees.

9. The roads are hereby vested in the Trustees, and the Trustees shall, subject to the provisions of this Act, in all respects and to all effects come in place of the Trustees nominated and appointed by and qualified and entitled to act under the first-recited Act, and shall, subject to the provisions of this Act, have all the powers, rights, and privileges which such last-mentioned Trustees would have had if this Act had not been passed; and may sue for and recover any arrears of assessments under the first-recited Act, and any debts or sums of money due to such last-mentioned Trustees prior to the passing of this Act, as effectually as such last-mentioned Trustees might have done if this Act had not been passed; and subject to the provisions of this Act, all the provisions of the first-recited Act applicable to such last-mentioned Trustees, shall be applicable to the Trustees: Provided always, that all provisions of the first-recited Act having reference to any parish or parishes shall be read and construed as having reference to the district within which such parish or parishes is or are situate.

Appointment of officers.

10. It shall be lawful for the Trustees to appoint, and from time to time to suspend or remove clerks, treasurers, collectors, surveyors, and other officers for the purposes of this Act, and to fix the salary or emoluments to be allowed to any such officer as they may think proper.

Assessments by the Trustees on lands and heritages.

11. The Trustees shall, for the maintenance and repair of the roads within each district of the county, and in lieu of the assessments authorised by the seventh section of the first-recited Act, annually, at their statutory meeting on the first Tuesday after the twenty-ninth day of September, impose and levy in such district an assessment (herein-after called "the ordinary assessment") at a uniform rate of such amount as they may consider necessary, on

the whole lands and heritages in such district, according to the real rent of such lands and heritages as appearing in the valuation roll; and such assessment shall be paid by the tenants or occupiers of the lands and heritages on which the same is imposed, who, on payment of such assessment, shall be entitled to relief of one half thereof from the proprietors of such lands and heritages; and in order to effect such relief, to deduct such half from the rent payable to such proprietors in respect of such lands and heritages: Provided always, that it shall be competent to the proprietors of any such lands and heritages to pay directly to the collectors of such assessment half of the proportion thereof imposed on such lands and heritages, and in the event of their so doing, the tenants and occupiers of such lands and heritages shall neither be charged with nor be entitled to be relieved from such half so paid, but shall be charged with and shall, without relief, pay the other half, and the first of such annual assessments shall be for the year from Whitsunday, one thousand eight hundred and seventy-four, to Whitsunday, one thousand eight hundred and seventy-five; and all such assessments shall be paid on or before the first day of December, yearly, to the persons who may be appointed by the Trustees to collect the same; and all the provisions not hereby repealed of the recited Acts, relating to imposing, levying, and recovering the assessment or conversion money for statute labour by the first-recited Act authorised, and which were in force immediately before the passing of this Act, shall be applicable to imposing, levying, and recovering the assessments which the Trustees are authorised to impose and levy under the provisions of this Act.

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12. It shall be lawful for any person, who shall consider the amount of such assessment demanded from him in respect of any such lands and heritages improperly or excessively charged, to appeal against such demand to the commissioners of supply of the county, and such appeal shall be in writing, and shall specify the amount of such assessment demanded, and the amount thereof, if any, admitted to be payable, and the grounds of complaint, and shall be lodged with the clerk of supply of the county not later than ten days subsequent to the day on which the amount complained of shall have been demanded, and the commissioners of supply shall consider such appeal, and may, on inquiry into the grounds of complaint, either dismiss such appeal, or on cause shown, remit or modify the amount of assessment complained of, and the decision of the commissioners of supply upon all such appeals shall be final and not subject to review, and the commissioners of supply shall hold at least one meeting in each year for the purpose of considering and disposing of such appeals, and the clerk of supply shall,

Appeals  
against as-  
sessments  
imposed by  
the Trustees.

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at least eight days before the day fixed for such meeting, send to every person who shall have so lodged an appeal, notice in writing intimating to him the day, hour, and place appointed for such meeting, and that his appeal will be considered and disposed of thereat, or at some adjournment thereof.

Additional assessments by the Trustees on mines, quarries, &c. in certain cases.

**13.** Where any lands and heritages assessed under the provisions of this Act include any mines, quarries, works, or premises in which any trade, business, or manufacture is carried on, the road surveyor of the district in which such lands and heritages are situate may lodge with the clerk of the Trustees a special report, setting forth that the injury to the roads or to any portion thereof within such district by the traffic arising from such mines, quarries, works, or premises has necessitated and involved, or will necessitate or involve, an expenditure in the repair of such roads exceeding the amount of the ordinary assessment on such lands and heritages under this Act, and such report shall specify what, in the opinion of such surveyor, is a fair estimate of the amount of such excess, and such clerk shall intimate such report to the person or persons liable to be assessed in respect of such lands and heritages, and the time when and place where such report will be taken into consideration by the Trustees, and upon hearing parties (if they desire to be heard) and taking into consideration the space or distance of the road usually passed over by the traffic from such mines, quarries, works, or premises, and other circumstances connected with the use and occupancy thereof, the Trustees may dispose of such report, and decide whether such injury or damage exceeds, and if so to what extent or in what proportion, the ordinary assessment as aforesaid, and may assess such lands and heritages in such additional assessment as, subject to the provisions herein-after contained, they may think fit, in respect of such mines, quarries, works, or premises, over and above the ordinary assessment falling upon the lands and heritages in which such mines, works, quarries, or premises are situate, which additional assessment shall be good against such lands and heritages to the extent of the excess found as aforesaid; and any party dissatisfied with such decision and additional assessment may, within fourteen days after the same is pronounced, appeal therefrom to the sheriff, who shall hear the parties orally, and determine the matter in dispute between them in a summary manner and without making up a record, and his deliverance thereon shall be final and not subject to review, and the sheriff may award expenses to either party in such appeal as he thinks fit, and discern accordingly; and such additional assessment shall be levied and recovered in the like manner as the ordinary assessment under this Act: Provided always, that it shall not be competent to levy any



additional assesment on any lands and heritages in any one year of larger amount than three times the ordinary assesment on such lands and heritages in such year: Provided further, that nothing in this section contained shall apply to tramways, or the owners and occupiers of tramways, or to the harbour of Dundee, or to any piers, works, lands, or premises forming parts thereof, or to the trustees of the harbour of Dundee. A.D. 1874.

**14.** Any lands and heritages assessed in such additional assesment shall remain subject to the same in every succeeding year until relieved therefrom in whole or in part, but it shall be competent to the Trustees to relieve from the same on cause shown in whole or in part, and failing such relief, it shall be lawful to the owner or to the tenant or occupier of such lands and heritages to present a summary application for relief to the sheriff, who, after intimation to the clerk and surveyor of the district, shall, if he see cause, hear the parties orally, and determine between them without making up a record, and his deliverance shall be final and not subject to review, and an extract thereof, furnished to the collector for the district, shall be sufficient warrant to him to deduct and discontinue the levy of such additional assesment to the extent authorised by the sheriff's deliverance: Provided always, that unless otherwise expressly ordered in any such deliverance by the sheriff, such deliverance shall regulate the amount of additional assesment for three years, but the question of relief may always be brought under reconsideration of the sheriff after an interval of three years. Relief from additional assesments by the Trustees.

**15.** And whereas, in order the more speedily to effect the repair of certain roads which were and are in the most urgent need thereof, a voluntary assesment of twopence per pound was, at an adjourned general meeting of Trustees under the first-recited Act, held at Forfar on the twenty-second day of October one thousand eight hundred and seventy-three, imposed on all lands and heritages within the county, payable by the proprietors thereof according to the annual rent or value of such lands and heritages as entered in the valuation roll, and it is very much for the public interest that such voluntary assesment be ingathered with as little delay and to as large an extent as possible, and it was understood and given out at the said meeting at which such voluntary assesment was imposed that it was intended to apply to Parliament for powers to make a legal assesment for the maintenance and repair of the roads in the several districts, and to propose to Parliament that all persons actually paying such voluntary assesment should be entitled to deduction or repayment from the assesments to which they would otherwise be liable under this Act of an amount equal to the Assesment in repayment of voluntary assesments actually paid up.

A.D. 1874. — voluntary assessment so actually paid by them, and it is just and reasonable that such deduction or repayment should be allowed: Therefore, every person who shall have actually paid or shall actually pay any sum of money under the said voluntary assessment, shall be entitled to deduction or repayment of the amount thereof from the assessments for the maintenance and repair of the roads which would otherwise fall upon him under this Act; and it shall be the duty of the Trustees to give effect to this enactment by allowing such deductions and making such repayments from such assessments under this Act to the extent hereby authorised.

Provision  
for certain  
neglects of  
district  
Trustees.

16. If the Trustees of any district shall neglect or omit to prepare such state and estimate as is required by the twenty-first section of the first-recited Act, and to lay it before the general meeting of Trustees as is thereby prescribed, then the Trustees in such general meeting assembled are hereby empowered and required to assess and levy in such district for the then current year, in terms of the said Act and this Act, such sum as in their opinion will fully cover all necessary outlays for the said year within such district.

Recovery of  
assessments  
by the  
Trustees.

17. The whole powers and rights of issuing summary warrants and proceedings, and all remedies and provisions enacted for collecting, levying, and recovering the land and assessed taxes or either of them, and other public taxes, shall be applicable to all assessments leviable by the Trustees under the authority of this Act; and sheriffs, magistrates, justices of the peace, and other judges may, on the application of the collector, grant the like warrants for the recovery of all such assessments in the same form and under the same penalties as are provided in regard to such land and assessed taxes and other public taxes: Provided, nevertheless, that it shall be competent to the Trustees to prosecute for and recover such assessments by action in the Sheriff Small Debt or in any other Court.

Bridges in  
two districts  
to be main-  
tained  
jointly.  
Power to  
Trustees to  
borrow.

18. Where any bridge is partly in one district and partly in another, the burden of maintaining such bridge shall be deemed to rest equally on such two districts.

19. It shall be lawful for the Trustees, when they shall deem it advisable with a view to the speedy and efficient repair of the roads in any district, to borrow (with the sanction of the commissioners of supply of the county, but not otherwise,) money on the security of the assessments for the maintenance and repair of the roads in such district, or on the security of any moneys applicable to the maintenance and repair of the roads in such district, and to assign such assessments and moneys recoverable during any period not exceeding

twenty years in security of the repayment within that period of the money so borrowed and interest thereon; and every security to be granted for money so borrowed may be by assignation in security in the form, or as nearly as may be in the form, of the second schedule to this Act annexed, or to that or the like effect, and shall be duly executed if signed by any two Trustees authorised to that effect by a resolution passed at a meeting of Trustees called for the purpose, and by the clerk of the Trustees, and also by the clerk of supply of the county in evidence of the sanction of the commissioners of supply; and every such assignation in security shall be effectual for securing to the person advancing the money in such deed expressed to be advanced, and to his heirs, executors, and assignees, the repayment thereof, at such time and in such manner, and with interest for the same after such rate as in such assignation in security provided; and it shall be lawful to stipulate in such assignation in security for the levying in each year during the non-payment of the money so advanced, or any part thereof, a minimum assessment under this Act, and for the yearly payment out of such assessment, not only of the interest on such money at such rate as may be agreed on, but of a specific sum in part repayment of the capital; and such assignation shall give the creditor thereunder a right to payment out of such assessment of such stipulated sums of interest and capital preferable to all other claims, uses, or purposes whatever to which such assessment shall be applicable; and such assignations in security shall be presented for registration to, and shall, in the order in which they are so presented, be entered by the clerk of the Trustees in a book to be called the "Register of Securities," to be kept by him for the purpose of such registration; and such assignations in security shall rank inter se in preference according to the priority of the entry in such register; and the money expressed to be advanced in every such assignation in security shall be deemed to be personal property, and may and shall pass as such property passes by the law of Scotland, and shall be validly transferred by the person entitled thereto for the time being by a transfer in the form, or as nearly as may be in the form, of the third schedule to this Act annexed, and which transfer may be endorsed on such assignation in security: Provided always, that every such transfer shall be notified to the clerk of the Trustees, who shall enter in the said book the date and particulars of such transfer and the names of the parties thereto; and a certificate of the entry of such transfer in such book shall be endorsed and signed by such clerk on the assignation in security transferred, and such transfer being so certified, the transferee, his executors and assignees, shall thereafter be entitled to the full benefit of such assignation in security in terms of such transfer.

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Arrears may be enforced by appointment of a receiver.

**20.** Assignees in security of the Trustees are hereby empowered to enforce the payment of arrears of principal and interest due on any assignation in security or deed of security granted by the Trustees under the powers of this Act by means of a receiver, who shall be appointed in the manner and with the powers and subject to the conditions prescribed by sections eighty-six and eighty-seven of "The Commissioners Clauses Act, 1847," which sections are hereby incorporated with this Act; and in construing the said clauses as incorporated herewith, the word "Commissioners" shall mean the Trustees; and the expression "the special Act" shall mean this Act, and the word "mortgage" shall include any assignation in security or deed of security which may be granted by the Trustees under the powers of this Act.

Roads within burghs transferred to the Commissioners thereof.

**21.** The statute labour roads within the burghs of Forfar, Arbroath, Brechin, and Kirriemuir respectively, and also the roads which form the boundaries, or part of the boundaries, between such burghs respectively and the territory beyond the same, shall be and are hereby transferred to the Commissioners of such respective burghs, and the roads specified and described in the fourth schedule to this Act annexed shall be held to be the roads so transferred; and the roads so transferred shall be and are hereby vested in the Commissioners of such respective burghs in the same manner and to the same extent as such roads were, at the passing of this Act, vested in the Trustees appointed and acting under the first and second recited Acts; and the Commissioners of such respective burghs shall, subject to the provisions of this Act, have and exercise all the powers and rights, and may enforce and shall be subject to all the liabilities and obligations with respect to the maintenance of the roads so transferred, which before the commencement of this Act might have been exercised or enforced by such last-mentioned Trustees, or to which they were subject, and also all the powers, rights, and obligations which may be exercised or enforced by the Commissioners of such respective burghs with respect to the other roads or streets within such burghs respectively.

Footways to be constructed on sides of roads within burghs.

**22.** The owners of all lands fronting or abutting on any road transferred to the Commissioners of any burgh by or under the provisions of this Act, shall, at their own expense, when required by such Commissioners, cause footways to be constructed on the sides of such road in front of their respective properties, and to be well and sufficiently paved with flag stones or other flat hewn stones, or to be constructed in such other manner and form and of such breadth as such Commissioners shall direct, but subject to the following provisions, viz., wherever, before the commencement of this Act, footways of dressed flag pavement have been constructed and

are existing along any parts of the sides of any of such roads, these footways shall exempt the owners of lands and heritages along which they are constructed, so far as the length of these footways extend, from all obligation to construct footways or to alter the existing footways, but such Commissioners may, in their own discretion, reconstruct or alter such existing footways as to them may appear expedient for the public interest, and defray the cost out of the moneys to be raised by them under this Act; wherever the land along the sides of any such roads is not built upon, and not enclosed and used for pleasure ground or garden or nursery ground, or for manufacturing purposes, the obligation to make footways shall not come into operation unless and until such land is built upon or enclosed and used for some one of such purposes, except in the case of there being footways constructed in terms of this Act reaching up to such exempted lands, and there being also footways constructed in terms of this Act further along the sides of such roads, or some continuous road, and the distance between the one constructed portion of footway and the other not being greater than one hundred yards, in which case, whenever it occurs, the owners of lands shall be bound to construct footways so as to make the line of footways continuous, although their land be not built upon and not enclosed and used as aforesaid; and when such Commissioners think it desirable for the public interest to have footways constructed for the public use along any parts of any of such roads while the circumstances are such that they cannot compel the owners of lands to construct the footways, it shall be lawful for such Commissioners to make temporary footways, using gravel or road metal or other cheap material to serve the public convenience, but such construction of temporary footways shall not relieve the owners of lands from their obligations to construct footways according to this Act when their lands come to be in the position which permits the obligation to arise; and for the public convenience, in order to obtain well-constructed footways speedily, it shall be lawful for such Commissioners, in their discretion, to make agreements with the owners of lands along such roads, who are not at the time under obligation by this Act to construct footways, for the immediate construction of permanent flagged footways, satisfying for ever the obligation of such owners; and that on condition of the owners paying an agreed-on portion of the cost, while such Commissioners pay the other portion in lieu of the cost, of a temporary footway, or on any like condition which in the circumstances of each special case such Commissioners may consider expedient; and for carrying into effect the provisions contained in this section, such Commissioners shall have and may exercise and enforce all the powers and authorities conferred on them by the Police Act in force within such

A.D. 1874. — burgh at the time for carrying into effect the provisions of that Act in reference to footways on the streets of such burgh.

Owners in burghs not liable to maintain carriage-ways.

**23.** Nothing in this Act contained, nor in any Public or Local Police Act in force in any burgh, shall impose on the owners of lands and heritages fronting or abutting on any road transferred by or under the provisions of this Act to the Commissioners of any burgh any liability to pave, flag, or otherwise make good, maintain, or repair the carriageway of such road, or to pay any part of the expenses of the paving, flagging, or otherwise making good, maintaining, or repairing such carriageway: Provided always, that nothing in this enactment contained shall be held to exempt any such owner from any assessment for police purposes which may be levied in such burgh under any Public or Local Police Act in force therein.

Statute service and conversion money in lieu thereof in burghs abolished.

**24.** All statute service and all conversion money in lieu of statute labour, or other assessments leviable or payable within any burgh under the authority of the first-recited Act, or of any general Act relating to statute labour roads and bridges, and all powers of levying such conversion money or assessments within any such burgh, shall cease and determine, except as to the recovery of arrears, and, except as to such recovery of arrears, and as to the accounting for and payment of the unexpended assessments as herein-after provided, the Trustees acting under the first and second recited Acts shall be divested of all rights and powers, and relieved of all obligations in regard to the roads transferred by this Act.

Roads and footways within burghs to be maintained by the Commissioners thereof.

**25.** Subject to the provisions of this Act as to the obligations of owners to construct footways, and as to the powers of the Commissioners in relation to the construction of footways, the Commissioners of each burgh shall manage and maintain the roads transferred to them by or under the provisions of this Act, and all footways of dressed flag pavement or other footways forming parts of such roads at the passing of this Act or the date of such transference, and all the footways which shall thereafter be constructed in connexion with or form parts of such roads, and shall keep such roads and footways at all times in a proper and sufficient state of repair, and the expense incurred by such Commissioners in managing and maintaining such roads and footways shall be defrayed by them from and out of the moneys to be raised and received by them under the authority of this Act.

Roads transferred to Commissioners of Kirriemuir

**26.** As regards the burgh of Kirriemuir, the Commissioners of such burgh shall put the roads transferred to them by this Act into a proper and sufficient condition to the satisfaction of a surveyor to

be appointed by the sheriff, and until they be put into that condition, and the sanction of the sheriff be thereupon obtained, the Commissioners of such burgh shall impose and levy the maximum assessment authorised by this Act, and such assessment shall be applicable and be applied for the purposes of this section, as well as for the purpose of maintaining the said roads in a proper and sufficient state of repair, and for the other purposes of this Act, and for no other purpose whatever.

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to be put  
into proper  
condition.

**27.** It shall be lawful for the Commissioners of each burgh, for the purpose of maintaining the roads transferred to them by or under the provisions of this Act, to impose and levy annually on and from the occupiers of all lands and heritages within such burgh, according to the roll or book of assessment of such burgh made up and completed in terms of "The General Police and Improvement (Scotland) Act, 1862," where that Act has been adopted and is in force in such burgh, or in terms of the Act passed in the thirteenth and fourteenth years of the reign of Her present Majesty, intituled "An Act to make more effectual provision for regulating the police of towns and populous places in Scotland, and for paving, draining, cleansing, lighting, and improving the same," where that Act has been adopted and is in force in such burgh, or in terms of the Act passed in the third and fourth years of the reign of His late Majesty King William the Fourth, intituled "An Act to enable burghs in Scotland to establish a general system of police," where that Act has been adopted and is in force in such burgh, a special assessment for the year ending on the fifteenth day of May following the date on which it shall have been imposed, at a rate not exceeding three-pence in the pound as regards each burgh, except Kirriemuir, and as regards Kirriemuir not exceeding sixpence in the pound of the yearly value of such lands and heritages, and such special assessment may be imposed and levied in the same manner as and separately from or along with and in addition to the assessments for police purposes or general purposes leviable in such burgh under any one of the three last-mentioned Acts; and all the powers, enactments, and provisions contained in any one of the three last-mentioned Acts which may be in force for the time in such burgh, with respect to the levying, payment, and recovery of such last-mentioned assessments, and with respect to exemptions therefrom and remissions of payment thereof, shall be and are hereby made applicable, available, and enforceable in respect to such special assessment, and in the same manner and to the like extent as such powers, enactments, and provisions would have been if such special assessment had been authorised to be levied as assessments for police purposes or general

Power to  
Commis-  
sioners of  
burghs to  
levy special  
assessments  
for main-  
tenance of  
roads trans-  
ferred to  
them.

A.D. 1874. — purposes under the authority of such three last-mentioned Acts respectively.

Power to Commissioners of burghs to borrow on credit of special assessments leviable by them.

**28.** It shall be lawful for the Commissioners of each burgh to borrow for the purposes of this Act any money on the credit of the special assessments which they are by this Act authorised to impose and levy in such burgh, and all such borrowing by such Commissioners shall, except as to amount and except so far as may be otherwise provided for in this Act, be subject to and regulated by the provisions relating to borrowing contained in such Public Police Act or Local Police Act respectively as may be in force in such burgh for the time: Provided always, that such Commissioners shall, at their first annual meeting for assessment after so borrowing, if the rate of such special assessment then leviable does not amount to the maximum thereof, impose and levy on and from the occupiers of all lands and heritages within such burgh liable in such special assessment, such additional assessment beyond the sum necessary for such purposes as will produce a fund equal to two per centum per annum upon the sum or sums so borrowed respectively, and also to the annual interest of such sum or sums, which sum of two per centum per annum such Commissioners shall annually appropriate, set apart, and invest at the highest rate of interest which can be had for the same in the public funds, or in any chartered or other bank, or on heritable security, as a sinking fund to be applied by such Commissioners from time to time to the repayment of the sum or sums so borrowed, until the whole of such sum or sums shall have been repaid: Provided further, that such additional assessment shall at no time increase the whole special assessment leviable beyond the maximum rate thereof; and provided also, that no sum of money shall be borrowed until an estimate of the amount required shall have been laid before such Commissioners, or until the expiration of six weeks after public notice shall have been given by such Commissioners of the amount so proposed to be borrowed, and the purpose to which such amount is intended to be applied, in some newspaper in ordinary circulation in such burgh; and provided further, that the proposal to borrow shall be disposed of at the meeting of such Commissioners next after the expiry of such six weeks, and that the sum borrowed shall not exceed the amount so advertised without a further estimate and notice in manner above provided.

Bonds by Commissioners of burghs for borrowed money and

**29.** The money to be borrowed by the Commissioners of any burgh on the credit of the special assessments authorised by this Act may be secured over such assessments by bonds, and the bonds to be granted for money borrowed by such Commissioners under the



authority of this Act shall be made and executed in the same form and manner as bonds granted under the authority of the Police Acts in force within such burgh for the time, and shall, with respect to the assessments by this Act authorised to be levied, have the like effect, and confer the like lien, security, and powers of recovery of the money borrowed and interest thereof, as bonds granted for money borrowed under the authority of the Police Acts have and confer with respect to the assessments thereby authorised to be levied; and the bonds to be granted for money borrowed by such Commissioners under the authority of this Act may be assigned, and such bonds and the assignments thereof shall be registered in the same manner as is provided by the Police Acts in force within such burgh for the time with respect to bonds granted for money borrowed under the authority of those Acts.

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—  
assignments  
thereof.

**30.** All moneys which have arisen from the assessments leviable under the first-recited Act on or from lands and heritages situate within any burgh, and which have not been expended by the Trustees, and all arrears of assessments on lands and heritages situate within any burgh imposed before the commencement of this Act, and remaining unpaid at that date, shall belong to the Commissioners of such burgh, and the Trustees shall be bound to account for and pay and deliver the same to the Commissioners of such burgh, and all rights and obligations affecting the roads so transferred in favour of the Trustees shall belong to and be enforceable by such Commissioners; and such Commissioners shall relieve the Trustees of all liabilities and obligations lawfully incurred or undertaken before the commencement of this Act, and referring to the roads so transferred; and in order to the amicable adjustment of all the accounts necessary to be adjusted between the Trustees and such Commissioners, and the settlement of all questions which may arise under this Act, the Trustees and such Commissioners respectively may each appoint one of their own number, or their respective clerks, or such other person as they think fit, as arbitrators, to make up and adjust the said accounts and to settle all such questions; and the Trustees and such Commissioners may also name an overseer, whose award, in case of difference between such arbitrators, shall be final, and not subject to appeal or review in any court or by any process whatsoever.

Assessments  
within  
burghs not  
expended to  
be paid to  
the Commis-  
sioners of  
burghs and  
the Trustees  
to be relieved  
from obliga-  
tions.

**31.** The arrears of any conversion money or assessments imposed on lands and heritages situate within any burgh under the provisions and for the purposes of the first-recited Act or any general Act relating to statute labour roads and bridges before the commencement of this Act, and then remaining unpaid, may be

Recovery of  
arrears of  
assessments.

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Power by agreement to transfer turnpike roads to the Trustees and the Commissioners of burghs and to abolish tolls.

**32.** It shall be lawful for the Trustees of any turnpike road situate wholly or partly in the county, with the consent and concurrence of the persons holding three fourths in value of any debts secured on such turnpike road, or on the tolls arising therefrom, herein-after called "the creditors," if any be, on the one part, and to the Trustees with the sanction of the commissioners of supply of the county, or where any part of such turnpike road is situate within any burgh, or forms the boundary or part of the boundary between any burgh and the territory beyond the same, to the Commissioners of such burgh, with the like sanction, on the other part, to enter into agreements with reference to such turnpike road or part thereof; and to stipulate that such turnpike road, or part thereof, shall cease to be vested in and managed and maintained by such turnpike road Trustees, and so far as the same is situate within the county, shall be assumed by, vested in, and managed and maintained by the Trustees, and, so far as the same is situate within any burgh or forms the boundary or part of the boundary between any burgh and the territory beyond the same, shall be assumed by, vested in, and managed and maintained by the Commissioners of such burgh; and further to stipulate that, from and after such date as may be fixed, tolls shall cease to be exigible on, and that all toll bars shall be removed from such turnpike road or such part thereof so agreed to be transferred, and that such turnpike road or such part thereof shall, where the same is stipulated to be transferred to and vested in the Trustees, be dealt with and treated, assessed for, and maintained thereafter and in all time coming, under the first and second recited Acts and this Act, in the like way and manner in every respect, and to all intents and effects, as it would have been if it had been a statute labour road existing at the passing of this Act, and that such turnpike road or such part thereof, where the same is stipulated to be transferred to and vested in the Commissioners of any burgh, shall be dealt with, and treated, assessed for, and maintained thereafter, and in all time coming, under this Act in the like way and manner in every respect and to all intents and effects as any road within any burgh expressly transferred by this Act to the Commissioners of such burgh; and as regards the burgh of Dundee, as if such turnpike road, or part thereof, had been a statute labour road within that burgh, and expressly transferred as such to the Commissioners of Dundee by this Act; and also to stipulate that toll bars shall not be placed

nor tolls exacted within any distance beyond such burghs which may be agreed on; and also to stipulate that the debts of the creditors, or such sums as they may agree to accept in payment thereof, shall be paid to them or to such turnpike road Trustees by the other parties to such agreement, or by any one or more of such parties, either wholly or proportionally, and with or without interest, as may be agreed on; and also to stipulate that any sum or sums of money which may be deemed reasonable shall be paid annually or periodically, or in one sum, as may be agreed on, by such Commissioners, being parties to such agreement, to the Trustees, being also parties to such agreement, in respect of the advantage of such agreement being greater, or being estimated to be greater, to such burgh or burghs than to the county or of the onerosity of the transaction being greater, or being estimated to be greater, to the county than to such burgh or burghs, or to make in such agreements any or all of such stipulations: Provided always, that nothing herein contained shall prejudice or affect any existing powers of the Commissioners of any burgh, and of any creditors or turnpike road Trustees, to transfer or agree as to the transference of any turnpike road.

**33.** Every such agreement shall be made subject to approval by the sheriff, exclusive of his substitutes, and who, on an application for such approval, shall cause such advertisement to be made and such person or persons to be cited, as he may think proper, and if no objections be made, or if, being made, they be deemed insufficient or be obviated to the sheriff's satisfaction, he shall give decree approving of such agreement, with or without any modifications that may be made thereon under such application; and on such decree of approval being pronounced, the same shall be final and not subject to review, and the agreement so approved shall be in all respects a lawful, valid, and effectual agreement, binding upon all the parties thereto, and legally operative in all respects, in the same way and manner and to the like effect as if all the things therein stipulated to be done had been specially enacted by this Act.

How agreements shall be made operative.

**34.** All debts or sums by any such agreement so stipulated to be paid to the creditors by the Trustees, or by the Commissioners of any burgh respectively, and all interest on such debts, shall be liquidated by means of an assessment of such an amount as shall be sufficient for the purpose, and which shall be imposed, raised, and levied in the same way and manner as any assessment is by this Act directed to be imposed, raised, and levied for the maintenance of roads within the county or any burgh respectively; but with this

How debts on turnpike roads transferred shall be liquidated.

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difference, that the tenants and occupiers of lands and heritages within the county paying such assessment imposed for the payment of creditors, shall be entitled to relief from the proprietors of such lands and heritages, and in order to such relief, to deduction from their rents of the whole of such last-mentioned assessment; and all sums so stipulated to be paid annually or periodically, or in one sum, by the Commissioners of any burgh to the Trustees shall, subject to the exercise of the borrowing powers herein-after contained, be liquidated by means of assessments of such amount as may from time to time be necessary for the purpose, and which shall be imposed, raised, and levied in the same way and manner as any money or assessment is by this Act authorised or directed to be imposed, raised, and levied for the maintenance of roads and bridges within such burgh; and all the clauses and provisions of this Act conferring borrowing powers and powers of granting assignations in security of assessments, and powers of assessment under this Act, shall, subject to the provisions of this Act, be as available for the purpose of raising money to pay the creditors, and all sums so stipulated to be paid annually or periodically as aforesaid, and all annual payments in connexion with any borrowings, as for maintaining or repairing any road.

Trustees and Commissioners may borrow on cash credit account.

**35.** It shall be lawful for the Trustees and for the Commissioners of any burgh respectively to accept and take from any bank or banking company credit on a cash account to be opened and kept with such bank or banking company in the name of the Trustees or of such Commissioners respectively, according to the usages of bankers in Scotland, and to make and grant assignations in security for the amount of such credit, or of the sums advanced from time to time on such cash account, with interest thereon.

Lenders protected.

**36.** No person lending any money for the purposes of this Act to the Trustees or to the Commissioners of any burgh, and taking an assignation in security for repayment thereof, purporting to be made under authority of this Act, shall be bound to require proof that the several provisions of this Act, or any of them, have been duly complied with; and it shall not be competent to any ratepayer or other person to question the validity of any such assignation in security on the ground that such provisions, or any of them, have not been complied with.

Payments by Commissioners of Dundee and Broughty Ferry to

**37.** The payments required by the fourteenth section of "The Dundee Roads and Streets Act, 1865," to be made by the Commissioners of the burgh of Dundee to the Trustees acting under the first-recited Act in and for the parish of Dundee, and in and for

the united parishes of Liff and Benvie, and the payments required by the Act passed in the thirty-first year of the reign of Her present Majesty, intituled "An Act to confirm a Provisional Order " under the 'General Police and Improvement (Scotland) Act, 1862,' " relating to the burgh of Broughty Ferry," to be made by the Commissioners of the burgh of Broughty Ferry to the Trustees under the first-recited Act, or those of them acting thereunder in and for the parish of Dundee and in and for the parish of Monifieth, shall cease and determine, and are hereby abolished.

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Trustees of statute labour roads abolished.

**38.** Subject to the abolition by this Act of the before-mentioned payments by the Commissioners of the burghs of Dundee and Broughty Ferry respectively, nothing in this Act contained shall alter or affect the provisions of "The Dundee Roads and Streets Act, 1865," or of "The Dundee Police and Improvement Act, 1871," or of the said Act of the thirty-first year of the reign of Her present Majesty, or of the Act thirteenth and fourteenth Victoria, chapter thirty-three, or of part fifth of the Act nineteenth and twentieth Victoria, chapter one hundred and three, or of the "General Police and Improvement (Scotland) Act, 1862," so far as the provisions of the three last-mentioned Acts have been adopted and are enforceable, or may hereafter be adopted or be enforceable in the said last-mentioned burghs respectively, or of "The Dundee Tramways Act, 1872."

Acts in force in burghs of Dundee and Broughty Ferry respectively not to be altered or affected.

**39.** Nothing in this Act contained, or to be done under the authority thereof, shall prejudice or affect "The Dundee Harbour Act, 1869," or other Dundee Harbour Acts.

Saving Dundee Harbour Acts.

**40.** Whereas the Commissioners of the burghs of Forfar, Dundee, Arbroath, Montrose, Brechin, and Broughty Ferry have undertaken to relieve the Trustees to the extent of three hundred pounds from the expenses connected with the promoting, procuring, and passing of this Act, and have stipulated that the burden of such relief shall be borne by such burghs in equal proportions: And whereas the Commissioners of the burgh of Kirriemuir have undertaken to relieve the Trustees to the further extent of twenty-five pounds from such expenses: And whereas it is expedient that such arrangement should be carried out: Be it enacted, that such expenses shall be paid by the Trustees out of the assessments by this Act authorised to be levied by them in each of the districts of the county, rateably, according to the annual value at the date of the passing of this Act of the lands and heritages in each such district as appearing by the valuation roll, but with relief to the Trustees of the said sum of three hundred pounds, which shall be paid to

Expenses of Act.

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A.D. 1874. — them by the Commissioners of the burghs of Forfar, Dundee, Arbroath, Montrose, Brechin, and Broughty Ferry respectively, in equal proportions, and with relief to the Trustees of the said sum of twenty-five pounds which shall be paid to them by the Commissioners of the burgh of Kirriemuir, out of the assessments for police purposes or general purposes leviable in such burghs respectively under the provisions of any Public Police Act or Local Police Act which may be in force therein at the time, or out of the special assessments authorised to be levied therein under the provisions of this Act.

THE FIRST SCHEDULE.

A.D. 1874.

FORM OF CERTIFICATE BY JOINT TENANTS, FIRM, OR COMPANY  
CONSTITUTING A REPRESENTATIVE AT THE ELECTION OF  
TRUSTEES.

We, the undersigned [*insert the names, designations, and residences of the joint tenants and occupiers, or the name, description of business, and place of business of the firm or company, adding thereafter the names, designations, and residences of each of the partners thereof*], being joint tenants and occupiers of lands and heritages in the county of Forfar entered in the valuation roll in force therein for the time at the sum of \_\_\_\_\_ pounds of yearly rent or value, do hereby nominate and appoint [*insert name, designation, and residence of nominee,*] to represent us at the next ensuing election of Trustees under and for the purposes of "The Forfarshire Roads Act, 1874," and to vote thereat as our representative; and we do hereby certify that we are the whole of the [*insert in the case of a firm or company, "partners of the aforesaid firm, and the sole"*] joint tenants and occupiers of the aforesaid lands and heritages.

THE SECOND SCHEDULE.

FORM OF ASSIGNATION IN SECURITY.

By virtue of "The Forfarshire Roads Act, 1874," we [*names and designations of the granters*], two of the Trustees acting in execution of the said Act, and as authorised by a resolution of the said Trustees passed at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, in consideration of ["the sum of \_\_\_\_\_ advanced and paid to the said Trustees for the purposes of the said Act by *A.B.*" (*name and designation of creditor*)], [*or "the \_\_\_\_\_ Banking Company having allowed to the said Trustees a credit to the extent of \_\_\_\_\_ upon a current account to be kept in the books of the said banking company, in the name of the clerk to the said Trustees for the time being, and to be operated on by him"*], do hereby (with the sanction of the commissioners of supply of the county of Forfar, which sanction I, *C.D.*, clerk of supply of the said county, do hereby certify,) assign and make over to the said *A.B.*, his heirs, executors, or assignees [*or "to the said banking company and its assignees"*], all and sundry [*here describe the assessments, or such of them as are proposed to be mortgaged*], and all the right, title, and interest of the said Trustees in and to the same, to be held by the said *A.B.* and his foresaids [*or "the said banking company and its foresaids"*] until the expiration of \_\_\_\_\_ years from the date hereof, or

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A.D. 1874. until the said sum of \_\_\_\_\_, with the interest thereof at the rate of \_\_\_\_\_ per centum per annum, shall be fully satisfied and paid, whichever of these events shall first happen [or “until the balance which may become due upon the said cash credit account shall be fully paid up.”] [*Here insert any stipulation for levying a minimum assessment or otherwise in accordance with the foregoing Act.*] In witness whereof [*insert testing clause according to the form of the law of Scotland*].

THE THIRD SCHEDULE.

FORM OF TRANSFER.

I, *A.B.*, [*name and designation of assignor*], in consideration of the sum of \_\_\_\_\_ paid to me by *C.D.* [*name and designation of assignee*], do hereby assign and transfer to the said *C.D.*, his executors, administrators, and assignees, an assignation in security, dated the [*insert date*], for the sum of [*insert sum*], granted by the Forfarshire Road Trustees in pursuance of the Forfarshire Roads Act, 1874, [*or if the transfer be by endorsement, the within-written assignation in security*], and all my right, estate, and interest therein, and the sums of money thereby secured, interest due and to become due thereon, and assessments thereby assigned in security.

In witness whereof [*insert testing clause according to the form of the law of Scotland*].

THE FOURTH SCHEDULE.

ROADS TRANSFERRED TO BURGHS.

Name of Road.	Description of Road.	Name of Burgh to which Road is transferred.
1. Lower Road -	From St. James' Road to boundary of burgh.	Forfar.
2. Old Arbroath Road or Dunnichen Road.	From east end of Academy Street South to boundary of burgh.	
3. Old Brechin Road	From East High Street to boundary of burgh.	
4. Carseburn Road -	From Castle Street, by railway station to boundary of burgh.	
5. St. James' Road and Academy Street.	From Loanhead or Dundee Toll, by Calender Work to East South Street.	
6. Lochside Road and Turfbeg Road.	From New Brechin Road to boundary of burgh.	
7. Prison Road -	From Carseburn Road to New Brechin Road.	
8. Manor Road -	From Manor Street to road over the Craig of Loch.	



Name of Road.	Description of Road.	Name of Burgh to which Road is transferred.
9. Horsewater Wynd and Craig of Loch Road.	From the Strathmore turnpike road at junction with the Dundee Road to Lochside Road.	Forfar.
10. Westfield Loan Road.	From the Strathmore turnpike road to boundary of burgh.	
1. Timbergreen and Arbirlot Road.	1. Road from Keptie toll-house towards Arbirlot, by Timbergreens to junction with Muirlands Road, thence along Muirlands Road to gate of New Cemetery.	Arbroath.
2. Gallowden and Denfield Road.	From Arbroath, Brechin, and Forfar turnpike, past Gallowden to the boundary of the burgh, opposite New Cemetery.	
3. Millgate Loan Road.	From West Port, Arbroath, to eastern Forfarshire turnpike road at Gayfield, Arbroath.	
4. Crossgate Road and Lochland Street.	From road near Infirmary, Arbroath, eastward to Nolt Loan Road (in Arbroath parish), thence eastward along Lochland Street to Arbroath, Brechin, and Forfar turnpike at Stobcross (in St. Vigean's parish).	
5. Saint Vigean's Road by Cairnie.	From Arbroath, Brechin, and Forfar turnpike road at Cairnie Toll, by Cairnie Farm, thence northward to boundary of burgh, near Cairnie Loch.	
6. Wardmill Road -	From Wardmills, Arbroath, to Lillies Wynd, Arbroath.	
7. Bog Lane -	From Wardmill Road, at top of Lillies Wynd, to junction of Old Brechin Road and Eastern Forfarshire turnpike road at Fisheracre, Arbroath.	
8. Brechin Road -	From said junction in Fisheracre, northward, past Demondale, to the boundary of the burgh.	
9. Auchmithie Road	From Ponderlaw Street, at its junction with East Abbey Street, past Abbey Bank, to the boundary of the burgh near "Ladle" Well.	
10. Abbey Bank and Cliffburn Road.	From Auchmithie Road, near Abbey Bank, to Cliffburn.	
1. River Street and East Mill Road.	From boundary of Old Royal Burgh, near Meikle Mill, by bridge of Brechin and East Mills, to junction with Montrose and Brechin turnpike or Montrose Street.	Brechin.
2. Witchden Road -	From Montrose Street to River Street or Meikle Mill.	
3. Park Road, formerly Caldham Road.	From Southesk Street to burgh boundary at Barrie's Burn, north-east of Viewbank.	
4. Dam Acre Road -	From City Road to Southesk Street.	
5. Cookston Road -	From Clerk Street to burgh boundary, near Cookston Farm offices.	

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Name of Road.	Description of Road.	Name of Burgh to which Road is transferred.
6. Airlie Street, Airlies Acre, by Willfield and Rosehill.	From east end of Airlie Street, by Airlies Acre, Willfield and Rosehill, to boundary of burgh on Pittendriche Road.	Brechin.
7. Latch Road -	Between Nos. 5 and 6.	
8. Barrelwell Road -	From No. 6 to boundary of burgh.	
9. Western Lane -	From No. 6 to Castle Street.	
10. Southesk Street -	From east end of Panmure Street northward to turnpike.	
11. Maisonlieu Lane -	From Market Street to St. Andrew Street, and along the latter to Airlie Street (east end).	Kirriemuir.
1. Denhead Road -	From the Town House to the western boundary of burgh at Lochmill, by High Street, Glengate Street, Westtownend, and Denhead.	
2. Roods Road -	From junction of High Street and Roods Street to northern boundary of burgh.	
3. Tenements Road -	From junction of Airlie Street and Westtownend to eastern boundary of burgh at Tillyloss, by Airlie Street, Back Wynd, Tenements, and Tillyloss.	
4. Marywellbrae Road	From junction of High Street and Bank Street, by Bank Street and Marywellbrae to south-east boundary of burgh.	
5. Schoolwynd Road	From junction of Backwynd and Schoolwynd, by Schoolwynd and Kirkwynd to Town House.	
6. Belliesbrae Road -	From Belliesbrae to Old Tannage.	
7. Crofthead Road -	From junction of Tannage Brae and Crofthead, by Crofthead and Pierhead to Town House.	
8. Tannage Brae Road	From junction of Glengate Street and Tannage Brae to boundary of burgh at Gairie Burn.	
9. Thorter Row Road	From junction with Westtownend to Airlie Street.	