



CHAPTER cxlix.

An Act for improving the burgh of Paisley, in the county of Renfrew, by the construction, widening, and alteration of Streets and Bridges ; for vesting in the Town Council, as road trustees of the burgh, the management of all the streets and bridges therein ; for the acquisition of lands for municipal buildings ; and for other purposes. A.D. 1877.

[2d August 1877.]

WHEREAS many of the streets and thoroughfares in the burgh of Paisley in the county of Renfrew are narrow and inconvenient for traffic, and it would be of public and local advantage if the same were widened, altered, and improved, and if a new street were formed for connecting certain existing streets :

And whereas there are within the burgh three bridges over the River White Cart, known respectively as the Abbey Bridge or Seedhills Bridge, the Old Bridge, and the Sneddon Bridge, and the said Abbey or Seedhills Bridge and Sneddon Bridge are steep, and all the said bridges and the approaches thereto are narrow and inconvenient for the traffic thereon, and it would be of public and local advantage if new bridges and approaches were constructed in lieu thereof :

And whereas it is expedient that the provost, magistrates, and council of the burgh for the time being (herein-after called "the Council") should execute the street improvements and construct the new bridges and approaches herein-before referred to, and that for defraying the cost thereof the Council should be authorised to levy an improvement rate from the owners and occupiers of the lands and heritages within the burgh, and to borrow money on the security of such rate, and of the lands acquired by them in connexion with the said works :

And whereas, under the provisions of an Act passed in the thirty-second year of the reign of His Majesty King George the Third, intituled "An Act for making effectual the statute labour in the county of Renfrew, and for levying conversion money in lieu of 32 Geo. 3.
c. 68.

A.D. 1877. "labour in certain cases, and for otherwise regulating, making, and
 "repairing high roads and bridges in the said county," and of two
 44 Geo. 3. Acts for amending that Act, passed respectively in the forty-fourth
 c. 52. and fifty-second years of the reign of His said Majesty (which three
 52 Geo. 3. Acts are herein-after called "the Renfrewshire Statute Labour
 c. lv. Acts"), the magistrates and town council of Paisley, for the pur-
 purpose of making and paving the streets and lanes thereof, have the
 sole direction, right of conversion, and power of levying and apply-
 ing the statute labour of the town of Paisley, and the public streets
 and lanes within the town thus referred to in those Acts are
 accordingly managed and maintained by the Council as statute
 labour trustees, under the provisions of those Acts, and of the
 Public Act of the eighth and ninth years of the reign of Her
 8 & 9 Vict. present Majesty, intituled "An Act for amending the laws con-
 c. 41. cerning highways, bridges, and ferries in Scotland, and the
 "making and maintaining thereof by statute service, and by the
 "conversion of statute service into money" (which Act is herein-
 after called "the General Statute Labour Act"), but the town
 thus referred to in the Renfrewshire Statute Labour Acts does not
 comprehend the whole of the parliamentary and municipal burgh
 of Paisley as defined in the Act of the second and third years of
 2 & 3 Will. 4. the reign of His Majesty King William the Fourth, intituled "An
 c. 65. "Act to amend the representation of the people in Scotland"
 (which burgh so defined is in this Act called "the burgh"), and
 the public streets, roads, and lanes (other than turnpike roads)
 within that portion of the burgh called the New Town of Paisley
 are managed and maintained by the feuars of the said New Town
 and a committee of managers elected by them, and those within the
 remaining portion of the burgh are managed and maintained by
 the statute labour trustees of the Abbey Parish of Paisley (herein-
 after called "the Abbey Parish") along with the roads in the
 portion of that parish which is situate beyond the burgh:

And whereas it is expedient that the management and main-
 tenance of all the public streets, roads, lanes, and bridges (other
 than turnpike roads) within the burgh, and the power of levying
 rates for managing and maintaining the same, should be vested
 exclusively in the Council as trustees thereof (herein-after called
 "the Burgh Road Trustees"), and that further provisions should be
 made with respect to the regulation of streets, thoroughfares, and
 buildings within the burgh, and that the Burgh Road Trustees should
 be authorised to levy from the owners and occupiers of the lands
 and heritages within the burgh a burgh road rate of such amount
 as may be necessary for defraying the cost of such management
 and maintenance, and to borrow money on the security of the said
 rate:

And whereas the powers and provisions of the General Police and Improvement (Scotland) Act, 1862 (herein-after called "the General Police Act"), were duly adopted in whole with respect to the burgh in the year 1864, and the Council are under that Act the commissioners of police of the burgh (herein-after called "the Commissioners of Police"), and as such are under the Public Health (Scotland) Act, 1867 (herein-after called "the Public Health Act"), the local authority for executing the last-mentioned Act within the burgh (herein-after called "the Sanitary Authority") :

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25 & 26 Vict.
c. 101.

30 & 31 Vict.
c. 101.

And whereas the Sanitary Authority are or claim to be the owners of certain lands within the burgh called Bladda, and it is expedient that they should be authorised to acquire certain lands adjoining thereto, and situate between the same and the Paisley Infirmary, and to construct a footpath between a portion of the said lands and the said river :

And whereas by the Paisley Burgh and Cart Navigation Act, 1872 (herein-after called "the Act of 1872"), the Council, as the municipal authority of the burgh (herein-after called "the Corporation"), were authorised (section 63) to acquire within the burgh such lands as they might think fit for the erection of buildings for the transaction of the municipal and police affairs of the burgh, and of the business of the gas and water undertakings of the burgh, and of the River Cart Navigation, and of any other public trusts connected with the burgh; but the Corporation have hitherto been unable to obtain a proper site for such buildings, and it is expedient that they should obtain powers to acquire for that purpose the lands herein-after specified, and to erect, fit up, and furnish buildings thereon, and to charge rents for the use of such buildings and of the accommodation therein, and should be authorised to apply towards the cost of acquiring such lands, and of erecting, fitting up, and furnishing such buildings, in addition to the moneys applicable to the acquisition of lands and the erection of buildings as aforesaid under the provisions of the Act of 1872, the surplus annual revenue, or such portion as the Corporation may think fit of the surplus annual revenue arising from the estates, funds, and property of the burgh, after payment of the annuities and stipends charged thereon by that Act, and to borrow money on the security of the said moneys and surplus revenue :

35 & 36 Vict.
c. xxxii.

And whereas it is expedient that the land belonging to the Corporation used as the racecourse should not be sold or feued out, but should, after the said annuities and stipends are redeemed, discharged, or secured in manner provided by the Act of 1872, be laid out and in all time thereafter used as a public park for the benefit of the inhabitants of the burgh :

[Ch. cxlix.] *The Paisley Improvement Act*, 1877. [40 & 41 VICT.]

A.D. 1877.

And whereas plans and sections showing the lines and levels of the several works by this Act authorised to be made, and plans showing the several lands by this Act authorised to be acquired, and also a book of reference containing the names of the owners and lessees, or reputed owners and lessees, and of the occupiers of the lands required or which may be taken for the several purposes or under the powers of this Act, were duly deposited with the principal sheriff clerk for the county of Renfrew, and are hereinafter respectively referred to as the deposited plans, sections, and book of reference :

And whereas the purposes of this Act 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 :

Short title.

1. This Act may be cited as "The Paisley Improvement Act, 1877."

Certain provisions of general Acts herein named incorporated.

2. The Lands Clauses Consolidation (Scotland) Act, 1845, the Lands Clauses Consolidation Acts Amendment Act, 1860, the provisions of the General Police Act with respect to streets, contained in clauses 146 to 181 inclusive of that Act, and the provisions of the Commissioners Clauses Act, 1847, with respect to the liabilities of the Commissioners and to legal proceedings by or against the Commissioners, and with respect to the appointment and accountability of the officers of the Commissioners, and with respect to the mortgages to be executed by the Commissioners (except sections 75, 77, 80, 84, 85, 86, and 87), and with respect to giving notices and orders, and with respect to the proof of debts in bankruptcy or insolvency, and section 17 of the Railways Clauses Consolidation (Scotland) Act, 1845, and sections 13, 18, and 19 of the Railways Clauses Act, 1863, are (except where expressly varied by this Act) incorporated with and form part of this Act, and the provisions of the two last-named Acts incorporated herewith shall apply and extend to any works below high-water mark by this Act authorised.

Interpretation of terms.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings, unless there be something in the subject or context repugnant to such construction ; the word "person" includes corporation, company, trustees, and commissioners ; the expression "lands and heritages" has the meaning attached thereto in the Act of the seventeenth and eighteenth

years of the reign of Her present Majesty, intituled "An Act for the valuation of lands and heritages in Scotland" (herein-after called "the Valuation Act"); the word "owner," when used with reference to any rate to be levied from owners of lands and heritages, means the person receiving the rent of such lands and heritages from the occupier thereof, either on his own account or as agent or factor for any person interested therein; and the expression "the sheriff" means the sheriff of Renfrew and Bute, or his substitute at Paisley; and in the Acts wholly or partially incorporated with this Act, as applicable to the special provisions of this Act, the expression "the special Act" means this Act; the respective expressions "the works" and "the undertaking" comprehend the lands authorised by this Act to be acquired as well as the works authorised by this Act to be executed; the expression "the promoters of the undertaking" means the Council, the Sanitary Authority, or the Corporation, according to the subject matter of the special provisions of this Act to which that expression applies; the expression "the Commissioners" in the provisions of the General Police Act incorporated herewith means the Burgh Road Trustees; and the expression "the Commissioners" in the provisions of the Commissioners Clauses Act, 1847, incorporated herewith, means the Council or the Burgh Road Trustees, according to the subject matter of the special provisions of this Act to which that expression applies.

4. Subject to the provisions of this Act, the Council may make, in the lines and according to the levels shown on the deposited plans and sections, the works herein-after described, or some of them, or some parts thereof, and all proper conveniences in connexion therewith respectively, and may enter upon, take, and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose, and for building sites along the sides of the new and widened streets herein-after described, and such other lands adjoining thereto, within the limits delineated on the said plans, as the Council may consider expedient in connexion therewith, and may stop up the old line of street called St. Mirren's Street, extending from the open space at the Cross to Causeyside Street, and appropriate the site thereof, which site, upon their acquiring the lands adjoining thereto upon both sides, shall by virtue of this Act be vested in them. The works herein-before referred to and authorised by this Act are:

Power to Council to execute works and acquire lands.

A new street (marked "2" on the said plans) connecting Albion Street with Caledonia Street, commencing at or near the present western end of Albion Street, and terminating on the east side of Caledonia Street about three hundred yards north-

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- ward from the north building line of Glen Street at its junction with Caledonia Street:
- A widening and improvement (marked "3" on the said plans) of High Street, on the north side thereof, from the street called Church Hill to a point about twenty-two yards westward from the west building line of Moss Street at its junction with High Street:
- A widening and improvement (marked "4" on the said plans) of the street called School Wynd, on the north side thereof, from its junction with Moss Street to a point about thirty yards westward from the west building line of Moss Street at its junction with School Wynd:
- A widening and improvement (marked "5" on the said plans) of High Street, on the north and south sides thereof, from the open space at the Cross to the west end of the bridge over the River White Cart called the Old Bridge:
- A widening and improvement (marked "6" on the said plans) of the new line of street called St. Mirren's Street, on the east side thereof, from the open space at the Cross to Causeyside Street:
- A widening and improvement (marked "7" on the said plans) of Causeyside Street, on the north side thereof, from its junction with the new line of street called St. Mirren's Street to its junction with the street called Water Brae:
- A widening and improvement (marked "8" on the said plans) of the street called Smithhills, on the south side thereof, from the east end of the said bridge called the Old Bridge to the junction of Smithhills with the street called Abbey Close:
- A widening and improvement (marked "10" on the said plans) of Bridge Street, on the east side thereof, from its junction with Orchard Square to the south end of the bridge over the said river called Abbey Bridge or Seedhills Bridge:
- A widening and improvement (marked "14" on the said plans) of Prussia Street, on the north side thereof, from its junction with Causeyside Street to its junction with Gordon's Lane:
- A widening and improvement (marked "15" on the said plans) of the street called Gordon's Lane, on the north side thereof, from its junction with Orchard Street and Orchard Square to its junction with Prussia Street:
- A widening and improvement (marked "19" on the said plans) of the street at the junction of the street called Saucel with Orchard Square, on the south side thereof:
- A widening and improvement (marked "25" on the said plans) of Broomlands Street, on the north side thereof, from the east

boundary of the church called Free Martyr's Church and ground attached thereto to the junction of Broomlands Street with Wellmeadow Street :

A widening and improvement (marked "26" on the said plans) of Broomlands Street, on the south side thereof, from its junction with George Street to a point about thirty-one yards eastward from the east building line of East Lane at its junction with Broomlands Street :

A widening and improvement (marked "27" on the said plans) of the street called Seedhills, on the east side thereof, at the corner of that street opposite the Seedhill Mills :

A widening and raising of the levels of the street called Water Brae, and the footpath in continuation southward thereof, from the junction of Water Brae with Causeyside Street to the said bridge called Abbey Bridge or Seedhills Bridge :

A new bridge over the River White Cart on and adjoining the site of the said existing bridge called the Abbey Bridge or Seedhills Bridge, with approaches thereto, commencing at or near the south end of the existing bridge, and terminating about twenty yards northward from the north end of that bridge :

A new bridge over the said river on and adjoining the site of the said existing bridge called the Old Bridge, with approaches thereto, commencing at or near the west end of the existing bridge, and terminating at or near the east end thereof :

A new bridge over the said river on and adjoining the site of the said existing bridge called the Sneddon Bridge, with approaches thereto, commencing about forty-six yards westward from the west end of the existing bridge, and terminating at or near the junction of the street called New Smithhills with West Croft Street.

5. From and after the thirtieth day of September next following the passing of this Act, the Renfrewshire Statute Labour Acts and the General Statute Labour Act, in so far as they relate to the making, maintenance, and management of streets, roads, lanes, and bridges within the burgh, or any part thereof, the exaction of statute labour for the making and maintenance of such streets, roads, lanes, and bridges, and the levying and application of statute labour conversion money or other assessments within the burgh, shall be and are hereby repealed ; and the Council shall be and are hereby constituted trustees, under the name and style of "The Paisley Burgh Road Trustees," for managing, regulating, maintaining, repairing, and improving all the public streets, roads, and

Council constituted road trustees for the burgh, and Statute Labour Acts so far as relating to the burgh repealed.

A.D. 1877. lanes (other than turnpike roads) within the burgh, including those at present under the charge of the Statute Labour Trustees of the Abbey Parish, and of the feuars of the New Town of Paisley or their committee of managers, and any public streets, roads, and lanes, which under the provisions of the General Police Act are placed under the charge of the commissioners of police, and those which may be formed or altered by the Council or the Burgh Road Trustees under the powers of this Act, or by other persons, or which may be hereafter declared public, and also the said three existing bridges over the River White Cart, and the new bridges or bridge and approaches which may be constructed in lieu of such existing bridges or any of them under the powers of this Act; and the Burgh Road Trustees shall have the exclusive charge of managing, regulating, maintaining, and repairing all such public streets, roads, lanes, bridges, and approaches, and shall possess and may exercise, with respect thereto and to all footways within the burgh, all the powers conferred by the provisions of the General Police Act incorporated herewith.

Power to Sanitary Authority to acquire lands, make footpath, and apply funds.

6. Subject to the provisions of this Act, the Sanitary Authority may enter upon, take, and use the lands lying between the Paisley Infirmary and ground attached thereto on the north-west, and the ground called Bladda belonging to the Sanitary Authority on the south-east, as delineated on the deposited plans within the area marked "A" thereon, and described in the deposited book of reference, or any part thereof; and may stop up the road and footpath called Burn Row comprehended within the said area, and appropriate the site thereof, which site, upon their acquiring the lands within the said area, shall by virtue of this Act be vested in them; and the Sanitary Authority may also make, in the line and according to the levels shown on the deposited plans and sections, a footpath commencing at or near the north-eastern end of Burn Row aforesaid, and terminating by a junction with the road called Bladda Lane at or near the north-eastern end thereof, and may enter upon, take, and use such of the lands delineated on the said plans and described in the said book of reference as may be required for that purpose; and the Sanitary Authority may defray the cost of acquiring the said lands and making the said footpath out of the assessments which they may levy and the moneys which they may borrow under the powers of the Public Health Act and of any Act for amending that Act.

Power to Corporation to acquire lands, and erect muni-

7. Subject to the provisions of this Act, the Corporation may enter upon, take, and use the lands delineated on the deposited plans and described in the deposited book of reference within the area marked "B" on the said plans (being the lands lying between

High Street on the north, the River White Cart on the east, Causeyside Street on the south, and the new line of St. Mirren's Street on the west), or within the area marked "C" on the said plans (being the lands lying between High Street on the south, the River White Cart on the east, the street called Dyer's Wynd on the north, and Gilmour Street and the open space at the Cross on the west), or any part of the lands within such respective areas; and may upon the lands so taken by them erect, fit up, and furnish court rooms, offices, police cells, and other municipal buildings and accommodation for the use of the Corporation, the Council, the Burgh Road Trustees, the Sanitary Authority, the Commissioners of Police, the Commissioners of the Paisley Waterworks, and the Trustees of the Cart Navigation, and of any other trusts, bodies, or undertakings connected with the burgh, and of the clerks, officers, and servants of the said respective trusts, bodies, and undertakings; and may also erect on the said lands the town steeple referred to in section 63 of the Act of 1872, and such shops, warehouses, and offices as they may find it convenient to erect in connexion with the municipal buildings aforesaid.

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cipal and
other build-
ings.

8. If there be any omission, misstatement, or erroneous description of any lands, or of the owners, lessees, or occupiers of any lands, shown on the deposited plans or specified in the deposited book of reference, the Council, or the Sanitary Authority, or the Corporation, as the case may be, may, after giving ten days notice to the owners, lessees, and occupiers affected by such proposed correction, apply to the sheriff for the correction thereof; and if it appear to the sheriff that such omission, misstatement, or erroneous description arose from accident or mistake, he shall certify the same accordingly, and shall in such certificate state the particulars of the omission, and in what respect any such matter is misstated or erroneously described; and the decision of the sheriff in such matter shall be final.

Omission or
misstate-
ment in
plans or book
of reference
may be
corrected.

9. The certificate of the sheriff shall be deposited in the office at Paisley of the sheriff clerk of the county of Renfrew, and a duplicate thereof shall be deposited with the session clerk of the parish in which the lands to which such certificate relates are situate; and such certificate and duplicate shall be kept by such sheriff clerk and session clerk respectively along with the other documents to which they relate; and thereupon the deposited plans and book of reference shall be deemed to be corrected in accordance with the certificate, and the Council, the Sanitary Authority, or the Corporation, as the case may be, may purchase, take, and use for the purposes of this Act any lands in accordance with such

Certificates
to be depo-
sited.

A.D. 1877. certificate, as if such omission, misstatement, or erroneous description had not been made.

10. With respect to the Post Office telegraph system the following provisions shall take effect:

Restriction on works affecting Post Office telegraph system.

(A.) The promoters of the undertaking shall not by any work or thing interfere with any telegraph post, wire, tube, apparatus, or work of Her Majesty's Postmaster General, or execute or do any work or thing causing or likely to cause any interruption of or impediment to postal telegraphic communication, unless and until the promoters of the undertaking have given to the Postmaster General one calendar month's previous notice in writing of their intention to execute or do the proposed work or thing, specifying all necessary and proper particulars relating thereto, and unless and until the Postmaster General has approved of the proposed work or thing by writing delivered to the promoters of the undertaking, or has failed to approve or to disapprove of the same for one calendar month after service of such notice and particulars on him: Provided always, that this section shall not be deemed to prevent the promoters of the undertaking executing any repairs or other works or things which shall be necessary to prevent accidents, and in any such case the promoters of the undertaking shall forthwith give notice to the Postmaster General of any such interference and the reason for the same:

Power for Postmaster General to annex conditions.

(B.) Her Majesty's Postmaster General may annex to his approval under this Act of any work or thing such reasonable terms and conditions as to the time and mode of execution of any such work or thing as he thinks fit, and the promoters of the undertaking shall observe and perform the same:

Power of entry for Postmaster General.

(C.) The engineer and other officers and servants and workmen of Her Majesty's Postmaster General may at and for all reasonable times enter on and into and remain on any of the highways, lands, and works of the promoters of the undertaking for the purpose of examining, repairing, altering, or removing any telegraph post, wire, tube, apparatus, or work, the property of the Postmaster General being thereon:

Compensation by promoters of the undertaking to Post-

(D.) The promoters of the undertaking shall from time to time make full compensation to Her Majesty's Postmaster General for any expense, loss, or damage which he is put to or sustains by reason of the promoters of the undertaking, by

any work or thing executed or done by them, interfering with any telegraph post, wire, tube, apparatus, or work of the Postmaster General; and if at any time any such work or thing causes an interruption of or impediment to postal telegraphic communication, the promoters of the undertaking shall, in addition to making compensation as aforesaid, be liable to forfeit a sum not exceeding twenty pounds for every twenty-four hours during which that interruption or impediment continues; and the amount of any such expense, loss, damage, or forfeiture shall be a debt due from the promoters of the undertaking to the Crown, and be recoverable accordingly with costs, or the same may be recovered with costs on behalf of the Postmaster General as a penalty is recoverable from the promoters of the undertaking:

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 master
 General, and
 penalty.

(E.) Inasmuch as it is contemplated to introduce a general measure for the better protection of the national telegraphs, and to enlarge the powers of the Postmaster General in relation thereto, this section shall only remain in force for one year from the date of the passing of this Act and to the end of the then next session of Parliament.

Provisions to
 remain in
 force for one
 year and to
 the end of
 the then next
 session of
 Parliament.

11. The powers of this Act for the compulsory purchase or taking of lands shall not be exercised after the expiration of five years from the passing of this Act.

Period for
 compulsory
 purchase of
 lands.

12. Persons empowered by the Lands Clauses Consolidation (Scotland) Act, 1845, to sell and convey or release lands may, if they think fit, subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act, 1860, and of this Act, grant to the Council and the Burgh Road Trustees respectively any easement, right, or privilege, not being an easement of water, required by these bodies respectively for the purposes of this Act in, over, or affecting any such lands, and the provisions of the said Acts with respect to lands and rentcharges, so far as the same are applicable in this behalf, shall extend and apply to such grants, and to such easements, rights, and privileges as aforesaid respectively.

Power to
 take ease-
 ments, &c. by
 agreement.

13. The Council, the Sanitary Authority, and the Corporation respectively shall, not less than eight weeks before they take in any parish fifteen houses or more occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers, make known their intention to take the same by placards, handbills, or other general notice placed in public view upon or within a reasonable distance from such houses, and they shall not take any

Notice to
 be given of
 taking houses
 of labouring
 classes.

A.D. 1877. such houses until they have obtained the certificate of the sheriff that it has been proved to his satisfaction that they have so made known their intention.

Accommodation to be procured for persons of the labouring classes to be displaced.

14. Before displacing any person or persons belonging to the labouring classes who may for the time being be the occupier or occupiers of any house or part of any house which the Council, the Sanitary Authority, and the Corporation respectively are by this Act authorised to take, the Council, the Sanitary Authority, or the Corporation, as the case may be, shall (unless they and such person or persons otherwise agree) procure sufficient accommodation elsewhere for such person or persons: Provided always, that if any question shall arise as to the sufficiency of such accommodation, such question shall be determined by the sheriff; and the Council, the Sanitary Authority, and the Corporation respectively may for the purpose of procuring such accommodation appropriate any lands for the time being belonging to them, or which they have power to acquire, and may purchase by agreement such further lands as may be necessary for such purpose, and may on such lands erect labouring-class dwellings, and may apply for the purposes of this section or any of them any moneys which they may have already raised or are authorised to raise.

Lateral and vertical deviations.

15. In executing the several works by this Act authorised, the Council and the Sanitary Authority respectively, as the case may be, may deviate from the respective lines of the said works shown on the deposited plans to any extent within the limits of deviation shown thereon, and may deviate from the respective levels of the said works, as referred to the datum line shown on the deposited sections, to any extent not exceeding three feet; provided that none of the said works shall by means of any such deviation extend into the lands of any person whose name is not mentioned in the deposited book of reference without his previous consent, unless his name be omitted by mistake, and the fact that the omission proceeded from mistake be certified as by this Act is provided in cases of unintentional errors in the book of reference.

Power to alter roads, &c. temporarily.

16. For the purposes and during the execution of the several works by this Act authorised, and subject to the provisions of this Act, the Council and the Sanitary Authority respectively, as the case may be, may from time to time divert, alter, or stop up temporarily any streets, roads, lanes, paths, passages, sewers, drains, water-courses, telegraphic apparatus, gas pipes, and water pipes in any of the lands shown on the deposited plans and specified in the deposited book of reference, and which they may from time to time find it expedient for any of those purposes so to interfere with.

17. Subject to the provisions of this Act, and within the limits shown on the deposited plans as the limits of lands proposed to be acquired under the powers of this Act, the Council and the Sanitary Authority respectively, as the case may be, may, in connexion with the works authorised to be executed by them respectively as aforesaid, and for the purposes thereof, make junctions and communications with any existing streets or roads which may be intersected or interfered with by any of such works, or be contiguous thereto, and for the purpose of such junctions or communications may alter the lines or levels of existing streets or roads, and may remove, stop up, alter, divert, enclose, or appropriate all or any part of any courts, lanes, paths, passages, sewers, drains, watercourses, telegraphic apparatus, gas pipes, and water pipes within the limits aforesaid.

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Power to
make minor
works.

18. Before interfering with any sewer, drain, watercourse, telegraphic apparatus, gas pipe, or water pipe, the Council or the Sanitary Authority, as the case may be, so interfering shall, at their own expense, provide a good and sufficient substitute therefor in a position as near thereto as may be consistent with the execution of the works by this Act authorised, and shall make full compensation to all parties interested for any loss or damage which they may sustain by reason of such interference, and in the event of difference as to the fitness or sufficiency of any such substituted works, or as to the amount of any such compensation, such difference shall be determined by the sheriff, whose decision shall be final.

Regulating
interference
with sewers,
&c.

19. If in consequence of the execution of any of the works by this Act authorised any alteration of the levels of any street, road, or lane, or of any steps, doors, or entrances into any house or building, or of any pavement adjoining thereto, shall be rendered necessary, such alteration shall be made by and at the expense of the Council or the Sanitary Authority, as the case may be, by whom such works by this Act authorised are executed.

Cost of
alteration of
steps, doors,
&c.

20. The Council may cause such parts of the new and widened streets, and of the new bridges and approaches herein-before authorised to be formed by them, to be laid out and formed as carriage-ways, and such parts thereof to be laid out and formed for foot passengers, as they may think fit, and may construct and provide in connexion therewith such vaults, cellars, arches, sewers, drains, and other works and conveniences as they may think proper, and may by public auction or private bargain sell, feu out, or grant leases of such vaults and cellars, or may permit the owners or lessees of the lands or buildings on the sides of such streets, bridges, and approaches to construct vaults and cellars under such streets,

Providing as
to carriage
and foot-
ways, vaults,
cellars, &c.,
and as to
ownership
and manage-
ment thereof.

A.D. 1877. — bridges, and approaches, and to hold or occupy such vaults and cellars upon such terms and conditions as may be agreed upon, and upon such new and widened streets and new bridges and approaches being completed, the solum of the said streets and approaches, so far as acquired under the powers of this Act, shall be vested in the Corporation; the said streets, bridges, and approaches shall be managed and maintained as aforesaid by the Burgh Road Trustees, and the sewers therein shall be vested in and under the charge of the Commissioners of Police in terms of the General Police Act.

Council may take down buildings and lay out lands anew, and sell or let those not required.

21. The Council may take down the whole or such part as they think fit of the buildings situate on any of the lands acquired by them under the authority of this Act, and sell and dispose of the materials thereof, and may lay out the said lands anew in such way and manner as they may deem best, and may by public auction or private bargain re-sell, feu out, or grant leases of such portions of the lands and the buildings thereon which they may acquire as aforesaid as may not be required or used for the purposes of this Act, on such terms and subject to such conditions as they may determine, and for such prices, feu duties, ground annuals, rents, or other consideration as they can obtain for the same, and may in like manner sell such feu duties and ground annuals, and generally may deal with the lands and buildings acquired by them as aforesaid under this Act as absolute proprietors thereof, subject only to the conditions and provisions of this Act.

Form in which conveyances may be taken and granted.

22. The Council and the Burgh Road Trustees respectively may take the titles to property acquired by them under this Act in the form and manner provided by the Titles to Land Consolidation (Scotland) Act, 1868, in the name of "The Provost, Magistrates, and Council of the Burgh of Paisley," or "The Paisley Burgh Road Trustees," as the case may be, and may grant conveyances of property and mortgages and other deeds and instruments under the same respective names and in the same manner; and all such conveyances, mortgages, deeds, and instruments shall be deemed to be sufficiently executed if signed by two members of the Council and the chamberlain of the burgh, or by two of the Burgh Road Trustees and the treasurer of such Trustees, as the case may be, and if witnessed according to the law of Scotland.

Power to levy improvement rate.

23. For enabling the Council to defray the cost of the lands to be acquired and of the works to be executed by them as aforesaid, and of carrying into effect the other purposes of this Act connected therewith, the Council may once in every year, commencing with the year from the term of Whitsunday next preceding to the term of Whitsunday next following the passing of this Act, assess and levy a rate (which shall be called and is herein-after called "The

Improvement Rate") upon and from the owners and occupiers of all lands and heritages within the burgh, which rate shall (subject to the provisions herein-after contained) be levied in equal proportions from such owners and occupiers, and shall not exceed fivepence halfpenny per pound on the rental or annual value of such lands and heritages: Provided always, that the rental or annual value of all lands and heritages used exclusively as a canal, or basin of a canal, or towing path for the same, or as a railway constructed under the powers of any Act of Parliament for public conveyance (excepting stations, depôts, and buildings), and of all underground gas and water pipes, and underground gas and water works, and of all woodland, arable, meadow, or pasture ground, or other ground used for agricultural purposes, shall for the purpose of the improvement rate be held to be the nearest aggregate sum of pounds sterling to one fourth of the annual value thereof as entered in the valuation roll made up under the Valuation Act.

A.D. 1877.

24. The Burgh Road Trustees shall once in each year, commencing with the year from the term of Whitsunday next preceding to the term of Whitsunday next following the passing of this Act, estimate the amount of their annual expenditure for such year, which annual expenditure shall include the cost of managing, maintaining, repairing, widening, and improving the streets, roads, lanes, and bridges, with the approaches thereto, under their charge, the interest of money borrowed by them, the principal of such borrowed money so far as to be repaid in such year, and any feu duties and other annual payments due by them for such year; and they may in each such year assess and levy a rate (which shall be called and is herein-after called "The Burgh Road Rate") upon and from the owners and occupiers of all lands and heritages within the burgh, which rate shall (subject to the provisions herein-after contained) be levied in equal proportions from such owners and occupiers, and shall be so fixed that it may meet, as nearly as may be, such annual expenditure for the said year, and shall not exceed sixpence halfpenny per pound on the rental or annual value of such lands and heritages: Provided always, that the rental or annual value of all lands and heritages used exclusively as a canal, or basin of a canal, or towing path for the same, or as a railway constructed under the powers of any Act of Parliament for public conveyance (excepting stations, depôts, and buildings), and of all underground gas and water pipes and underground gas and water works, and of all woodland, arable, meadow, or pasture ground, or other ground used for agricultural purposes, shall for the purpose of the burgh road rate be held to be the nearest aggregate sum of pounds sterling to one fourth of the

Power to
levy road
rate.

A.D. 1877. — annual value thereof as entered in the valuation roll made up under the Valuation Act.

Assessment
of rates.

25. The Council and the Burgh Road Trustees respectively may assess the improvement rate and the burgh road rate prospectively, in order to raise money to pay charges and expenses to be incurred thereafter or retrospectively, in order to raise money to pay charges and expenses already incurred; and all such rates shall be assessed for the period from the term of Whitsunday in each year to the term of Whitsunday in the year following, and shall be payable at the offices of the Council and of such Trustees respectively on such days in the said year as the Council and such Trustees respectively shall appoint.

Mode of
valuation for
assessment.

26. The Council and the Burgh Road Trustees respectively shall estimate and fix the annual value of the lands and heritages in respect of which the improvement rate and the burgh road rate are authorised to be levied, in accordance, as far as may be, with the valuation roll made up under the provisions of the Valuation Act, or of any Act for amending that Act; provided that where the valuation roll does not afford the means of fixing the annual value of any lands or heritages liable to the said rates, the Council and the Burgh Road Trustees respectively may estimate and fix the annual value thereof in such manner as shall in their opinion be just; and such valuation shall be final and binding on all parties, and shall not be subject to review or alteration in any court.

Unoccupied
premises may
be included
in rates.

27. When any lands and heritages liable to be assessed to the improvement rate or the burgh road rate under the provisions of this Act shall at the time of assessing any such rate be unoccupied, then and in every such case the Council and the Burgh Road Trustees respectively may include such lands and heritages in the rate, describing them in the column in the rate appropriated to the name of the occupier as being "unoccupied;" and if any person shall afterwards occupy such lands and heritages during any part of the period for which such rate may have been assessed, the Council and the said Trustees respectively may insert the name of such occupier in the rate, and may levy from him, or from the owner if he shall be liable to pay the same in lieu of the occupier, such part of the said rate as shall be proportioned to the time during which such person shall occupy such lands and heritages, and every such person shall thereupon be deemed to all intents and purposes to be properly rated; and all such rates may be levied and recovered from the person who shall be liable to pay the same under the provisions of this Act, in the same manner as other rates assessed under the provisions of this Act: Provided always, that any such person whose

name shall be so inserted in such rate, and such owner as last aforesaid may appeal against the same to the Council or the Burgh Road Trustees, as the case may be, or to the sheriff: Provided also, that except as aforesaid, no such rate shall be payable by any person whatsoever in respect of unoccupied premises.

A.D. 1877.

28. The owner, instead of the occupier, shall be liable to the payment of the proportion herein-before appointed to be levied from the occupier, both of the improvement rate and the burgh road rate, for and in respect of any lands and heritages the annual value of which shall not exceed the sum of four pounds, and also for and in respect of any lands and heritages which shall be let for a term of occupation less than one year, or for rents payable quarterly, or at more frequent periods; and the powers and provisions in this Act contained for the recovery of such proportion of the said respective rates from occupiers shall be construed to apply to the owners of such lands and heritages: Provided always, that the Council and the Burgh Road Trustees respectively shall allow to the owner of any such lands and heritages who shall pay the occupier's proportion of the improvement rate or of the burgh road rate authorised to be levied by this Act an abatement of twenty-five per centum on the amount of such proportion of any such rate paid by such owner.

Power to rate the owners in certain cases for the occupier's portion of the rates.

29. Whenever the name of any owner liable to be rated under the provisions of this Act shall not after due inquiry be known to the Council or to the Burgh Road Trustees, it shall be sufficient to rate such owner in the rate book of the Council or of such Trustees as the owner of the property to be rated, by the designation of "the owner," without stating his name.

Owner may be rated without stating his name.

30. Every such rate shall be fairly transcribed in a book to be kept for that purpose, and may be in the form of the Schedule (A.) to this Act annexed, or to the like effect; and every such rate shall contain an account of every particular set forth at the head of the respective columns, so far as the same can be ascertained; and notice shall be given to every person rated of the rate charged upon him, and that he may appeal against the same to the Council or the Burgh Road Trustees, as the case may be, by whom such rate has been assessed, within fourteen days after such notice.

Form of rate.

31. The statement of the proposed rate, and the rate immediately after the same is assessed, shall be open to the inspection of any person interested or liable to pay such rate at all reasonable times; and any such person may take copies or extracts from such statement or rate without paying anything for the same; and any person having the custody of such statement or rate who refuses or does not permit any person so interested or rated as aforesaid to take

Rate to be open to inspection of ratepayers.

A.D. 1877.

copies or extracts from such statement or rate shall for every such offence be liable to a penalty not exceeding five pounds.

Rates may be amended.

32. The Council and the Burgh Road Trustees respectively may from time to time amend any such rate assessed by them respectively by virtue of this Act, by inserting therein the name of any person claiming and entitled to have his name therein as owner or occupier, or by inserting therein the name of any person who ought to have been rated, or by striking out the name of any person who ought not to have been rated, or by raising or reducing the sum at which any person has been rated, if it appear to them that such person has been erroneously rated, or by making such other amendments therein as will make such rate conformable to this Act, and no such amendment shall be held to make void the rate: Provided always, that every person aggrieved by any such alteration shall have the same right of appeal therefrom as he would have had if his name had been originally inserted in such rate, and no such alteration had been made; and, as respects such person, the rates shall be considered to have been assessed at the time when he received notice of such alteration; and every person whose rates are altered shall be entitled to seven days notice of such alteration before the rate shall be payable by him.

Relief from rates may be granted in case of poverty.

33. The Council and the Burgh Road Trustees respectively may, on the ground of the poverty or inability to pay of any person liable to the improvement rate or the burgh road rate, remit in whole or in part the payment of such rate by such person in such manner as the Council or such Trustees respectively shall in their discretion think just and reasonable.

Power to arrange for assessment and collection of rates.

34. The Council and the Burgh Road Trustees respectively may from time to time agree with any officers having the charge and collection of any other rates or assessments within the burgh for the assessment and collection of the several rates authorised to be made and levied by this Act in such manner and form as the Council or such Trustees and such officers respectively shall mutually determine, with the view to the collection thereof in the most satisfactory and economical manner.

Appeal on ground of inequality.

35. If any person shall think himself aggrieved by any rate imposed by the Council or by the Burgh Road Trustees under the authority of this Act, on the ground of inequality, unfairness, or incorrectness in the valuation of any lands and heritages included in such rate, or on any other ground, he may appeal to the Council or to such Trustees, as the case may be, within fourteen days from the date of the notice of such rate; and the Council and such Trustees respectively are hereby authorised and empowered, if they shall

think such person aggrieved, to give such relief in the premises as they shall deem reasonable. A.D. 1877.

36. In any proceeding to levy and recover, or consequent on the levying or recovering of any rate under the provisions of this Act, the book of rates of the Council or of the Burgh Road Trustees, as the case may be, by whom such rate has been assessed, and all entries made therein in manner by this Act directed, shall by the production thereof alone, and without any evidence that the requirements of this Act have been complied with, be received as evidence of such rate, and of the amount thereof. Rate books to be evidence.

37. The Council and the Burgh Road Trustees respectively may recover any arrears of the rates due to them respectively under the provisions of this Act by obtaining from the sheriff a summary warrant to recover such arrears, with the addition of ten per centum on the amount thereof as costs, from the persons liable to pay the same, which warrant the sheriff shall grant on production of a list of the names and addresses of the persons so in arrear, showing the amounts respectively due by them, with a certificate by the chamberlain or collector of the Council, or by the treasurer or collector of such Trustees, as the case may be, that such persons have been severally required to make payment of the said arrears, by requisitions on behalf of the Council or of such Trustees, printed or written, or partly printed and partly written, delivered to such persons personally, or left at their respective dwelling-places, or in the lands and heritages in respect of which the rates are assessed, at least fourteen days previously, and that such rates are truly due by such persons; and such warrant, in the case of owners of lands and heritages of a yearly rent or value not exceeding five pounds, shall contain authority to arrest the rents of such lands and heritages respectively for such arrears and costs, which arrestment, when executed, may be followed up by action of forthcoming in any competent court; or such arrears may be recovered by means of the ordinary procedure before any competent court, and legal diligence following thereon according to the law and practice of Scotland; provided that if any person so in arrear shall not have previously appealed against such rates, such person may, on consignation of the sum alleged to be due, and costs in the hands of the chamberlain of the burgh or the treasurer of the trustees by whom such rates have been assessed, cite such chamberlain or treasurer to appear before the sheriff, who shall thereupon summarily inquire into and dispose of any objections to such rates, and may wholly or partially confirm or recal the said warrant; and the decision of the sheriff shall be final, and not subject to review in any court or by any process whatsoever. Recovery of arrears of rates.

A.D. 1877.

Power to
enforce
warrant for
recovery of
arrears.

38. The Council and the Burgh Road Trustees respectively may, in virtue of the said warrant, instruct any messenger-at-arms, sheriff officer, or other officer of court, to enter into the premises of the persons so in arrear, and poind, seize, and remove or secure their goods, chattels, and effects, or so much thereof as will fully satisfy the respective amounts due by them, including costs, and may, after the lapse of four days, in the event of nonpayment of the said arrears and costs, instruct any messenger-at-arms, sheriff officer, officer of court, or licensed auctioneer to sell and dispose of the said goods, chattels, and effects, and apply the proceeds in or towards payment of such arrears and costs.

Application
of rates and
rents by
Council.

39. The Council shall apply the rates levied by them, and the rents coming into their hands from lands and buildings acquired by them under the authority of this Act, in manner following; (that is to say,)

First. In defraying the costs incurred by them in maintaining and managing such lands and buildings, and in paying any feu duties or ground annuals exigible in respect thereof;

Secondly. In payment of the interest of money borrowed by them under the authority of this Act;

Thirdly. In payment of the sum required to be annually set apart by them as a sinking fund as herein-after provided;

Lastly. In executing the works authorised by this Act, and carrying into effect the other powers of this Act with respect thereto, and to no other purpose whatsoever.

Application
of rates by
Burgh Road
Trustees.

40. The Burgh Road Trustees shall apply the rates levied by them in each year under the authority of this Act in manner following; (that is to say,)

First. In defraying the cost of managing, maintaining, repairing, widening, and improving the streets, roads, lanes, and bridges, with the approaches thereto, under their charge;

Secondly. In payment of the interest of money borrowed by them under the authority of this Act;

Thirdly. In payment of the principal of such borrowed money so far as to be repaid in such year as herein-after provided;

Fourthly. In payment of any other sums disbursed or payable by them, and included under annual expenditure, as herein-before defined:

And the balance, if any, of the rates levied by the Burgh Road Trustees in any year shall be held as forming part of their income for the next ensuing year.

Council may
borrow
money upon

41. The Council may, for those purposes of this Act which are appointed to be carried into effect by them, borrow on mortgage

any sums not exceeding in the whole eighty thousand pounds, and may make and grant mortgages of the improvement rate leviable under the provisions of this Act in security of the payment of the money so borrowed and interest thereon, and such several sums, and the interest thereon, shall be charged on the improvement rate; and if, after having borrowed the said sums, or any part thereof, the Council pay off the same otherwise than by means of the sinking fund herein-after mentioned, they may again borrow the amount so paid off, and so from time to time.

A.D. 1877.

mortgage on security of improvement rate.

42. The Council may likewise for the purposes aforesaid borrow any sums of money upon bonds and dispositions in security, in the form in use according to the law of Scotland, and subscribed by any two members of the Council and the chamberlain of the burgh, over any lands which may be acquired by them under the powers of this Act, but which shall not be permanently required for the formation of the new and widened and altered streets by this Act authorised, or over any feu duties or ground annuals payable to them in respect of any such lands; and the proceeds of the sale of any such lands, feu duties, and ground annuals shall be applied in the first place in payment of the sums so borrowed on the security thereof, and next towards the acquisition of any other lands, or the execution of any works which the Council are by this Act authorised to acquire and execute, or in payment of other moneys borrowed by the Council.

Council may also borrow money on security of lands, feu duties, or ground annuals.

43. The Burgh Road Trustees may, for those purposes of this Act which are appointed to be carried into effect by them, borrow on mortgage any sums not exceeding in the whole at any one time twelve thousand pounds, and may make and grant mortgages of the burgh road rate leviable under the provisions of this Act in security of the payment of the money so borrowed and interest thereon, and such several sums, and the interest thereon, shall be charged on the burgh road rate, and if, after having borrowed the said sums or any part thereof, the Burgh Road Trustees pay off the same, they may again borrow the amount so paid off, and so from time to time: Provided always, that each sum so borrowed shall be paid off out of the burgh road rate within four years after the time when the same is borrowed, and until each such sum is paid off the amount thereof shall not be again borrowed.

Burgh Road Trustees may borrow money upon mortgage on security of burgh road rate.

44. Every mortgage of rates to be granted by the Council or by the Burgh Road Trustees shall be by deed duly stamped, in which the consideration shall be truly stated, and may be in the form of the Schedule (B.) to this Act annexed, or to the like effect, and shall be subscribed by at least two members of the Council and the chamberlain of the burgh, or by two of the Burgh Road Trustees

Form and execution of mortgages of rates.

A.D. 1877.

and the treasurer of such Trustees, as the case may be, but no member of the Council, trustee, chamberlain, or treasurer shall by his subscription of any such mortgage, or of any interest warrant relating thereto, be or be held to have rendered himself individually or personally liable for the payment of any money so borrowed or any interest thereon, or of any sums whatsoever in respect thereof, and the respective mortgagees shall be entitled one with another to their respective proportions of the rates comprised in such mortgages respectively, according to the respective sums in such mortgages mentioned to be advanced by such mortgagees respectively, and to be repaid the sums so advanced, with interest, without any preference one above another by reason of the priority of advancing such moneys or of the dates of any such mortgages respectively.

Mortgages may be accompanied with interest warrants.

45. The Council and the Burgh Road Trustees respectively may issue along with any such mortgage, and during the period of any postponement of the term of payment thereof, interest warrants in the form of the Schedule (C.) to this Act annexed, or to the like effect, signed by the chamberlain of the burgh or the treasurer of such Trustees, as the case may be, for the periodical payment of the interest to become due on the principal sum thereby secured, during the period for which such mortgage is intended to subsist, and the delivery to the Council or the chamberlain of the burgh, or to such Trustees or their treasurer, as the case may be, or to any person on their behalf respectively, of any such interest warrant duly stamped as a receipt shall be a valid and sufficient discharge to them for the interest in respect of which the same was issued.

Transfers of mortgages.

46. Any person entitled to any such mortgage may transfer his right and interest therein to any other person, and every such transfer shall be by deed or by indorsation on the mortgage duly stamped, wherein the consideration shall be truly stated, and may be in the form of the Schedule (D.) to this Act annexed or to the like effect.

Transmission of mortgages in case of bankruptcy.

47. If any such mortgage be transmitted by reason of the bankruptcy of the person entitled thereto, there shall be produced to the clerk of the Council or of the Trustees by whom the same was issued official evidence of such bankruptcy, and of the vesting of the bankrupt estate in the trustee, official assignee, or other person to whom such estate shall be transferred.

Mortgages of rates to be personal estate.

48. All mortgages of rates granted by the Council and the Burgh Road Trustees respectively under the authority of this Act, and all money advanced and lent on the security of the rates authorised to be levied by the Council and by such Trustees respectively, shall be movable or personal estate and transmissible as such, and shall not be of the nature of heritable or real estate.

49. Any person entitled to any mortgage of rates granted by the Council or by the Burgh Road Trustees under the authority of this Act may discharge the same and his right and interest therein in favour of the Council or of such Trustees, as the case may be, and every such discharge may be indorsed on such mortgage, and may be according to the form contained in the Schedule (E.) to this Act annexed, or to the like effect, and such discharge, when signed by the person entitled to such mortgage and duly stamped, shall be valid and effectual to all intents and purposes.

A.D. 1877.
Discharges
of mortgages.

50. The Council may from time to time, in lieu of borrowing or continuing on mortgage the sums which they may have borrowed on the security of the rates leviabie by them under the authority of this Act, resolve to fund the whole of such sums, or such part thereof as they shall from time to time think fit, and on any such resolution being passed the amount stated therein shall be denominated "Paisley Burgh Improvement Funded Debt," and the Council may issue to any person paying to them any portion of the said sums a certificate of such person being the holder of funded debt to the amount so paid, and every such certificate may be according to the form of the Schedule (F.) to this Act annexed, or to the like effect, and shall be subscribed by two members of the Council and the chamberlain of the burgh: Provided always, that after the creation and issue of any portion of such funded debt, it shall not be lawful for the Council to issue mortgages for or again to borrow the amount so created and issued, and the powers of borrowing by the Council shall, to the extent of the funded debt so from time to time created and issued, be extinguished, and the sums due and owing at any one time on the security of the rates leviabie by the Council, including the funded debt, shall not exceed the sums by this Act authorised to be borrowed by the Council.

Council may
fund debt
and issue
certificates
of funded
debt.

51. The Council shall from time to time cause the names of the several persons who may be interested in such funded debt as aforesaid, with the amount of the interest therein possessed by them respectively, to be entered in a book to be kept for that purpose, and to be called the "Register of Holders of Funded Debt," and such book shall be accessible at all reasonable times to the several holders of such debt or of mortgages granted by the Council.

Register of
holders of
funded debt
to be kept.

52. The interests of the several holders of such funded debt or any part of such interests may be transferred or transmitted and discharged in the same manner and subject to the same regulations and provisions, mutatis mutandis, as and subject to which any mortgages of rates to be granted by the Council may be transferred or transmitted and discharged under the provisions of this Act, and

Transfers of
funded debt.

A.D. 1877. — the Council shall cause an entry to be made in a book to be kept by their clerk for that purpose of every such transfer, transmission, or discharge, and for every such entry such clerk may demand any sum not exceeding two shillings and sixpence.

Annuity to be paid.

53. The several holders of the said funded debt shall receive an annuity thereon at such rate not exceeding five pounds per centum per annum as shall be fixed by the Council in any resolution to be passed by them as aforesaid, and specified in the certificates issued to the holders of the said funded debt, which annuity shall be payable half-yearly, on the fifteenth day of May and the eleventh day of November in each year; and the holders of the said funded debt shall not be entitled to repayment of the capital thereof, but the same shall be redeemable by the Council, in whole or in part, by means of the sinking fund herein-after provided, and not otherwise, on payment to the respective holders of the said funded debt of the principal sums due to them respectively, in addition to any arrears of annuity which at the time may be due thereon, six months notice of their intention so to redeem being given by the Council to the holders of such part of the said funded debt as may be intended to be so redeemed, and such holders respectively shall be bound to accept of such redemption money when tendered by the Council.

Security of holders of funded debt.

54. The several holders of such funded debt shall be creditors of the Council for the payment of the said annuity, and shall be deemed to hold by virtue of this Act a mortgage of the improvement rate in security of such payment, and the holders of such funded debt shall rank *pari passu* with the holders of the mortgages which the Council may have granted or be entitled to grant on the security of the said rate.

Council and Burgh Road Trustees may borrow on cash account.

55. The Council and the Burgh Road Trustees respectively may accept and take from any bank or banking company credit on cash accounts to be opened and kept according to the usage of bankers in Scotland with such bank or banking company in the name of the Council or of such Trustees, as the case may be, to the extent of the sums which the Council or such Trustees are authorised to borrow on the security of the rates leviable by them respectively as aforesaid, or any part thereof, and may make and grant mortgages of such rates respectively, in security of the payment of the amount of such respective credits, or of the sums advanced from time to time on such respective cash accounts, with interest thereon: Provided always, that the whole sums due and owing by the Council and by such Trustees on such respective cash accounts, and for money borrowed by them respectively on mortgages of rates and by

the creation and issue of funded debt as aforesaid, shall never, when taken together, exceed the sums by this Act authorised to be borrowed by the Council and by such Trustees on the security of the rates leviable by them respectively.

Appoint-
ment of
judicial
factor.

56. In the event of any principal money borrowed on any mortgage of the improvement rate or of the burgh road rate, or any interest thereon, or any part of the annuity on the Paisley burgh improvement funded debt not being paid within one month after such payment is due and demand thereof is made in writing, any person or persons holding singly or together any such mortgage or mortgages in arrear as to payment of interest to the amount of one hundred pounds, or as to principal to the amount of one thousand pounds, or holding singly or together any part of such funded debt on which the annuity shall be in arrear to the amount of one hundred pounds, may render his or their security effectual by the appointment from time to time of a judicial factor, and the application for such appointment shall be made by summary petition to the Court of Session, or in the time of vacation to the Lord Ordinary on the Bills, which appointment shall be made accordingly, unless before such application is advised the amount of such interest, principal, or annuity, as the case may be, with interest and expenses is paid, or it appears to the satisfaction of the Court or Lord Ordinary that consignation thereof should under the circumstances be accepted in lieu of payment, and such consignation is made accordingly, and the interlocutor making such appointment shall not be subject to review or appeal.

Powers and
duties of
judicial
factor, and
continuance
of factory.

57. The judicial factor appointed under this Act, on finding security in common form, shall exercise all the powers conferred by this Act on the Council or on the Burgh Road Trustees, as the case may be, for or in relation to the assessing, levying, and recovering of the improvement rate and the burgh road rate respectively, and the Council or the Burgh Road Trustees, as the case may be, shall hand over to him all rate books and other books and documents necessary for that purpose, and after defraying the expenses of such application, levy, and recovery, the judicial factor shall from time to time apply and pay over the balance of the sums received by him to the several persons entitled to payment thereof, and the judicial factory shall continue not only until all arrears of interest on mortgages of the said respective rates, and all arrears of annuity on the said funded debt due at the date of his appointment, and all interest due on any of those sums, and any such interest or annuity becoming due during his continuance in office, with interest and expenses (including the expenses of the application for his appointment and of the execution of the purposes thereof) are paid, but

A.D. 1877. also until any such interest or annuity which, though not due, becomes current during his continuance in office, and a sufficient sum to meet expenses are paid or are consigned in one of the chartered banks or banks established by Act of Parliament in Scotland, and on such payment or consignment the Council or the Burgh Road Trustees, as the case may be, may apply for the recal of the appointment of the judicial factor to the Court of Session or Lord Ordinary as aforesaid, who may recal the same accordingly.

Corporation may apply certain funds to purposes of this Act, and may borrow money on security thereof.

58. The Corporation may apply towards defraying the cost of the lands which they are by this Act authorised to acquire, and of the buildings, fittings, and other accommodation which they are by this Act authorised to erect and provide, the moneys which they are by the Act of 1872 authorised to apply to the purposes of acquiring lands and heritages, and of erecting, fitting up, and furnishing buildings as aforesaid, and also the whole or such part as they may think fit of the surplus annual revenue arising from the estates, funds, and property of the burgh, after payment of the annuities and stipends charged thereon by the Act of 1872, and may borrow on mortgage such sums of money as may be necessary for defraying the said cost upon the security of the said moneys and surplus annual revenue, and all mortgages for the sums so borrowed, and interest warrants in relation thereto, and transfers and discharges of such mortgages, shall respectively be granted and subscribed in the same form and manner, and be of the same nature, and have the same effect, *mutatis mutandis*, as is by this Act provided with respect to mortgages of the improvement rate, and interest warrants in relation thereto, and transfers and discharges of such mortgages.

Property and revenue of Council arising from improvements and improvement rates under this Act to be separate from their other property and revenue.

59. The lands, buildings, and works acquired and constructed under the powers conferred by this Act on the Council, and the prices, feu duties, ground annuals, rents, or other consideration obtained for or arising from such lands, buildings, and works, and the moneys borrowed and rates levied under the powers conferred by this Act on the Council, shall not be applicable by the Council to any purposes other than those provided for with respect thereto by this Act, nor be attachable for any debts, obligations, or expenses incurred by the Council or the Corporation otherwise than in relation to the purposes so provided for, and the other estates, funds, and property of the burgh or of the Corporation or the Council, and the revenue arising therefrom, shall not, except to the extent provided for in the immediately preceding section and in the last section of this Act, be applicable to any of the purposes of this Act, or attachable for any debts, obligations, or expenses incurred in relation to those purposes.

60. The several sums borrowed by the Council, the Burgh Road Trustees, and the Corporation respectively, under the authority of this Act, whether upon mortgage, bond, and disposition in security or cash credit, or by the issue of funded debt, shall be applied to the purposes authorised by this Act to be carried into effect by those bodies respectively, and to no other purpose whatsoever.

A.D. 1877.
Application
of money
borrowed.

61. The Council are hereby authorised and required in each year after the expiration of three years from the time at which they shall borrow any money on the security of the rates leviable by them as aforesaid to set apart as a sinking fund from and out of such rates such a sum as shall by accumulation, with compound interest thereon at the rate of four per centum per annum, be sufficient to pay off in sixty years the whole of the money so borrowed by them, and the Corporation are hereby authorised and required in each year after the expiration of three years from the time at which they shall borrow any money on the security of any surplus annual revenue accruing to them as aforesaid to set apart as a sinking fund from and out of such surplus annual revenue such a sum as shall by accumulation, with compound interest thereon at the rate of four per centum per annum, be sufficient to pay off in sixty years the whole of the money so borrowed by them, and such respective sinking funds shall be from time to time applicable to paying off the moneys so borrowed by the said bodies respectively, and to no other purpose whatsoever, and whenever either of such bodies shall have paid off any of such moneys out of the sinking fund applicable thereto, such body shall thenceforward in each year, until the whole of such moneys shall have been so paid off, pay into such sinking fund, in addition to the sum required to be set apart as aforesaid, a sum equal to the annual interest of the moneys so paid off: Provided always, that whenever and so long as the yearly income arising from either of the said sinking funds shall be equal to the annual interest of the principal moneys then remaining due on such security as aforesaid by the Council or Corporation, as the case may be, for paying off whose debt such sinking fund shall have been set apart, such Council or Corporation may, instead of setting apart the said yearly income, apply the same in payment of the interest upon the principal moneys so remaining due, and may during such period discontinue the payment to such sinking fund of the yearly sum herein-before required to be set apart.

Sinking
funds.

62. The Corporation may charge for the use by or for the respective trusts, bodies, and undertakings herein-before mentioned or referred to, and their respective clerks, officers, and servants of the buildings and accommodation which may be erected and pro-

Corporation
may charge
rents for
buildings and
accommoda-
tion erected

A.D. 1877.
and provided
by them.

vided by the Corporation as aforesaid, such respective rents or other consideration as may be agreed upon with such respective trusts and bodies, or fixed by the Council as having the management of the undertakings of any of such trusts and bodies, and such rents or other consideration shall be paid out of the rates levied by and the other funds belonging to the said trusts and bodies respectively, and the Corporation may let the shops, warehouses, and offices which they may erect on the lands to be acquired by them as aforesaid for such rents as they can obtain for the same.

Corporation
to retain and
ultimately
lay out the
racecourse
land as a
public park.

63. The Corporation shall not sell or feu out the piece of land belonging to them now used as the racecourse, and containing forty-eight acres one rood and fourteen poles or thereabouts; but as soon as the annuities and stipends charged thereon as part of the estates, funds, and property of the burgh by the Act of 1872 are redeemed, discharged, or secured in manner provided by that Act, the Corporation shall lay out the said piece of land as a public park for the use of the inhabitants of the burgh in all time thereafter.

Renfrew-
shire, Abbey
Parish, and
Renfrew
Parish Sta-
tute Labour
Trustees and
New Town
feuars not
to levy
assessments
within the
burgh.

64. Neither the statute labour trustees of the county of Renfrew, nor the statute labour trustees of the Abbey Parish, nor the statute labour trustees of the parish of Renfrew, nor the feuars of the new town of Paisley, nor their committee of managers, shall exact any statute labour, or levy any statute labour conversion money or any bridge or other assessment within the burgh for making, maintaining, repairing, or managing any streets, roads, lanes, or bridges within or beyond the burgh in respect of the year commencing at the term of Whitsunday immediately preceding the passing of this Act, or of any subsequent year.

Compensa-
tion to be
paid to Ab-
bey Parish
Statute
Labour Trus-
tees for loss
of revenue.

65. The Burgh Road Trustees shall pay to the statute labour trustees of the Abbey Parish, acting under the Renfrewshire Statute Labour Acts and the General Statute Labour Act, the sum of one hundred pounds at the term of Martinmas one thousand eight hundred and seventy-seven, and the like sum of one hundred pounds at each term of Martinmas thereafter, being the agreed on amount of compensation for that part of their revenues arising from the statute labour conversion money leviable by them for that portion of the said parish lying within the burgh of which they will be deprived by this Act, with interest thereon at the rate of five per cent. per annum from such terms respectively so long as unpaid, until provision shall be made by Parliament in a general Act in the present or any future session, or otherwise, for the management and maintenance of those portions of the statute labour roads in the said parish lying beyond the burgh, and until such provision shall come into force; and in estimating the amount of the assessment which

the said statute labour trustees are from year to year entitled to levy in that part of the said parish lying beyond the burgh, they shall be entitled to count and include the householders and other inhabitants within that part of the parish lying within the burgh to the same extent and effect as if this Act had not been passed.

66. The Burgh Road Trustees shall pay to the statute labour trustees of the Abbey Parish and to the committee of managers of the feuars of the New Town of Paisley respectively the expenses which such statute labour trustees and committee shall have respectively disbursed or incurred in maintaining or repairing any streets, roads, lanes, and bridges within the burgh between the term of Whitsunday immediately preceding the passing of this Act and the first day of October thereafter, and shall also free and relieve the said committee of any debt which they may have incurred in respect of the streets, roads, lanes, and bridges under their charge previously to the said term of Whitsunday.

Expenses incurred by Abbey Parish Trustees and New Town feuars before transference of roads to Burgh Road Trustees to be paid by the latter.

67. Neither the statute labour trustees of the county of Renfrew, nor the heritors thereof beyond the burgh, nor the feuars of the New Town of Paisley, nor their committee of managers, shall, after the term of Whitsunday immediately preceding the passing of this Act, be liable for or pay out of any assessments levied or raised in respect of lands or heritages beyond the burgh for building and upholding bridges, or otherwise, any share of the expense of maintaining, repairing, or rebuilding any existing bridges within the burgh, nor any share of the expense of building, maintaining, repairing, or upholding any new or additional bridge or bridges within the burgh.

Assessments on lands beyond burgh not to be applicable to making or maintaining bridges within burgh.

68. From and after the passing of this Act, no house, wall, or other building shall, without the consent in writing of the Burgh Road Trustees previously obtained, be erected, or where an existing building is taken down be re-erected within the distance of twenty-five feet from the centre of any street or thoroughfare now existing and opened within the burgh, whether at the time under their management or not, under the penalty for every such offence of five pounds, and of the expense of pulling down and removing such house, wall, or building; and the sheriff is hereby authorised, on the application of the Burgh Road Trustees, to order such house, wall, or building to be pulled down and removed at the expense of the person erecting or re-erecting the same, or of the owner or occupier of the ground on which the same is erected or re-erected: Provided always, that where the building line of any such street or thoroughfare is less than twenty-five feet from the centre thereof, and the owner or lessee of any lands situate on either side of such street or thorough-

No building to be erected within 25 feet from centre of streets.

A.D. 1877.

fare shall intend forthwith to erect or re-erect any such building within twenty-five feet from the centre of such street or thoroughfare, and shall intimate such intention to the Burgh Road Trustees, those Trustees shall be held as having consented to such erection or re-erection, unless they shall, within three weeks after receiving such intimation, undertake to make full compensation to such owner or to such lessee, as the case may be, and in the latter case also to the owner of the lands, for the value of such lands, so far as he or they may be prevented by the want of such consent from erecting or re-erecting such building, and for any damage which he or they may thereby sustain, that is to say, in the case of any statute labour road so far as such lands lie between a line twenty feet from the centre of such road, and the line not exceeding twenty-five feet from such centre, within which the said Trustees do not consent to such erection or re-erection, and in other cases so far as such lands lie between the existing building line of such street or thoroughfare, and the line not exceeding twenty-five feet from the centre thereof, within which the said Trustees do not consent to such erection or re-erection, as such compensation may be agreed on between the said Trustees and such owner, or between the said Trustees and such lessee and owner respectively, as the case may be, or, failing agreement, as may be fixed by arbitration under the provisions of the Lands Clauses Consolidation (Scotland) Act, 1845; and upon payment of such compensation to such owner, or to such lessee and owner respectively, as the case may be, or upon consignation thereof in his or their name and for his or their behoof, in any bank in Scotland incorporated by Act of Parliament or Royal Charter, the lands of which the value is so paid or consigned shall become part of such street or thoroughfare, and the solum thereof shall become vested in the Corporation as validly as if such owner, or such lessee and owner, as the case may be, had executed in their favour a regular disposition thereof, and such disposition had been duly recorded in the register of sasines: Provided also, that all additions to such street or thoroughfare, and alterations on the footpath, kerb, pipes, water runs, or other conveniences rendered necessary or proper by the widening of such street or thoroughfare, shall be made by and at the expense of the Burgh Road Trustees.

Meetings of
Burgh Road
Trustees.

69. The Burgh Road Trustees shall hold meetings for carrying into execution those purposes of this Act for which they are constituted as aforesaid, at such times and places as they may from time to time appoint; and such meetings shall be called, and the business thereof shall be conducted, in the manner in which the meetings of the Council are called, and according to the rules by which the conduct of the business of the Council is regulated.

70. The Council and the Burgh Road Trustees respectively may from time to time appoint one or more committees, consisting of such number of the members of those respective bodies, and to continue for such respective periods as those respective bodies shall think fit, for carrying into execution all or any of the purposes of this Act, which those respective bodies are authorised to execute as aforesaid, and shall fix the quorum of such respective committees, and appoint a convener and sub-convener thereof respectively; and each committee so appointed may, during its continuance, exercise all the powers conferred by this Act upon the Council or the Trustees by whom it is appointed, with reference to the purposes which it is appointed to carry into execution.

A.D. 1877.

Appointment
of com-
mittees.

71. Every such committee may meet from time to time, and may adjourn from place to place, as they think proper for carrying into effect the purposes of their appointment; and at all meetings of any committee the convener, or in his absence the sub-convener, or in their absence any other member to be appointed by the members present, shall be chairman; and all questions shall be determined by a majority of the votes of the members present, and in case of an equal division of votes the chairman shall have a casting vote, in addition to his vote as a member of such committee.

Proceedings
of com-
mittees.

72. The Council and the Burgh Road Trustees respectively, and each committee appointed by those respective bodies, shall cause minutes or copies, as the case shall require, of all appointments and orders made and contracts entered into by them, and of the proceedings of all their meetings, to be duly entered in books to be from time to time provided for the purpose; and every such entry shall be signed by the chairman of the meeting at which such appointments or orders or contracts were made or proceedings took place, or by the chairman of the next following meeting; and such entry so signed shall be received as *prima facie* evidence in all courts and before all judges, justices, and others, without proof of such respective meetings having been duly called, or of the persons present thereat being members of the Council or of such Trustees or of such committee, or of the signature of the chairman, all of which matters shall be presumed until the contrary be proved; and all such books shall at all reasonable times be open to the inspection of any member of such respective bodies.

Minutes, &c.
to be kept.

73. The Council and the Burgh Road Trustees shall respectively cause books to be kept, and true and regular accounts to be entered therein, of all sums of money received and paid by them respectively for the purposes of this Act; and they shall respectively cause such accounts to be balanced as at the term of Whitsunday

Accounts to
be kept and
published.

A. D. 1877.

in each year; and they shall respectively apply annually to the sheriff to appoint, and the sheriff shall annually appoint, an auditor of such respective accounts for the ensuing year; and if any vacancy occur in the office of auditor in the course of such year the sheriff shall supply such vacancy; and an abstract of such respective accounts, certified as correct by the treasurer of such respective bodies, and two of their number and by the auditor, shall annually be published within two months after the said term of Whitsunday in two newspapers usually circulating in Paisley.

Councillors or Trustees not to hold office under, or enter into contracts with, Council or trust.

74. Any person who is a member of the Council, or one of the Burgh Road Trustees, shall not accept or hold any office or place of profit under this Act, or be concerned or participate in any manner in any contract for any work to be done under the authority of this Act, or in the profit thereof; but nothing herein contained shall prevent any joint stock company established by Act of Parliament, of which any such person shall be a member or shareholder, from entering into any contract with or doing any work for the Council or for such trustees: Provided always, that no such person shall vote upon any question relating to any such contract or work.

Councillors and Trustees not incapable of acting as justices.

75. A person shall not be incapable of acting as a justice of the peace in the execution of this Act, with reference to the levying of any penalty thereunder, by reason of his being a member of the Council or one of the Burgh Road Trustees.

Proceedings not invalidated by reason of vacancy, or of defect or informality, in appointment.

76. No proceeding of the Council, or of the Burgh Road Trustees, or of any committee of such respective bodies, shall be invalidated or be illegal in consequence of there being any vacancy in the number of the Council or of such Trustees or committee at the time of such proceeding, or of there having been any defect or informality in the appointment of the members of the Council or of such committee.

Power to enter into contracts.

77. The Council and the Burgh Road Trustees respectively, or any committee of such respective bodies empowered by them to that effect, may contract with any person for carrying into execution any of the works by this Act authorised, or for the supply of materials, or with respect to any other matters necessary for the purposes of this Act; and every such contract shall be signed by the chairman of the meeting at which it is made, and by the clerk to such respective bodies.

Power to compound for breach of contract.

78. The Council and the Burgh Road Trustees respectively may compound with any person who has entered into any such contract, or granted any bond or other security for the performance thereof, with respect to any damages, penalty, or other claim arising in consequence of any breach or non-performance of such contract,

upon payment of such sum of money or other consideration as such respective bodies may think proper. A.D. 1877.

79. All penalties imposed by this Act, or by any of the Acts wholly or partially incorporated herewith, may be recovered according to the summary mode provided by the Public General Acts, 7 William IV. and 1 Victoria, chapter 41, and 16 and 17 Victoria, chapter 80, or by the Summary Procedure Act, 1864, and shall be applied in such manner as the judge before whom such penalties are sued for shall direct. Recovery of penalties.

80. Nothing contained in this Act shall authorise the Council to take, use, or in any manner interfere with any portion of the shore or bed of any river or channel, or any right in respect thereof, belonging to the Queen's most Excellent Majesty in right of her Crown, and under the management of the Board of Trade, without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give); neither shall anything in this Act contained extend to take away, prejudice, diminish, or alter any of the estates, rights, privileges, powers, or authorities vested in or enjoyed or exerciseable by the Queen's Majesty, her heirs or successors. Saving rights of the Crown in the foreshore.

81. All costs, charges, and expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Corporation in the first instance; and the Council, the Burgh Road Trustees, and the Sanitary Authority shall, out of any moneys which may be raised or borrowed by them respectively under the powers of this Act, repay to the Corporation such respective portions of the said costs, charges, and expenses as the Corporation shall determine to be proper in the circumstances of the case. Expenses of Act.

A.D. 1877.

SCHEDULES referred to in the preceding Act.

SCHEDULE (A.)

FORM OF RATE.

Paisley Burgh Improvement Rate [*or Paisley Burgh Road Rate, as the case may be*].

An assessment to the improvement rate [*or burgh road rate, as the case may be*] for the burgh of Paisley for the year from the term of Whitsunday one thousand eight hundred and _____ to the term of Whitsunday one thousand eight hundred and _____

Number in the Rate.	Name of Owner of Property rated.	Name of Occupier of Property rated.	Description and Situation of Property rated.	Full Rental or Annual Value.	Rate at in the Pound.

SCHEDULE (B.)

FORM OF MORTGAGE.

Paisley Burgh Improvement Mortgage [*or Paisley Burgh Road Mortgage, as the case may be*].

Mortgage No.

By virtue of the Paisley Improvement Act, 1877, we, the provost, magistrates, and council of the burgh of Paisley [*or the Paisley Burgh Road Trustees, constituted by that Act, as the case may be*], in consideration of the principal sum of [*specify amount*] paid by [*name and designation of mortgagee*] to our chamberlain [*or treasurer*] for the purposes of the said Act, do hereby grant and assign to the said [*name of mortgagee*] and his executors, administrators, and assignees [*or, as the case may be*], such proportion of the Paisley burgh improvement rate [*or the Paisley burgh road rate, as the case may be*], to be levied by us under the authority of the said Act, as the said sum of [*specify amount*] doth or shall bear to the whole sum which is or shall be borrowed upon

the credit of the said rate; to hold to the said mortgagee and his foresaids until the said principal sum and the whole interest due thereon shall be fully paid and satisfied; and it is hereby stipulated that the said principal sum shall be repayable on the [date], or shall thereafter, in virtue hereof, remain as a loan to us until the expiration of such further term of years, and at such rate of interest as shall be specified in a minute or minutes to be indorsed hereon, and signed by the said mortgagee or his foresaids, and by our chamberlain [or treasurer], and which minutes are hereby declared and shall be held to be valid and binding, though they may be neither holograph of the said mortgagee or his foresaids, nor of our chamberlain [or treasurer], nor tested; and we, for and in respect of interest on the said principal sum to the date of repayment first above-mentioned (being at the rate of [specify rate] per centum per annum), shall pay the several sums contained in the [state number] interest warrants bearing the number and date hereof, and delivered herewith, at the several times mentioned in such respective warrants, upon delivery to our chamberlain [or treasurer] of the same respectively, and such delivery shall be a sufficient receipt and discharge to us for the contents of such warrants; declaring that the said mortgagee and his foresaids shall not be entitled to make, and that we shall not be bound to recognise or register any partial transfer of these presents, or of the sums of money, principal or interest, herein contained, and that we shall not be liable for any expenses that may be incurred by the said mortgagee or his foresaids for or in relation to the preparation, revision, adjustment, or execution of this mortgage, or of any discharge, renunciation, release, transfer, or minute of postponement or renewal thereof. In witness whereof [testing clause, according to the law of Scotland].

SCHEDULE (C.)

FORM OF INTEREST WARRANT.

Paisley Burgh Improvement Interest Warrant [or Paisley Burgh Road Interest Warrant, as the case may be].

Mortgage No. , dated 18 .

INTEREST WARRANT.

For pounds shillings and pence.

£ : :

Less income tax

£ : :

Payable on 18 ,
at the

chamberlain [or treasurer].

A.D. 1877.

SCHEDULE (D.)

FORM OF TRANSFER OF MORTGAGE.

Paisley Burgh Improvement Mortgage Transfer [*or Paisley Burgh Road Mortgage Transfer, as the case may be.*]

I [*name and designation of mortgagee*], in consideration of the sum of [*specify amount*] paid to me by [*name and designation of transferee*], do hereby transfer to the said [*name of transferee*] and his executors, administrators, and assignees [*or, as the case may be*], a certain mortgage, number [*number of mortgage*], dated the [*date of mortgage*], made in my favour by the provost, magistrates, and council of the burgh of Paisley [*or the Paisley Burgh Road Trustees, as the case may be*], by virtue of the Paisley Improvement Act, 1877, for securing the sum of [*principal sum in mortgage*] [*or, if the transfer be by indorsement, the within mortgage*], together with the interest thereon from and after the [*date from which transferee is to be entitled to the interest*], and all my right and interest in and to the principal money thereby secured and interest thereon as aforesaid, and in and to the rates thereby assigned. In witness whereof [*testing clause according to the law of Scotland*].

SCHEDULE (E.)

FORM OF DISCHARGE OF MORTGAGE.

Received from the chamberlain of the burgh of Paisley [*or the treasurer of the Paisley Burgh Road Trustees, as the case may be*] acting on their behalf, the sum of _____ pounds, being the principal sum contained in the within mortgage (all interest due thereon having been previously paid), and the said mortgage is now delivered up as paid.

Dated this _____ day of _____, one thousand eight hundred and _____.

SCHEDULE (F.)

FORM OF CERTIFICATE OF FUNDED DEBT.

Paisley Burgh Improvement Funded Debt.

No.

This is to certify that [*name and designation*] is the holder of [*amount*] pounds of the Paisley burgh improvement funded debt, created under the provisions of the Paisley Improvement Act, 1877, and is entitled to receive an annuity on the said sum at the rate of [*rate of annuity*] per centum per annum.

Signed at a meeting of the provost, magistrates, and council of the burgh of Paisley, this _____ day of _____, one thousand eight hundred and _____.