ELIZABETH II



1964 CHAPTER xliii

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1936, relating to Glasgow Corporation Consolidation (Water, Transport and Markets). [23rd December 1964]

WHEREAS the Provisional Order set forth in the schedule hereunto annexed has been made by the Secretary of State under the provisions of the Private Legislation Procedure (Scotland) Act, 1936, and it is requisite that the said Order should be confirmed by Parliament: 1936 c. 52.

Be it therefore 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:—

1. The Provisional Order contained in the schedule hereunto annexed is hereby confirmed. Confirmation of Order in schedule.

2. This Act may be cited as the Glasgow Corporation Consolidation (Water, Transport and Markets) Order Confirmation Act 1964. Short title.

SCHEDULE

GLASGOW CORPORATION CONSOLIDATION (WATER, TRANSPORT AND MARKETS)

Provisional Order to consolidate with amendments the Acts and Orders of or relating to the water, transport, markets and slaughterhouses undertakings of the Corporation of the city of Glasgow, to confer further powers on them with respect to such undertakings and for other purposes.

Whereas the lord provost, magistrates and town councillors of the city and royal burgh of Glasgow (hereinafter called " the Corporation ") are vested with the municipal government and administration of the city and royal burgh of Glasgow (hereinafter called " the city ") and are the local authority therein:

And whereas the Corporation are the owners of and are vested in the water, transport and markets and slaughterhouses undertakings of the city and are the local water authority within the city and certain adjoining areas:

And whereas the Acts and Orders relating to the said undertakings are very numerous and in many cases have been superseded by subsequent legislation and ought to be repealed and it would be of public and local advantage if such of the provisions of the said Acts and Orders as it is expedient to retain were consolidated with certain additions and amendments:

And whereas it is expedient that the further provisions contained in this Order should be enacted:

And whereas in the month of March, 1964, a map marked " Glasgow Corporation Water Supply Limits Map " showing the area within which the Corporation are the local water authority and are supplying water (hereinafter referred to as the limits of the Corporation for the supply of water) was deposited with the town clerk and copies of the said map were in the same month deposited with the clerks to the Eighth and Ninth District Councils of the county of Lanark, the clerks to the No. 1 District Council and the No. 2 District Council of the county of Renfrew, the clerk to the Western No. 3 District Council of the county of Stirling and the town clerks of the burghs of Rutherglen, Barrhead, Renfrew, Milngavie and Bearsden respectively:

And whereas the purposes aforesaid cannot be effected without an Order confirmed by Parliament under the Private Legislation Procedure (Scotland) Act, 1936; 1936 c. 52.

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

PART I

PRELIMINARY

Short title and citation.

1. This Order may be cited as the Glasgow Corporation Consolidation (Water, Transport and Markets) Order 1964.

Interpretation.

2.—(1) Words and expressions to which meanings are assigned by the city Acts or by any public Act applicable to the Corporation or wholly or partially incorporated with this Order shall, subject to the provisions of this Order and unless there is something in the subject or context inconsistent with or repugnant to such construction, have the same respective meanings in the provisions of this Order in which such words and expressions are used.

(2) The following words and expressions in this Order have, unless there is something in the subject or context repugnant to such construction, the meanings hereby assigned to them, that is to say:—

"Act of 1947" means the Local Government (Scotland) Act, 1947; 1947 c. 43.

"city" means the city and royal burgh of Glasgow;

"city Acts" means the local Acts and Orders applicable to the city;

"common good" means the common good of the city;

"Corporation" means the Corporation of the city of Glasgow;

"existing" means existing immediately before the date of the passing of the Act confirming this Order (hereinafter referred to as "the commencement of this Order");

"Lands Clauses Acts" means the Lands Clauses Acts as modified by the Acquisition of Land (Assessment of Compensation) Act, 1919; 1919 c. 57.

"Loans Acts" means the Glasgow Loans Acts, 1883 to 1953;

"markets undertaking" means the markets undertaking of the Corporation as defined in section 109 (Definitions for Part IV of Order) of this Order;

"operational land" in relation to any statutory undertakers, means land of those undertakers which is operational land within the meaning of the Town and Country Planning (Scotland) Act, 1947; 1947 c. 53.

"repealed Acts" means the provisions of the Acts and Orders specified in Schedule 8 to this Order and repealed by this Order;

"town clerk" means the town clerk of the city;

PART I —*cont.*

" transport undertaking " means the transport undertaking of the Corporation as defined in section 46 (Definitions for Part III of Order) of this Order;

" water undertaking " means the water undertaking of the Corporation as defined in section 3 (Definitions for Part II of Order) of this Order.

(3) Any reference in this Order to any other enactment shall, except so far as the context otherwise requires, be construed as a reference to that enactment as amended by or under any other enactment, including this Order.

PART II

WATER

A. Definitions, incorporation of Acts, etc.

Definitions for Part II of Order.

3. In this Part of this Order, unless the subject or context otherwise requires—

1946 c. 42.

" Act of 1946 " means the Water (Scotland) Act, 1946;

" authorised work " means that part of the works authorised by the Glasgow Water Order 1915 and described in section 20 (Power to construct reservoir in Glen Finglas) of this Order;

" cusec " means a rate of flow of one cubic foot per second;

" Glen Finglas reservoir " means the impounding reservoir of the Corporation authorised by the Glasgow Water Order 1915 and described in section 20 (Power to construct reservoir in Glen Finglas) of this Order;

" limits of supply " means the limits of the Corporation for the supply of water specified in section 27 (Limits of supply) of this Order and shown on the water supply limits map;

" Water Acts " means the Water (Scotland) Acts, 1946 and 1949;

" water supply limits map " means the map showing the limits of the Corporation for the supply of water signed by and kept by the town clerk in pursuance of section 27 (Limits of supply) of this Order;

" water undertaking " means all the waterworks of the Corporation and all lands, minerals, buildings, lochs, streams, springs, wells, waters, reservoirs, filters, plant, tanks, intakes, aqueducts, tunnels, sluices, mains, pipes, culverts, servitudes, wayleaves, rights, powers and privileges for the time being belonging to or held or used by the Corporation for or in relation to or in connection with waterworks and the diversion, collection, storage, protection and distribution of water or otherwise for or in relation to or in connection with the supply of water by them and includes all passenger vessels, piers and landing stages, facilities and equipment belonging to or acquired by the Corporation for the purposes of or in connection with the exercise of the powers conferred on them by Head G—Passenger service on Loch Katrine, etc,—of this Part of this Order;

PART II —*cont.*

"West Main Tunnel Works" means the tunnel under the river Clyde and relative works authorised by and constructed under the powers of the Glasgow Water (West Main Tunnel) Order, 1953;

"1954 Works" means the works authorised by and constructed under the powers of the Glasgow Water (Glen Finglas Works) Order, 1954.

Incorporation of provisions of Act of 1946.

4. The Fourth Schedule to the Act of 1946 (except sections 10, 27 and 44) shall, subject to the provisions of this Part of this Order, extend and apply to the Corporation in respect of the water undertaking to the same extent and effect as if the same had been incorporated with and formed part of this Order.

Incorporation and application of provisions of the Railways Clauses Consolidation (Scotland) Act, 1845.

5.—(1) For the purposes of this Part of this Order, section 6, sections 25 to 37 (which relate to the temporary occupation of lands near the railway during the construction thereof) and sections 39 to 54 (which relate to crossing of roads and construction of bridges) of the Railways Clauses Consolidation (Scotland) Act, 1845 are hereby incorporated with this Order and that Act shall apply accordingly.

1845 c. 33.

(2) In construing for the purposes of this Order the provisions of the said Act incorporated with this Order—

(*a*) this Order shall be deemed to be the special Act;

(*b*) the Corporation shall be deemed to be the promoters of the undertaking or the company;

(*c*) the authorised work shall be deemed to be the works or the undertaking or the railway; and

(*d*) any part of the authorised work shall be deemed to be the centre of the railway;

all as the case may require.

B. Vesting, etc., and water rights, compensation water, etc.

Water undertaking to continue vested in Corporation.

6. Subject to the provisions of this Order the water undertaking as it exists and as it is vested in the Corporation at the commencement of this Order shall continue to be vested in the Corporation and to be held used and enjoyed by them.

Power to take water.

7. Subject to the provisions of this Order the Corporation may by means of the waterworks vested in them by section 6 (Water undertaking to continue vested in Corporation) of this Order and by means of the authorised work take, intercept, collect, impound, use, divert and appropriate for the purposes of the water undertaking—

(*a*) the waters of the Brock Burn and of all streams, springs and waters flowing into the same;

(*b*) the waters of Loch Katrine and Loch Arklet and of all streams, springs and waters supplying or flowing into the same respectively;

(*c*) the waters of the river Turk, the Finglas Water and of all streams, springs and waters flowing into the same above the

PART II —*cont.*

intake weir forming part of the 1954 works or, after the construction of the dam forming the Glen Finglas reservoir above the site of the said dam.

Extent to which level of Loch Vennachar may be raised or lowered.

8. The Corporation shall not raise the water in Loch Vennachar above 271.16 feet Ordnance Datum (Newlyn) or draw down the water below 257.41 feet Ordnance Datum (Newlyn) without the previous consent in writing of all the owners or reputed owners of the lands adjoining the said loch.

Compensation water for Achray Water and river Teith.

9. The Corporation shall not take any water from Loch Katrine for the purposes of the water undertaking unless they shall also discharge as compensation water in addition to the compensation water for which provision is made in section 22 (Compensation water for rivers Teith and Turk) of this Order:—

(*a*) out of Loch Katrine into the Achray Water a flow of water of not less than 9.26 cusecs:

(*b*) out of Loch Vennachar into the river Teith a flow of water of not less than—

(i) 59.87 cusecs during the twelve hours from 11 a.m. or thereabouts: and

(ii) 104.29 cusecs during the twelve hours from 11 p.m. or thereabouts.

Compensation water for Arklet Water.

10. The Corporation shall not take any water from Loch Arklet for the purposes of the water undertaking unless they shall also discharge as compensation water down the outlet and stream known as the Arklet Water into Loch Lomond (passing over the falls known as Inversnaid Falls), a flow of water of not less than 4.26 cusecs.

Compensation water to be accepted in full settlement.

11. The provisions of the two preceding sections with respect to the discharge of compensation water and of section 22 (Compensation water for rivers Teith and Turk) of this Order, shall be accepted and taken by all persons interested as providing full compensation for all water impounded, taken, used, diverted or appropriated from Loch Katrine and Loch Arklet and by means of the authorised work:

Provided that a majority of the owners of salmon fishings in the river Teith and in the river Forth between the junction therewith of the river Teith and the cruives of Craigforth may determine from time to time that the flow of water to be provided under sub-paragraph (i) of paragraph (*b*) of section 9 (Compensation water for Achray Water and river Teith) of this Order, shall be increased to 78 cusecs during the months of September, October and November, and reduced to 54 cusecs for the remainder of the year. Intimation of such determination shall be given to the Corporation before the 1st December in any year, and the Corporation shall, during the ensuing year from and after 31st December, give effect thereto and shall continue to do so until intimation is made to them by or on behalf of the majority aforesaid of an alteration of such determination:

PART II —*cont.*

Provided also that a majority of the said owners and the Corporation may agree that 6 cusecs of the flow to be provided under the said sub-paragraph shall be discharged at other times and at different rates of flow.

Passage of fish into and from Lochs Katrine and Vennachar

12. The Corporation shall so regulate the flow of water from the works at the outlets of Loch Katrine and Loch Vennachar respectively constructed by them under the repealed Acts that salmon and other fish may at all times pass freely into or from the said lochs respectively.

Restriction on taking water from Finglas Water or river Turk.

13.—(1) The Corporation shall not by means of the 1954 works abstract or take any water from the Finglas Water or the river Turk at any time when the volume of water passing through or over the gauge referred to in paragraph (*c*) of subsection (1) of section 14 (Corporation to maintain gauges and permit inspection) of this Order represents a flow of less than 18 cusecs.

(2) This section shall cease to have effect on the first filling of the Glen Finglas reservoir.

Corporation to maintain gauges and permit inspection.

14.—(1) The Corporation shall maintain, under their sole management and control, gauges for gauging the quantity of water—

(*a*) passing out of Loch Katrine into the Achray Water;

(*b*) passing out of Loch Arklet into the Arklet Water;

(*c*) flowing into the river Turk immediately downstream from the dam forming the Glen Finglas reservoir; and

(*d*) passing out of Loch Vennachar into the river Teith.

(2) Each such gauge shall be open to the inspection at all reasonable times of all persons having an interest in the flow of the river or stream on which such gauge is situated or of persons duly authorised by them and producing if required some duly authenticated document showing their authority.

(3) Any difference arising between the Corporation and any person interested as aforesaid with reference to the state of repair or condition of any such gauge shall be settled by arbitration.

Prevention of pollution.

15.—(1) For the prevention of pollution of any water (whether on the surface or underground) which belongs to the Corporation or which they are authorised to take for the purposes of the water undertaking, any authorised officer of the Corporation may, on producing (if required) his authorisation, enter upon any lands from which such water is drawn or drains, and may inspect the sewage, drainage and refuse arrangements obtaining in connection with such lands or any buildings thereon.

(2) If it is found that such sewage, drainage or refuse arrangements cause or are likely to cause pollution of the water, the Corporation may by notice require the owner or occupier of such lands to carry out such works and to provide such appliances and take such steps, within such reasonable time as may be specified in such notice, as they may deem necessary for the prevention of such pollution.

PART II —*cont.*

(3) If within the period specified in such notice such owner or occupier fails to comply with the requirements of such notice the Corporation may on giving not less than fourteen days' notice to such owner or occupier enter upon such lands (doing as little damage as may be) and carry out such works and provide such appliances and take such steps as are specified in such notice and recover from such owner or occupier the expenses incurred by them in so doing (reduced by such amount, if any, as would have been paid by the Corporation under subsection (6) of this section had the owner or occupier, as the case may be, himself complied with the requirements of such notice).

(4) Any such owner or occupier aggrieved by any notice under this section may within seven days after the receipt of such notice appeal to the sheriff of the county in which the lands to which the notice relates are situated and his decision, either as of first instance or reviewing the judgment of his substitute, shall be final.

(5) The Corporation and the owner or occupier of any such lands as are referred to in subsection (1) of this section may enter into agreements with respect to the carrying out of any works, the provision of any appliances or the taking of any steps necessary for the prevention of pollution of any water belonging to the Corporation or which they are authorised to take for the purposes of the water undertaking and, subject to the provisions of the succeeding subsection, the defraying of the expenses thereof.

(6) The Corporation shall pay compensation to the owners and occupiers of any such lands as aforesaid in respect of any expenses incurred by them in complying with the requirements of a notice under this section to carry out any works or provide any appliances or to take any steps in maintaining any works or appliances which could not lawfully have been required otherwise than upon payment of compensation by the local authority of the district in which such lands are situated and any question as to the amount of compensation to be paid shall in case of dispute be determined by arbitration.

(7) Notwithstanding anything in this section if at any time it appears to the Corporation that immediate action is necessary to prevent serious pollution of any water belonging to the Corporation or which they are authorised to take for the purposes of the water undertaking they may at their own expense take such temporary measures as they may consider necessary to prevent such pollution.

(8) The provisions of this section shall be in addition to and not in substitution for or derogation of any other provisions for the time being in force for the prevention of pollution of any water belonging to the Corporation or which they are authorised to take for the purposes of the water undertaking.

Compensation to certain owners of fishings.

16.—(1) Notwithstanding the repeal of the repealed Acts the Corporation shall continue to pay—

(*a*) to the town council of Stirling the annual sum of £160 in full of all claims of compensation in any way competent to them, both for themselves and as taking burden on them for the several hospitals or charitable institutions for which they are

PART II —*cont.*

patrons, and also for the first-minister of the burgh of Stirling, as owners of or otherwise interested in salmon fishings in the river Forth above the shore of Stirling and in the river Teith so far as they have rights thereto; and

(*b*) to the owner for the time being of the cruives and salmon fishings of Craigforth (part of the estate of Craigforth) the annual sum of £80 in full of all claims of compensation for injury to the said cruives and salmon fishings or otherwise.

(2) The said payments shall be made as heretofore at the terms of Whitsunday or Martinmas in all time coming and shall be accepted by the parties mentioned in paragraphs (*a*) and (*b*) of the preceding subsection respectively in respect of all loss or injury to their respective fishings in any way arising from any of the operations of the Corporation under the powers conferred on or vested in them by this Order.

(3) Neither the said town council of Stirling nor the said hospitals or charitable institutions of which they are patrons or any other person for whom they take burden upon them as aforesaid shall have any claim of compensation or other claim whatsoever against the Corporation in respect of the salmon or other fishings belonging to them on the river Forth below the shore of Stirling.

For protection of South of Scotland Electricity Board.

17. Notwithstanding anything in this Order the following provisions shall apply and have effect for the protection of the South of Scotland Electricity Board (in this section called " the Board ") with respect to the maintenance, alteration, renewal and reconstruction of the waterworks constructed under the powers of the Glasgow Water and Tramways Order, 1939, so far as situated within the area of supply of the former Clyde Valley Electrical Power Company (which works of maintenance, alteration, renewal and reconstruction are hereinafter in this section called " the waterworks "), unless otherwise agreed on in writing between the Corporation and the Board, that is to say:—

The Corporation shall not in connection with the waterworks, interfere with the electric lines and works of the Board, except in accordance with the provisions of section 15 of the Electric Lighting Act, 1882. 1882 c. 56.

For protection of Secretary of State for Defence.

18. The following provisions for the protection of the Secretary of State for Defence shall, unless otherwise agreed in writing between the Secretary of State for Defence and the Corporation, apply and have effect in connection with the maintenance, alteration, renewal and reconstruction of the waterworks authorised by the Glasgow Water and Tramways Order, 1939, that is to say:—

(1) The Corporation shall not break up, alter or stop up, remove or otherwise interfere with, the oil pipe line of the Secretary of State for Defence laid in the towing path of the Forth and Clyde Canal without the consent in writing of the Secretary of State for Defence, which consent shall not be unreasonably withheld:

(2) If there should be any injury to or interference with the oil pipe line of the Secretary of State for Defence laid in the towing path of the said canal or any other detriment to such

PART II —*cont.*

pipe line resulting from the operations, or from the acts or defaults of the Corporation, or their contractors or any person in the employment of the Corporation, or of their contractors, the Corporation shall, as soon as reasonably practicable, carry out at their own cost and to the satisfaction of the Secretary of State for Defence such remedial works and operations as may be necessary and, in the case of default of the Corporation in so doing, the Secretary of State for Defence may carry out such works or operations and the sum which shall have been reasonably expended in so doing shall be repaid to the Secretary of State for Defence by the Corporation:

(3) If any question or difference shall arise under this section between the Corporation and the Secretary of State for Defence, or their respective engineers, such question or difference shall be determined by a single arbiter, to be appointed in the manner provided by the Arbitration (Scotland) Act, 1894, on the application of the Corporation or of the Secretary of State for Defence.

1894 c. 13.

Provisions applicable to West Main Tunnel Works.

19. The provisions set out in Schedule 1 to this Order shall extend and apply to the Corporation in relation to the West Main Tunnel Works as if the same had been enacted in and formed part of this Order.

C. Authorised work

Power to construct reservoir in Glen Finglas.

20.—(1) Subject to the provisions of this Part of this Order, the Corporation may make and maintain in the lines and according to the levels shown on the plans and sections deposited in connection with the Glasgow Water Order, 1915:—

An impounding reservoir (Glen Finglas reservoir) to be formed by means of a dam 282 yards or thereabouts in length across the river Turk at a point on the said river 1,117 yards or thereabouts measured in a straight line south from the south-most corner of the dwelling-house of Duart, such reservoir extending from the said dam in a north-westerly direction to and terminating at a point on the Finglas Water 3,766 yards or thereabouts measured in a north-westerly direction from the point where the said dam crosses the said river Turk, which point of termination is at or near the place where the word " Ford " is marked on the ordnance map scale 6 inches to the mile, sheet No. cxiii S.E. second edition 1901.

(2) The said work will be wholly situated in the parish of Callander and the county of Perth.

Limits of deviation for authorised work.

21. In the construction of the authorised work the Corporation may deviate laterally to any extent not exceeding the limits of lateral deviation shown on the plans deposited in connection with the Glasgow Water Order, 1915, and they may also deviate vertically from the levels shown on the sections deposited in connection with the said Order to any extent not exceeding five feet upwards and to any extent downwards:

PART II —*cont.*

Provided that the Corporation shall not construct the dam of the Glen Finglas reservoir of a greater height above the general surface of the ground than that shown on the deposited sections and five feet in addition.

Compensation water for rivers Teith and Turk.

22. The Corporation shall, when the Glen Finglas reservoir is brought into use, commence to discharge as compensation water and shall thereafter continue to discharge—

(*a*) out of the Glen Finglas reservoir into the river Turk, at a point therein situated not more than 167 yards below the foot of the dam of the Glen Finglas reservoir a flow of water of not less than 18.52 cusecs; and

(*b*) out of Loch Vennachar into the river Teith a flow of water of not less than 9.26 cusecs in addition to the compensation water provided for by section 9 (Compensation water for Achray Water and river Teith) of this Order.

For protection of owners of lands comprising the catchment area of Glen Finglas reservoir.

23. For the protection of the owner or owners for the time being of the lands comprising the catchment area of the Glen Finglas reservoir (in this section respectively referred to as "the owner" and "the estate") the following provisions shall, notwithstanding anything in this Order or shown upon the plans and sections deposited in connection with the Glasgow Water Order, 1915 (in this section referred to as "the Order of 1915"), and unless otherwise agreed between the owner and the Corporation apply and have effect, that is to say:—

(1) In constructing the authorised work and in laying down any pipes, conduits and any ancillary or subsidiary works the Corporation shall not interfere with any buildings on or the water supplies or drainage of any part of the estate without first making provision for the restoration of the same to the reasonable satisfaction of the owner and shall not, except with the consent of the owner, erect any buildings (other than boathouses and temporary buildings or shelters for workmen and materials) elsewhere than on the lands edged green on the plan dated 29th June, 1915, signed on behalf of the Corporation and the predecessor of the owner and referred to as "plan No. 1" in section 8 (For protection of Earl of Moray) of the Order of 1915:

(2) If in constructing the authorised work the Corporation interfere with any private roads on the estate they shall restore the same to the reasonable satisfaction of the owner and the headway of any bridges over any such roads shall in no case be less than 12 feet:

(3) No buildings, except as aftermentioned, shall be erected by the owner on the estate without the consent of the Corporation but the owner may, so far as the Corporation is concerned, erect, use and maintain for the use of the owner and the lessees and tenants of the owner such cottages not exceeding two in number (one of which may be classified as a farmhouse) as may be necessary or expedient for or incidental to the afforestation and the pasturing of the estate:

Provided that the owner shall provide and maintain on and in connection with such cottages installations to the

PART II —*cont.*

reasonable satisfaction of the Corporation for the efficient collection and treatment of the sewage and drainage thereof and therefrom:

Provided further that if it shall be deemed desirable by the owner to carry off such sewage and drainage from the estate the Corporation shall allow free of charge a wayleave for any necessary pipe or pipes for that purpose through the land acquired by the Corporation under the powers of the Order of 1915:

(4) The owner and his lessees and tenants shall be entitled to take and use so much of the water arising within or flowing through the estate as shall be necessary for all buildings which may be erected on the estate and for other estate and other private purposes, within the estate, of the owner and his lessees and tenants without the Corporation being entitled to any payment or compensation therefor:

(5) In exercising the powers of section 15 (Prevention of pollution) of this Order so far as affecting the estate the Corporation shall cause as little inconvenience as practicable to the owner:

(6) The owner shall be entitled to place one boat on Glen Finglas reservoir for the use of himself and his staff for the purposes of facilitating access to certain parts of the estate and shall [illegible] Glen Finglas reservoir (from a boat only) but such right shall be personal to the owner and shall not descend to his heirs or be transmissible to singular successors:

(7) Any buildings to be erected by the Corporation on lands acquired by the Corporation under the powers of the Order of 1915 shall be erected in accordance with plans and specifications to be submitted to and approved of by the owner so far as regards their effect on the amenity of the estate and in the event of the owner failing to express his approval or disapproval of the same within twenty-eight days after the said plans and specifications have been received by him he shall be deemed to have approved the same:

(8) Before offering for sale to others any lands acquired by the Corporation under the Order of 1915 which were formerly held by the predecessor of the owner along with the estate the Corporation shall offer such lands to the owner and the price to be paid by the owner to the Corporation therefor shall, failing agreement, be determined by arbitration as hereinafter provided in this section:

(9) The Corporation shall not, during the construction, repair and maintenance of any works on the estate, allow (without the consent in writing of the owner) any person employed on such works to keep any dog, other than a watch dog at each permanent dwelling-house, and shall use their best endeavours to prevent poaching by any such person on the estate:

(10) During and after the construction of the authorised work, the Corporation shall free and relieve and shall indemnify the

owner and his tenants from loss, damages and any claims which may be caused or arise by the construction or through the failure of the authorised work or the works connected therewith: PART II —*cont.*

(11) Any difference arising between the Corporation and the owner under this section (other than differences to which the provisions of the Lands Clauses Acts apply), shall be determined by a single arbiter to be agreed on, or failing agreement, by an arbiter to be appointed by the sheriff of the county of Perth on the application of either party.

Saving for North of Scotland Hydro-Electric Board.

24. The enactment of the provisions contained in section 7 (Power to take water) and in this Head of this Part of this Order shall not affect the operation of section 5 of the Hydro-Electric Development (Scotland) Act, 1943, in its application to any constructional scheme that may be submitted by the North of Scotland Hydro-Electric Board to the Secretary of State for confirmation under that section relating to the use for the generation of electricity of any of the waters mentioned in paragraph (*c*) of the said section 7 nor any right of the Corporation to object to any such scheme. 1943 c. 32.

Accommodation for workmen.

25. The Corporation shall make provision for the proper accommodation and sanitary requirements of the persons employed in constructing the authorised work, including a sick bay for the treatment of cases of sudden illness or accident, adequate first-aid equipment and accommodation for dealing with infectious disease.

Authorised work to form part of water undertaking.

26. The authorised work shall form part of the water undertaking.

D. Limits of supply and supply provisions

Limits of supply.

27.—(1) The limits of the Corporation for the supply of water shall comprise and include the area within the limits delineated in the water supply limits map, namely—

(*a*) the city;

(*b*) the burgh of Barrhead and those parts of the burghs of Rutherglen, Renfrew, Milngavie and Bearsden, and of the counties of Lanark, Renfrew and Stirling within which the Corporation were supplying water and were the local water authority immediately before the commencement of this Order.

(2) A copy of the water supply limits map shall be signed by the town clerk and shall be kept by him.

Water byelaws to apply to premises supplied by Corporation outside limits of supply.

(3) The Corporation shall be the local water authority within the meaning and for the purposes of the Water Acts within the limits aforesaid.

28. All byelaws made by the Corporation under the Water Acts shall extend and apply to any premises outside the limits of supply which are for the time being supplied with water by the Corporation.

Hoses, etc., not to be affixed to Corporation's mains or pipes without consent of Corporation.

29.—(1) An occupier of any premises supplied by the Corporation with water for domestic purposes shall not, without the written consent of the Corporation, affix or permit or suffer to be affixed any hose or tube to any of the mains or pipes of the Corporation, or to any supply

PART II —*cont.*

pipe or apparatus of such occupier for the purpose of washing horses, carriages or other vehicles and windows or for watering gardens or washing pavements or roads, or for any other purpose.

(2) Any person contravening the provisions of this section shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding twenty pounds and to a daily fine not exceeding five pounds.

Power to re-washer water fittings.

30. The Corporation may re-washer any water fittings in any premises supplied by them with water under this Order and the Water Acts, and may recover from the owner of such fittings the reasonable charges of the Corporation in providing the necessary materials and workmanship.

Power to test water fittings.

31.—(1) (*a*) The Corporation may with a view to securing that water fittings comply with the requirements of any byelaws made by them under the provisions of section 60 of the Act of 1946, and for the time being in force, test such water fittings and may stamp water fittings which on being so tested are found to comply with such requirements.

(*b*) The Corporation may demand and take for the testing of water fittings such reasonable charges as may be fixed by them from time to time.

(2) A person shall not fit up or instal any water fittings in any premises supplied or proposed to be supplied with water by the Corporation unless such water fittings have been tested by the Corporation and stamped as complying with the requirements of any byelaws made by them under the provisions of section 60 of the Act of 1946 and for the time being in force or otherwise tested to the satisfaction of the Corporation:

Provided that any water fittings tested and stamped at any testing station approved by the Corporation from time to time shall for the purposes of this subsection, be deemed to have been tested and stamped by the Corporation.

(3) Any person contravening the provisions of subsection (2) of this section shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding five pounds and to a fine not exceeding two pounds in respect of every day during which any water fittings fitted up or installed in any premises in contravention of subsection (2) of this section are retained therein.

(4) For the purpose of this section " water fittings " includes taps, cocks, valves and other similar fittings and flushing and other similar apparatus.

As to liability for contravention of water byelaws.

32.—(1) In the case of any alleged contravention of any byelaw made by the Corporation under section 60 of the Act of 1946 proceedings may be taken against—

(*a*) any person at whose expense or on whose behalf any work alleged to have been carried out in contravention of any such byelaw was carried out;

(*b*) any person undertaking the carrying out of such work; and

(*c*) any person employed in an advisory or supervisory capacity in connection with the carrying out of such work; PART II —*cont.*

or any of them and such persons or any of them found guilty of contravening any such byelaw shall, for the purposes of subsection (2) of section 60 and subsection (3) of section 62 of the Act of 1946, be deemed to have contravened the provisions of a byelaw made under the said section 60.

(2) In the case of a person at whose expense or on whose behalf any such work has been carried out it shall be a defence in any proceedings in relation to an alleged contravention of any such byelaw that he did not know and had not any reasonable ground for suspecting that such work did not comply with or contravened the requirements of such byelaw.

Power to cut off water in case of contravention.

33. If any person supplied with water by the Corporation wilfully does or causes or permits to be done anything in contravention of any of the provisions of this Part of this Order or wilfully fails to do anything which thereunder ought to be done for the prevention of waste, misuse or contamination, or undue consumption of water, the Corporation may—

(*a*) cut off or stop up any pipe by or through which water is supplied to him and may cease to supply him with water so long as the cause of injury remains or is not remedied; and

(*b*) recover from the person so offending the amount of any damages sustained by reason thereof.

Corporation not to be under obligation to supply direct from reservoirs, aqueducts, etc.

34. Notwithstanding anything contained in this Order or in the Water Acts the obligations imposed on the Corporation by this Order and by the said Acts to provide a supply of water for domestic purposes, or for purposes other than domestic purposes within their limits of supply, shall not be construed as imposing any obligation upon the Corporation to make any direct connection with any of their reservoirs, service tanks, aqueducts or trunk mains for the purpose of providing any such supply.

E. Water rates and charges

As to recovery of water charges.

35. All charges payable under this Part of this Order in respect of the recovery of which provision is not otherwise made shall be recoverable in the manner in which rates leviable by the local authority in respect of the premises supplied are recoverable.

Jurisdiction of sheriff of Lanarkshire extended.

36. To ensure the more speedy and convenient recovery of the charges payable under this Order or under the Water Acts, including any forfeitures or penalties that may be incurred under the provisions of this Order and the Water Acts and the enforcement generally of the provisions of this Order within the limits of supply, the sheriff of Lanarkshire shall have jurisdiction and he is hereby required to grant summary warrants and to hear and determine all complaints, actions and suits which may be brought before him by the Corporation notwithstanding that the persons complained of or sued may be resident, or the cause of complaint or ground of action may have arisen beyond the county of Lanark; and such persons may be cited to appear before the said sheriff, either personally or at their usual residences, or by citation left for them at the houses or premises to which water has been supplied, or in respect of which the cause of action has arisen, and

PART II —*cont.*

the orders, warrants and decrees of the said sheriff may be lawfully executed in any other county without being endorsed by any other judge.

F. Financial provisions

Power to create reserve, etc., funds for water undertaking.

37.—(1) The Corporation may continue, establish and administer such reserve, depreciation or renewal funds in respect of the water undertaking as may from time to time seem to the Corporation to be necessary or desirable by setting aside from time to time out of the revenue of the water undertaking such sums as they think fit and any sums so set aside shall be regarded as a charge against the revenue of the water undertaking.

(2) The amount from time to time standing to the credit of any such reserve, depreciation or renewal funds shall not exceed one-tenth of the aggregate capital expenditure on the water undertaking.

G. Passenger service on Loch Katrine, etc.

Power to provide passenger service on Loch Katrine and other facilities.

38. The Corporation may in connection with the water undertaking—

(*a*) provide and operate a service for the conveyance of passengers and passengers' luggage and parcels on Loch Katrine and for the purposes of such service provide and maintain steamboats or other passengers vessels, piers, landing stages, ticket offices, waiting-rooms and such other facilities and equipment as the Corporation may deem necessary for the operation of the said passenger service;

(*b*) demand and take such fares, and charges as they think fit for the use of the said passenger service and issue season and other tickets in connection therewith and, generally, exercise all such powers as may be necessary for carrying on the said passenger service;

(*c*) on any land belonging to them adjoining Loch Katrine provide, erect, maintain and carry on tea rooms, refreshment rooms (other than for the supply of excisable liquor) lavatories, shelters, car parks and other places and conveniences for the use, accommodation and recreation of the inhabitants of and visitors to the district and demand and take such charges as they may think fit in respect thereof;

(*d*) make regulations for the management regulation and control of the said passenger service and of the facilities and conveniences provided by them under this section and for regulating the conduct of the officers and servants employed by them in connection therewith and of persons making use of the said passenger service and the said facilities and conveniences:

Provided that nothing in this section shall affect the powers of the Minister of Transport under Part III or Part V of the Merchant Shipping Act, 1894 as amended or extended by any subsequent enactment.

1894 c. 60.

Power to enter into agreements as to provision of passenger service on Loch Katrine, etc.

39. The Corporation may make and carry into effect agreements with any person for the provision by such person on such terms and conditions and for such periods as may be agreed of a service for the conveyance of passengers and passengers' luggage and parcels on

Loch Katrine and of any other facilities and conveniences which the Corporation are empowered to provide under the immediately preceding section of this Order. PART II —*cont.*

H. Miscellaneous

Dwelling-houses for water undertaking employees.

40. The Corporation may erect, purchase or take on lease dwelling-houses for such of the persons employed by them for the purposes of the water undertaking as require in consequence of the nature of their duties to reside in close proximity to the places where they are employed.

Development of lands forming part of water undertaking.

41.—(1) The Corporation may do all things necessary for the utilisation and development (including the afforestation) of any lands and estates acquired or to be acquired by them for the purposes of or in connection with the water undertaking and, notwithstanding anything contained in this Order or any other enactment, or in any deeds relating to the water undertaking they may deal with the said lands and estates as absolute proprietors and exercise in connection therewith, either by themselves or their tenants, all the rights of absolute proprietors including the rights of sporting, fishing and boating thereon and therein and may apply the revenue of the water undertaking in payment of any expenses connected with the utilisation, development, management and maintenance of the said lands and estates and the exercise of such rights.

(2) The Corporation may enter into agreements with the Forestry Commissioners with respect to the management or supervision by the Forestry Commissioners of any woods or forests of the Corporation on any of the said lands and estates and with respect to the planting or afforestation of any of the said lands and estates.

(3) The exercise of the powers conferred on the Corporation by this section with respect to the afforestation of the said lands and estates shall be deemed to be a purpose of this Order to which capital may be applied.

(4) The powers conferred on the Corporation by this section, so far as involving the expenditure of capital moneys, shall not be exercised except with the consent of the Secretary of State.

Power to utilise water power at waterworks.
1943 c. 32.
1947 c. 54.

42.—(1) Subject to the provisions of section 22 of the Hydro-Electric Development (Scotland) Act, 1943, as amended by the Electricity Act, 1947, the Corporation may, for the purposes of the water undertaking, develop and utilise any water power available as a consequence of the construction and operation of any of the waterworks forming part of the water undertaking for the purposes of generating electricity and may provide, install, erect, and maintain and from time to time replace, renew or repair all such buildings, generating plant, machinery and works, and electric lines and cables, as may be required by the Corporation to enable them to generate electricity by means of such water power and to transform and transmit such electricity.

(2) The Corporation may utilise the electricity generated under the powers of this section for the purposes of the water undertaking including the supply (on such terms and conditions as the Corporation think fit) of electricity to dwelling-houses belonging to them and for the time being occupied by persons employed by them in connection with the water undertaking:

PART II —*cont.*

Provided that no such dwelling-house shall be supplied with electricity as aforesaid without the consent in writing of the North of Scotland Hydro-Electric Board which consent shall not be unreasonably withheld and any question as to whether such consent has been unreasonably withheld shall be determined by the Secretary of State.

1909 c. 34.

(3) Notwithstanding anything in section 23 of the Electric Lighting Act, 1909, or in any other enactment the Corporation may enter into and carry into effect contracts or agreements with the North of Scotland Hydro-Electric Board for or with respect to the supply by the Corporation of electricity generated by them under the powers of this section to the said Board at such price and on such terms and conditions as may be agreed.

Use of houses at Loch Katrine.

43. Notwithstanding anything in any enactment a member of the Corporation shall not by reason only of the fact that he, by himself or his family, occupies any of the following furnished houses at Loch Katrine forming part of the water undertaking, namely, Royal Cottage, Brenahoil Lodge, Stronachlachar House and Stronachlachar Lodge under any lease (which the Corporation are hereby authorised to grant to him at a rent not less than that at which such house might reasonably be expected to let) be disqualified from being nominated or elected and from being or continuing a member of the Corporation or any committee thereof.

Service of summonses.

44. Any summons relating to any water charges leviable under this Order or under the Water Acts may (without prejudice to the provisions of any other enactment applicable to the service thereof) be served by being delivered at the office or place of business or residence of the person against whom such summons is raised or if such office or place of business or residence is not known such summons may be served by being left at the premises in respect of which the charges are leviable.

For protection of Postmaster General in respect of Part II.

45. Any electrical works or telephone or telegraph posts, wires, conductors or apparatus made, laid down, erected or maintained under the provisions of the repealed Acts shall not be used in contravention of the exclusive privilege conferred upon the Postmaster General by the Telegraph Act, 1869, and shall be so maintained and used as to prevent interference with any telegraphic line (as defined by the Telegraph Act, 1878) belonging to or used by the Postmaster General or with telegraphic communication by means of any such line.

1869 c. 73.

1878 c. 76.

PART III

TRANSPORT

A. Definitions and vesting

Definitions for Part III of Order.

46. The following words and expressions in this Part of this Order have, unless there is something in the subject or context repugnant to such construction, the meanings hereby assigned to them, that is to say:—

"Minister" means the Minister of Transport;

1870 c. 78.

"Act of 1870" means the Tramways Act, 1870;

1954 c. 64.

"Act of 1954" means the Transport Charges &c. (Miscellaneous Provisions) Act, 1954;

PART III —*cont.*

"subway" and "subway undertaking" mean respectively the subway and the subway undertaking as existing at the commencement of this Order;

"transport undertaking" means the transport undertaking of the Corporation and includes all omnibuses and trolley vehicles for the time being belonging to the Corporation and the subway and all lands, properties, works, apparatus, appliances, servitudes, rights, powers and privileges for the time being belonging to or held, used or enjoyed by the Corporation for the purposes of this Part of this Order and all works, apparatus and appliances constructed or erected in connection with the former tramways of the Corporation under the authority of the repealed Acts and existing at the commencement of this Order;

"trolley vehicle" has the same meaning as in the Road Traffic Act, 1960; 1960 c. 16.

"trolley vehicle undertaking" means the trolley vehicle undertaking of the Corporation.

Vesting of transport undertaking.

47. Subject to the provisions of this Order, the transport undertaking as it is used and enjoyed by and vested in the Corporation at the commencement of this Order shall be and continue to be vested in the Corporation and held, used and enjoyed by them.

Meaning of "tramway undertaking" in city Acts.

48. References in the city Acts and in any byelaws, rules and regulations made thereunder to the tramway undertaking shall be deemed to be references to the transport undertaking.

B. Omnibuses

Power to run public service vehicles. 1930 c. 43.

49. Notwithstanding the repeal of the repealed Acts, the Corporation shall be deemed to be a local authority authorised to run public service vehicles in pursuance of Part V of the Road Traffic Act, 1930.

C. Trolley vehicles

Power to continue trolley vehicles.

50. Notwithstanding the repeal of the repealed Acts the Corporation may continue to maintain the trolley vehicle routes which are shortly described in Schedule 2 to this Order and to work and run trolley vehicles thereon.

Minister may authorise new trolley vehicle routes.

51.—(1) (*a*) If at any time hereafter the Corporation desire to provide, equip, maintain and use trolley vehicles upon any street within the city not forming part of any trolley vehicle route for the time being authorised they may make application to the Minister and the Minister is hereby empowered to make an order authorising the provision, equipment, maintenance and use by the Corporation of trolley vehicles subject to such conditions and restrictions (if any) as he may think fit upon any street to which such application relates and containing such incidental provisions as the Minister may deem expedient.

(*b*) Any trolley vehicle route and the powers relating thereto authorised by the Minister under this section shall form part of the transport undertaking.

(2) Any order made under this section shall be subject to special parliamentary procedure and the provisions set out in section 10 of

PART III —*cont.*

the Statutory Orders (Special Procedure) Act, 1945, relative to the notices to be given and other requirements to be complied with before an order is made shall in their application to any such order have effect as if there were included a provision requiring the Corporation to comply with any direction which may be given by the Minister as to posting and maintaining of notices giving the purport of the application in relation to any street to which it relates in that street:

1945 c. 18.

Provided that nothing in this section or in any order made thereunder shall authorise the Corporation to manufacture trolley vehicles except to the extent authorised by section 72 (Power to manufacture bodies of omnibuses and trolley vehicles) of this Order.

(3) The expression "Act of Parliament" in section 7 of the Telegraph Act, 1878 (which makes provision as to work done in pursuance of Acts of Parliament involving any telegraphic lines), shall be construed as including any order made under this section authorising the execution of works.

1878 c. 76.

Application of certain provisions of Tramways Act, 1870, to trolley vehicles.

52.—(1) The following provisions of the Act of 1870 (so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Order) are hereby incorporated with this Part of this Order and shall apply to the trolley vehicles forming part of the transport undertaking and shall be read and have effect as if the works to be constructed in the streets or roads for moving the trolley vehicles by electrical power were tramways and as if the said trolley vehicles were carriages used on tramways, that is to say:—

Part II (Construction of tramways), except sections 25, 28, 29, subsections (1) and (5) of section 30, and 32:

Section 41 (Tramways to be removed in certain cases):

Section 45 (Tolls &c.):

Section 49 (Penalty for obstruction of promoters in laying out tramway):

Section 50 (Penalties for wilful injury or obstruction to tramways &c.):

Section 51 (Penalty on passengers practising frauds on the promoters):

Section 53 (Penalty for bringing dangerous goods on the tramway):

Section 57 (Right of user only):

Section 60 (Reserving powers of street authorities to widen &c. roads): and

Section 61 (Power to local or police authorities to regulate traffic in roads):

Provided that for the purposes of such incorporation the provisions of the Act of 1870 specified in Schedule 3 to this Order shall have effect subject to the modifications thereon or additions thereto described in the said schedule.

(2) Nothing in this section shall be deemed to exclude a trolley vehicle from the provisions of the Roads and Bridges (Scotland) Act, 1878, as to the side of the road on which any carriage is to be kept.

1878 c.51.

PART III —*cont.*

53. The Corporation shall not discontinue the working and running of trolley vehicles along any trolley vehicle route outwith the city upon which a service of trolley vehicles has been provided by the Corporation under the repealed Acts or this Part of this Order without the consent of all the local authorities within whose districts such route is situate:

Trolley vehicles services not to be discontinued without consent.

Provided that such consent shall not be unreasonably withheld and any question whether or not such consent has been unreasonably withheld shall be determined by the Minister whose decision shall be final.

54. Nothing in this Order shall in any way affect the duties of excise now payable by law on licences to be taken out for trolley vehicles authorised by this Order as hackney carriages.

Licence duties on trolley vehicles.

55. If any obstruction to the traffic on any of the trolley vehicle routes of the Corporation is caused by an accident to any vehicle or by any vehicle breaking down or any load falling from a vehicle, the person in charge of the vehicle shall forthwith remove the vehicle or load so as to prevent the continuance of the obstruction, and if he fails to do so the Corporation may remove the vehicle or load and may remove any other obstruction of the like character to such traffic and may provide and use all necessary plant and apparatus and take all necessary steps to remove any such obstruction, and may recover the reasonable cost of so doing from the owner of the vehicle.

Removal of obstructions.

56. The Corporation may make, vary or repeal byelaws for all or any of the following purposes, that is to say:—

Byelaws by Corporation as to trolley vehicles, etc.

(1) for licensing trolley vehicles and the drivers, motormen and conductors in charge of or using such trolley vehicles;

(2) for regulating the duties of drivers, motormen, conductors and other servants in connection with the trolley vehicle undertaking;

(3) for regulating the rate of speed to be observed by the trolley vehicles subject as hereinafter provided in section 57 (As to speed of trolley vehicles) of this Order;

(4) for regulating the distance at which trolley vehicles shall be allowed to follow one after the other;

(5) for regulating the stopping of trolley vehicles;

(6) for preventing the commission of any nuisance in or upon the trolley vehicles or in or against any premises in connection with the trolley vehicle undertaking;

(7) for regulating the travelling in or upon the trolley vehicles.

57. No byelaw made under this Order by the Corporation with respect to the rate of speed to be observed by the trolley vehicles shall sanction a higher rate of speed than that prescribed for trolley vehicles by any regulation or byelaw made by the Minister but the Corporation may if they think fit restrict the rate of speed to a lower rate than that so prescribed.

As to speed of trolley vehicles.

58. Notwithstanding the provisions relating to hackney carriages or stage coaches contained in any Act of Parliament (other than an Act relating to Inland Revenue) or in any byelaw made under any Act of Parliament, it shall not be necessary for trolley vehicles or for

Trolley vehicles, etc., not to be licensed.

PART III —*cont.*

the drivers, motormen or conductors in charge thereof to be licensed except in accordance with the byelaws (if any) made by the Corporation under this Order:

Provided that nothing in this section shall be in derogation of the provisions of Part II of the Road Traffic Act, 1960, or of sections 5 to 9 inclusive, of the Road Traffic Act, 1962.

1960 c. 16.
1962 c. 59.

Regulations by Minister.

59.—(1) Subject to the provisions of this Order, the Minister may make regulations with regard to the trolley vehicles forming part of the trolley vehicle undertaking upon which mechanical power may be used for all or any of the following purposes, that is to say:—

(*a*) for regulating the use of any bell or other warning apparatus fixed to such trolley vehicles;

(*b*) for providing that such trolley vehicles shall be brought to a stand at such places and in such cases as the Minister may deem proper for securing safety;

(*c*) for regulating the entrances to and exits from such trolley vehicles;

(*d*) for providing for the due publicity of all byelaws and mechanical power regulations in force for the time being in relation to the trolley vehicle undertaking by exhibition of the same in conspicuous places on such trolley vehicles and elsewhere.

(2) Any person offending against or committing a breach of any of the regulations made by the Minister under the authority of this section shall be guilty of an offence and for every such offence shall be liable on summary conviction to a fine not exceeding forty shillings.

Mechanical power.

60. The trolley vehicles may be moved by mechanical power subject to the following provisions, that is to say:—

(1) Mechanical power shall not be used except with the consent of and according to a system approved by the Minister:

(2) The Minister may make regulations (in this Part of this Order referred to as "the Mechanical Power Regulations") for securing to the public all reasonable protection against danger arising from the use of mechanical power on the trolley vehicles and for regulating the use of electric power:

(3) The Corporation or any person using any mechanical power on the trolley vehicles contrary to the provisions of any of the Mechanical Power Regulations shall be guilty of an offence and for every such offence shall be liable on summary conviction to a fine not exceeding ten pounds and to a daily fine not exceeding five pounds:

(4) (*a*) The Minister, if he is of opinion—

(i) that the Corporation or any person using mechanical power has made default in complying with the provisions of the Mechanical Power Regulations whether a fine in respect of such non-compliance has or has not been recovered; or

PART III —*cont.*

(ii) that the use of mechanical power is a danger to the passengers or the public;

may by order either direct the Corporation or such person as the case may be to cease to use mechanical power or permit the use of mechanical power to be continued subject to such conditions as the Minister may impose and the Corporation or such person as the case may be shall comply with every such order;

(*b*) In every such case the Minister shall make a special report to Parliament notifying the making of such order.

Use of electrical power.

61. The following provisions shall apply to the use of electrical power under this head of this Part of this Order unless such power is entirely contained in and carried along with the trolley vehicles, that is to say:—

(1) The Corporation shall employ either insulated returns or uninsulated metallic returns of low resistance:

(2) The Corporation shall take all reasonable precautions in constructing, placing and maintaining their electric lines and circuits and other works of all descriptions, and also in working the trolley vehicle undertaking so as not injuriously to affect by fusion or electrolytic action any gas or water pipes or other metallic pipes, structures or substances or to interfere with the working of any wire, line or apparatus from time to time used for the purpose of transmitting electrical power or of telegraphic, telephonic or electric signalling communication or the currents in such wire, line or apparatus:

(3) The electrical power shall be used only in accordance with the Mechanical Power Regulations and in such regulations provision shall be made for preventing fusion or injurious electrolytic action of or on gas or water pipes or other metallic pipes, structures or substances and for minimising as far as is reasonably practicable injurious interference with the electric wires, lines and apparatus of other parties and the currents therein, whether such lines do or do not use the earth as a return:

(4) The Corporation shall be deemed to take all reasonable precautions against interference with the working of any wire, line or apparatus if and so long as they adopt and employ at the option of the Corporation either such insulated returns or such uninsulated metallic returns of low resistance and such other means of preventing injurious interference with the electric wires, lines and apparatus of other parties and the currents therein as may be prescribed by the Mechanical Power Regulations and in prescribing such means the Minister shall have regard to the expense involved and to the effect thereof upon the commercial prospects of the trolley vehicle undertaking:

(5) In its application to any existing trolley vehicle route, or to any trolley vehicle route authorised by the Minister under the provisions of section 51 (Minister may authorise new trolley vehicle routes) of this Order, the provisions of this section shall

PART III —*cont.*

not, after the expiration of two years from the commencement of the working of such trolley vehicle route, operate so as to give any right of action in respect of injurious interference with any electric wire, line or apparatus or the currents therein, unless in the construction, erection, maintaining and working of such wire, line and apparatus, all reasonable precautions including the use of an insulated return have been taken to prevent injurious interference therewith, and with the currents therein by or from other electric currents:

(6) If any difference arises between the Corporation and any other party with respect to anything hereinbefore in this section contained, such difference shall unless the parties otherwise agree, be determined by an arbiter to be appointed by the Minister, and the cost of such determination shall be in the discretion of the arbiter.

As to electrical works.

62.—(1) The Corporation may in, under or over the surface of the streets or roads along or adjoining those along which they are authorised to work trolley vehicles or in which it may be necessary so to do in order to connect the apparatus and equipment for working such vehicles with any generating station, or to connect generating stations, place, erect and maintain all necessary and proper standards, brackets, conductors, mains, cables, wires, posts, poles, pillars and any other necessary or convenient apparatus and equipment for the purpose of working the trolley vehicles by electrical power, and may for that purpose, subject to the provisions of Part II of the Act of 1870 as modified by section 52 (Application of certain provisions of Tramways Act, 1870, to trolley vehicles) of this Order, and to the provisions of this Part of this Order, open and break up any such street or road and any sewers, drains, water or gas pipes, tubes, wires, telephonic and telegraphic apparatus therein or thereunder, and may supply electrical energy for the purposes of working and lighting the trolley vehicles:

1870 c. 78.

Provided that no post or other apparatus shall be erected by the Corporation on the carriageway, except with the consent of the Minister.

(2) Nothing in this Part of this Order shall extend to or authorise any interference with any works of any undertakers within the meaning of the Electric Lighting Act, 1882, to which the provisions of section 15 of that Act apply, except in accordance with and subject to the provisions of that section.

1882 c. 56.

(3) The Corporation may also adapt and use for the purpose of working trolley vehicles any apparatus and equipment already provided by them for working tramways under the repealed Acts.

(4) If it is necessary for the efficient working of the trolley vehicles to have transforming and converting sub-stations, the Corporation may by agreement with the owners of the land or with the road authority concerned, construct and maintain on land or in or under any public street or road transforming and converting sub-stations, or either of them, and other works in connection therewith for the purposes of working the trolley vehicles, and may in any such land, street or road provide and maintain all such means of access and

approach to such sub-stations and works as may be necessary or convenient, and the Corporation shall have the right of supplying electrical energy at or from such sub-stations for the purpose of working and lighting the trolley vehicles.

(5) In this section the expression " generating station " includes any station for generating, transforming, converting or distributing electricity.

Protection of Minister of Public Building and Works.

63. The Corporation shall not, except with the approval of the Minister of Public Building and Works, erect any generating station or take a supply of energy for traction purposes from any generating station situate within a distance of three hundred yards from any part of the grounds of Glasgow Cathedral unless the site for such generating station is specified in an Act of Parliament or in an Order confirmed by or having the effect of an Act of Parliament:

Provided always that this section shall not apply to any sub-station for the transformation and distribution of electrical power.

Corporation to have exclusive right of using apparatus for working trolley vehicles.

64.—(1) Subject to the provisions of this Part of this Order the Corporation shall have the exclusive right of using any apparatus provided, erected or maintained by them for the purpose of working trolley vehicles.

(2) Any person using the said apparatus (except by agreement with the Corporation) shall be guilty of an offence and for every offence shall be liable on summary conviction to a fine not exceeding twenty pounds.

Approval of vehicles by Minister of Transport.

65. The trolley vehicles and the electrical equipment thereof forming part of the trolley vehicle undertaking shall be of such form, construction, weight and dimensions as the Minister may approve and no trolley vehicle shall be used by the Corporation which does not comply with the requirements of the Minister.

Certification by Minister of Transport.

66. A trolley vehicle route shall not be opened for public traffic until it has been certified to be fit for such traffic by the Minister.

Purchase, etc., of mechanical power, etc.

67. The Corporation may contract and agree with any person for the sale, lease or supply to the Corporation of such mechanical power and of such buildings, works, plant, apparatus, engines and appliances as may be necessary for the trolley vehicle undertaking.

For protection of British Railways and British Waterways Boards in respect of trolley vehicle undertaking.

68. The following provisions for the protection of the British Railways Board and the British Waterways Board (hereinafter in this section called for their respective interests " the Board") shall (without prejudice to anything in section 145 (For protection of British Railways and British Waterways Boards in relation to existing works) or section 146 (For protection of British Railways and British Waterways Boards in relation to the execution of works under Order) of this Order), unless otherwise agreed in writing between the Corporation and the Board, apply and have effect in relation to the trolley vehicle undertaking, that is to say:—

(1) All apparatus and equipment forming part of the trolley vehicle undertaking (hereinafter in this section referred to as

PART III —*cont.*

" trolley vehicle equipment ") existing before the commencement of this Order shall, where the same has been erected or placed upon, across, under or over any bridge or the approaches thereto or other work belonging to or maintainable by the Board or which will otherwise affect the same, shall be maintained according to plans and particulars to be previously submitted to and approved by the Board or in the case of difference between the Board and the Corporation settled by arbitration:

Provided that if the Board shall not within twenty-one days from the delivery of such plans and particulars signify their approval or disapproval thereof they shall be deemed to have approved thereof;

(2) The Corporation shall so maintain and use all trolley vehicle equipment as not to affect injuriously the structure of any such bridge or approaches or other work and in the event of any injury being occasioned to such bridge or approaches or work by the maintenance, user or removal of the apparatus and equipment upon, across, under or over the same the Board may make good the injury and may recover from the Corporation the reasonable expense of so doing;

(3) The Corporation shall bear and on demand pay to the Board the reasonable expense (if any) incurred by the Board of and in connection with the employment by the Board during the repair by the Corporation of any trolley vehicle equipment affecting any railway, canal, bridge or other work belonging to or maintainable by the Board of such inspectors, signalmen and watchmen as may be necessary for inspecting, watching and protecting the said railways, canals and works and the conduct of the traffic thereon with reference to and during the repair of any trolley vehicle equipment and for preventing all interference, obstruction, danger and accident from any of the operations or from the acts or defaults of the Corporation or their contractors or any person in the employment of either of them or otherwise;

(4) The Corporation shall not in any manner in the maintenance or repair of any trolley vehicle equipment obstruct or interfere with the free uninterrupted and safe user of any railway or canal belonging to or maintainable by the Board or any traffic thereon;

(5) If the Board shall hereafter require to widen, lengthen, strengthen, reconstruct, alter or repair any of their bridges, approaches or other works under or upon which any trolley vehicle equipment is laid or to widen or alter any railway or canal thereunder or thereover the Corporation shall afford to the Board all reasonable and proper facilities for the purpose and if it shall be necessary for such purpose that such equipment be taken up, diverted or removed and if the Board accordingly give to the Corporation twenty-eight days' notice in writing (or in case of emergency such notice as may be reasonably practicable) requiring such taking up,

PART III —*cont.*

diversion or removal then the working or user of such part of such equipment shall be stopped or delayed or such part thereof shall be taken up, diverted or removed as stated in such notice at the reasonable expense of the Corporation and under their superintendence (if they shall give such superintendence) but no such working or user shall be stopped or delayed for a longer period than may be absolutely necessary for effecting such purpose as aforesaid and such part of such equipment shall be restored with all practicable despatch and the Board shall not be liable to pay compensation in respect of such stoppage, delay or taking up, diversion or removal. Any extra expense which the Board may incur in carrying out such operations by reason of the existence of such trolley vehicle equipment shall be paid by the Corporation as such extra expense may, in the event of any difference of opinion, be determined by arbitration;

(6) If and when the Board require to reconstruct, alter, repair or paint any bridge under which any electric wire of the Corporation has been placed the Corporation shall, in order to ensure the safety of the workmen employed in such reconstruction, alteration, repairing or painting, cut off the electric current from the trolley wires under such bridge at such time as shall be agreed between the Corporation and the engineer of the Board or, failing agreement, as shall be determined by arbitration unless the Corporation have previously adopted some other means of protection for workmen which has been approved by the said engineer:

Provided that the Corporation shall not be required to cut off the electric current at any time for a longer period than shall be absolutely necessary for effecting the purpose of the Board;

(7) If, having regard to the proposed position of any trolley vehicle equipment when considered in relation to the position of the works of the Board at any point where any such equipment will be constructed over or under any railway or other works of the Board, it becomes necessary, in order to avoid danger from the breaking or falling of wires for any electric, telegraphic, telephonic or signal wires or apparatus or electrical works or apparatus, for traction purposes of the Board to be altered the Board may execute any works reasonably necessary for such alteration and the reasonable expense of so doing shall be repaid to the Board by the Corporation;

(8) The Corporation shall not make any additional attachments to any part of any bridge, station, depot or other property forming part of the railways or canals of the Board without the consent in writing of the engineer of the Board, which consent shall not be unreasonably withheld, and such attachments, if allowed, shall be temporarily removed at any time

PART III —*cont.*

when reasonably required by the said engineer in connection with the maintenance and reconstruction or alteration of any such bridge, station, depot or other property;

(9) If any difference arises between the Corporation and the Board under this section the same shall be settled by arbitration.

D. Omnibuses and trolley vehicles (miscellaneous provisions)

Attachment of signs indicating stopping places to lamp-posts, etc.

69.—(1) The Corporation may with the consent of the road authority erect poles, standards or other similar erections on or in the road on or near to the route of any of their trolley vehicles or omnibuses, and may attach thereto signs or directions indicating the position of stopping places on such routes, or the Corporation may attach to any lamp-post, pole, standard or other similar erection on or in the road on or near to the route of any such trolley vehicles or omnibuses such signs or directions:

Provided that in cases where the Corporation are not the owners of such lamp-post, pole, standard or other similar erection they shall give notice in writing of their intention to attach thereto any such sign or direction and shall make compensation to the owner for any damage or injury occasioned to such lamp-post, pole, standard or other similar erection by such attachment, and the Corporation shall indemnify the said owner against any claim for damage occasioned to any person or property by or by reason of such attachment.

(2) Nothing in this section shall be deemed to require the said owner to retain any such lamp-post, pole, standard or other similar erection when no longer required for his purposes.

(3) The Corporation shall not attach any such sign or direction to any pole, post or standard belonging to the Postmaster General except with his consent in writing.

(4) (*a*) The Corporation shall not attach any such sign or direction to any lamp-post, pole, standard or other similar erection belonging to—

(i) the British Railways Board; or

(ii) any local authority outwith the city

without the consent of the said board or of such local authority as the case may be.

(*b*) Any consent required under this subsection shall not be unreasonably withheld, and any question as to whether or not any such consent is unreasonably withheld shall be determined by arbitration.

Cutting trees overhanging highways.

70. The Corporation may cut and lop any trees planted in or overhanging any road forming part of a trolley vehicle route or along which their omnibuses run, which may in any way interfere with the construction or working of the trolley vehicle undertaking or with the clear and safe passage of the trolley vehicles or the omnibuses, doing no unnecessary damage to the trees and making compensation to any person who may sustain injury by the exercise of the powers conferred by this section, the amount of such compensation to be determined in default of agreement by arbitration:

PART III —*cont.*

Provided that except in cases of emergency the Corporation shall give written notice to the owners or reputed owners or their known agents or factors eight days before exercising the said powers.

Restricting running of omnibuses in competition.

71.—(1) If and so long as the Corporation provide an adequate service of trolley vehicles or omnibuses or an adequate service of trolley vehicles and omnibuses along the route or part of the route of any of their tramways as existing or authorised at the 1st August, 1930, in the city (such route or part of such route being in this section called " a protected route ") it shall not be lawful except as hereinafter in this section provided or in pursuance of any agreement entered into by the Corporation under the provisions of section 105 (Working and other agreements) of the Road Traffic Act, 1930, for any other local authority or any company, body or person (other than the British Railways Board acting in pursuance of statutory powers vested in them and existing at 1st August, 1930) to run omnibuses along a protected route or along any route within the city in competition therewith, as the case may be:

1930 c. 43.

Provided that if any question arises between the Corporation and any such authority, company, body or person as to whether any route is competitive such question shall on the application of either of the parties be determined as hereinafter in this section provided.

(2) Any failure on the part of the Corporation to afford an adequate service as aforesaid along a protected route which is due to strikes, unforeseen accidents or circumstances beyond the control of the Corporation shall not entitle any such authority, company, body or person to run omnibuses along a protected route or along any route within the city in competition therewith as the case may be.

(3) The Traffic Commissioners shall on receiving any application (otherwise than from the British Railways Board acting in pursuance of statutory powers as aforesaid) for a licence for an omnibus to ply for hire in the city forthwith give notice in writing to the Corporation of the application and shall, when considering such application, have regard to the provisions of this section and shall also consider any objections or representations submitted by the Corporation with reference to such application:

Provided that the right of the applicant for the licence to appeal to the Minister from the decision of the Traffic Commissioners under section 143 of the Road Traffic Act, 1960, shall not be affected but the Minister in making any order under that section shall have regard to the provisions of this section.

1960 c. 16.

(4) The Traffic Commissioners shall, on the application of the Corporation (subject to any rights possessed by the Traffic Commissioners to approve or disapprove the fitness of vehicles for which a licence to ply for hire is desired) grant to the Corporation such number of licences for omnibuses to ply for hire as the Corporation may from time to time reasonably require in order to provide an adequate service of omnibuses along a protected route. If any dispute shall arise between the Corporation and the Traffic Commissioners as to what number of licences are reasonably required by the Corporation the dispute shall be referred to the Minister whose decision shall be final.

PART III —*cont.*

(5) Any question at any time arising as to whether or not the Corporation are providing an adequate service as aforesaid along a protected route or whether there is or would be any such competition as aforesaid shall be determined by the Minister on the application of any interested party, and the Minister shall have power to make such order thereon as he thinks fit. Any order made by the Minister under this section shall be final and binding on the parties affected thereby and not subject to appeal to any court and shall be enforceable at the instance of the Minister or of the Corporation or of the Traffic Commissioners or of such applicant for a licence, as the case may be, by summary application to the Court of Session.

(6) Nothing in this section shall be deemed—

(*a*) to restrict the running of any omnibus by any such authority, company, body or person along a protected route or along any route within the city in competition therewith if no passenger conveyed by such omnibus is on any one journey both taken up on a protected route or on any route within the city in competition therewith and set down on a protected route or on any route within the city in competition therewith; or

(*b*) to prevent the grant or renewal of any licence to ply for hire with an omnibus on the condition that no passenger conveyed by the omnibus to which the licence relates shall on any one journey be both taken up on a protected route or on any route within the city in competition therewith and set down on a protected route or on any route within the city in competition therewith.

(7) References to the city in this section shall be deemed to be references to the city as existing before the 22nd December, 1937.

Power to manufacture bodies of omnibuses and trolley vehicles.

72. The Corporation may for the purposes of the transport undertaking manufacture the bodies of omnibuses and trolley vehicles.

Cloakrooms, etc.

1895 c. cxliii.

73. The provisions of section 29 (Erection of waiting rooms, &c., in streets) of the Glasgow Corporation and Police Act, 1895, shall extend and apply to any places on the trolley vehicle routes or omnibus routes of the Corporation, but the Corporation shall not use for the purposes of that section any part of the road or exercise the powers of this section without the consent of the road authority.

Through omnibuses and trolley vehicles.

74.—(1) The Corporation may run through omnibuses and trolley vehicles on any omnibus or trolley vehicle routes of the Corporation for the time being, or any part thereof, and such omnibuses and trolley vehicles shall be distinguished from other omnibuses and trolley vehicles in such manner as may be directed by the Corporation.

(2) The Corporation may demand and take for every passenger by such omnibuses and trolley vehicles a fare or charge not exceeding the maximum fare or charge authorised or chargeable for and in respect of the whole of such route or the whole of the portion thereof traversed by any such omnibuses and trolley vehicles:

PART III —*cont.*

Provided that during the running of such through omnibuses and trolley vehicles the Corporation shall maintain a reasonably sufficient ordinary service of omnibuses or trolley vehicles.

(3) Nothing in subsection (2) of this section shall be in derogation of the provisions of section 2 of the Act of 1954.

Power to reserve omnibuses and trolley vehicles for special purposes.

75.—(1) Notwithstanding anything in this Order, the Corporation may on any occasion run and reserve omnibuses or trolley vehicles within the city for any special purpose which the Corporation may consider necessary or desirable, provided that such special omnibuses and trolley vehicles shall be distinguished from other omnibuses and trolley vehicles in such manner as may be directed by the Corporation, and that during the running of such special omnibuses or trolley vehicles the Corporation shall maintain a reasonably sufficient ordinary service of omnibuses or trolley vehicles.

(2) The Corporation may make byelaws and regulations for prohibiting the use of any such special omnibuses or trolley vehicles by any persons other than those for whose conveyance the same are reserved.

(3) The Corporation may demand and take such fares or charges as they think fit in respect of any such special omnibuses and trolley vehicles.

(4) Nothing in subsection (3) of this section shall be in derogation of the provisions of section 2 of the Act of 1954.

Power to require intending passengers to wait in lines or queues.

76. For the better regulation of persons desiring to travel on the trolley vehicles or omnibuses of the Corporation, the Corporation may erect and maintain barriers and posts at any stopping place or terminus on the routes thereof, and for that purpose may use any street or road within the city and (with the consent of the road authority) outside the city and the Corporation may make bye-laws requiring persons waiting to enter the trolley vehicles or omnibuses at any stopping place or terminus to wait in lines or queues and to enter the trolley vehicles or omnibuses in the order in which they stood in such lines or queues:

Provided that the Corporation shall not exercise the powers of this section without the consent of the road authority.

Conveyance of mails. 1953 c. 36.

77. The Corporation shall perform in respect of their trolley vehicles and omnibuses all the services in regard to the conveyance of mails which are prescribed by the Post Office Act, 1953, in the case of a tramway to which that Act applies.

E. Protective provisions relating to trolley vehicles and omnibuses

Use of trolley vehicle posts by Postmaster General.

78.—(1) It shall be lawful for the Postmaster General in any street or part of a street in which he is authorised to place a telegraph to use for the support of such telegraph any posts and standards (with the brackets connected therewith) erected in any such street by the Corporation in connection with the trolley vehicle undertaking and to

PART III —*cont.*

lengthen, adapt, alter and replace such posts, standards and brackets for the purpose of supporting any telegraph and, from time to time, to alter any telegraph so supported subject to the following conditions:—

(*a*) in placing, maintaining or altering such telegraph no obstruction shall be caused to the traffic along any trolley vehicle route or the working or use of the trolley vehicle undertaking;

(*b*) (i) the Postmaster General shall give to the Corporation not less than twenty-eight days' notice in writing of his intention to exercise any of the powers of this section and shall in such notice specify the streets or parts of streets along which it is proposed to exercise such powers and the manner in which it is proposed to use the posts, standards and brackets and also the maximum strain and the nature and direction of such strain;

(ii) any difference as to any matter referred to in such notice shall be determined as hereinafter provided:

(*c*) unless otherwise agreed between the Postmaster General and the Corporation, the Postmaster General shall pay the expense of lengthening, adapting, altering or replacing under the provisions of this section any post, standard or bracket and the expense of providing and maintaining any appliances or making any alterations rendered necessary in consequence of the exercise of the powers of this section for the protection of the public or the unobstructed working or user of the trolley vehicle undertaking or to prevent injurious affection of the Postmaster General's telegraphs or any telegraphic or telephonic line or electrical apparatus of the Corporation or by any regulations which may from time to time be made by the Minister arising through the exercise by the Postmaster General of the powers conferred by this section:

(*d*) (i) unless otherwise agreed or in case of difference determined as hereinafter provided all telegraphs shall be attached to the posts, standards or brackets below the level of the trolley wires and on the side of such posts or standards farthest from the trolley wires;

(ii) any difference as to the conditions of attachment shall be determined as hereinafter provided:

(*e*) unless otherwise agreed a telegraph shall not be attached to any post or standard placed in or near the centre of any street or public road:

(*f*) the Postmaster General shall cause all attachments to posts, standards or brackets used by him under the powers of this section to be from time to time inspected so as to satisfy himself that the said attachments are in a proper condition and state of repair:

(*g*) the Postmaster General shall make good to the Corporation and shall indemnify them against any loss, damage or expense which may be incurred by them through or in consequence of the exercise by the Postmaster General of the powers

PART III —*cont.*

conferred upon him by this section unless such loss, damage or expense be caused by or arise from negligence on the part of the Corporation their officers or servants:

(*h*) the Postmaster General shall make such reasonable contribution to the original cost of providing and placing any post, standard or bracket used by him and also to the annual cost of the maintenance and renewal of any such post, standard or bracket as having regard to the respective interests of the Corporation and the Postmaster General in the use of the post, standard or bracket and to all the circumstances of each case may be agreed upon between the Postmaster General and the Corporation or (failing agreement) determined as hereinafter provided:

(*i*) the Corporation shall not be liable for any interference with or damage or injury to the telegraphs of the Postmaster General arising through the exercise by the Postmaster General of the powers conferred by this section and caused by the maintaining and working of the trolley vehicles or by any accident arising thereon or by the authorised use by the Corporation of electrical energy unless such interference, damage or injury be caused by negligence on the part of the Corporation their officers or servants:

(*j*) if it shall become necessary or expedient to alter the position of or remove any post, standard or bracket the Postmaster General shall upon receiving twenty-eight days' notice thereof at his own expense alter or remove the telegraph supported thereby or at his option retain the post, standard or bracket and pay the Corporation the value of the same:

Provided that if the Corporation, or the body having the control of the street in which such post, standard or bracket is situated, object to the retention of the post, standard or bracket by the Postmaster General a difference shall be deemed to have arisen and shall be determined as hereinafter provided.

(2) Nothing in this section shall prevent the Corporation from using their posts, standards or brackets for the support of any of their electric wires and apparatus whether in connection with the trolley vehicle undertaking or other municipal undertakings.

(3) All differences arising under this section shall be determined in manner provided by sections 4 and 5 of the Telegraph Act, 1878, for the settlement of differences relating to a street or public road. 1878 c. 76.

(4) In this section the expression " the Corporation " includes their lessees and the expression " telegraph " has the same meaning as in the Telegraph Act, 1869, and in this section other expressions have the same meaning as in the Telegraph Act, 1878. 1869 c. 73.

For protection of local authorities.

79. For the protection of the local authorities (each of which is in this section called for their respective interests " the authority ") for the burghs and districts beyond the city in which trolley vehicles are

PART III —*cont.*

or may be worked by the Corporation the following provisions shall unless otherwise agreed have effect and be binding on the Corporation as regards the trolley vehicles in the district of the authority, that is to say:—

(1) The Corporation shall erect the apparatus for the trolley vehicles in such a manner as will cause the least interference with the ordinary traffic on the roads:

(2) (*a*) The Corporation may provide and place appliances for or in connection with mechanical power traction in or under the roads but always in such a manner as will not interfere with the free and safe passage of ordinary traffic on such roads and the Corporation may also if necessary place poles, section boxes and appliances for carrying wires at the sides of those roads but the position, design and form of construction of such poles, boxes and appliances shall be subject to the approval of the authority;

(*b*) The Corporation shall immediately on the completion of their operations, which they shall be bound to carry out with all speed, restore to the satisfaction of the authority such portions of the footpaths with corresponding kerb and channel as may have been disturbed by their operations:

(3) The authority shall at all times have free access to and communication with all their sewers and drains and power to lay lateral and private drains to communicate therewith without the consent or concurrence of the Corporation:

(4) (*a*) The Corporation shall pay to the authority the costs and expenses which they may reasonably incur or be put to in superintending the works by this Order authorised and shall also pay to the authority any extra expense they may at any time be put to by reason of the existence of the trolley vehicle undertaking in respect of any construction, reconstruction, alteration, repair, connection, conversion, or otherwise upon or connected with bridges, culverts, mains, pipes, drains, sewers, tubes, wires, manholes, watercourses, or apparatus and generally in carrying into effect any of the powers to execute works vested in or conferred on the authority by any statutory enactment including any connections in the roads requiring to be made from properties ex adverso thereto:

Provided that the Corporation may, if they so desire, execute the whole or any part of the removal, construction or repair of the aforesaid works provided they do so forthwith on due notice from the authority and execute the work at the sight and to the satisfaction of the authority;

(*b*) For the purposes of this subsection the expression " the authority " includes the Airdrie Coatbridge and District Water Trustees and the Scottish Gas Board;

PART III —*cont.*

(5) Nothing contained in this Order shall prevent the authority or any person empowered by them at any future time from carrying out any works (including railway crossings) over, across or under the level of the roads on which the trolley vehicles are worked:

Provided that such works in their construction, maintenance or working shall not injuriously interfere with or affect the maintenance or operating of the trolley vehicles:

(6) For the purpose of the lighting of any road the authority shall upon giving reasonable notice to the Corporation have the right to use in such manner as may be approved of by the Corporation any poles or brackets erected by the Corporation and any additional cost which may thereby be imposed upon the Corporation shall be borne by the authority:

The authority shall in the event of such use make good any damage done by them or their workmen, servants or agents to any such poles or brackets or to the wires and fittings of the Corporation suspended therefrom or affixed thereto and shall indemnify and save harmless the Corporation from all claims and demands, actions, costs and expenses which the Corporation may incur by reason of or arising out of such user:

(7) If any post or overhead wire becomes, owing to the construction of any new road or otherwise in the opinion of the authority an obstruction the Corporation shall alter the position thereof in such a manner as the authority may direct but the Corporation may appeal against such direction to the Minister and the decision of the Minister shall be final:

(8) Any difference between the Corporation and any authority or any other person in connection with anything contained in this section shall failing agreement be determined by arbitration.

For protection of South of Scotland Electricity Board in respect of trolley vehicles. 1870 c. 78.

80. For the protection of the South of Scotland Electricity Board (hereinafter referred to as "the Board") the following provisions shall unless otherwise agreed in writing between the Corporation and the Board apply and have effect:—

(1) For the purposes of its incorporation with and application to this Part of this Order as provided by section 52 (Application of certain provisions of Tramways Act, 1870, to trolley vehicles) of this Order, section 30 of the Act of 1870 (which last-mentioned section is hereinafter referred to as "the section") shall be read and construed in relation to the Board as if—

(*a*) the words "gas or electricity" were inserted in lieu of the word "gas" wheresoever the same occurs in the section;

PART III —*cont.*

(*b*) the words "(the promoters paying the reasonable costs of any such superintendence to the Board)" were added after the word "engineer" in subsection (1) of the section;

(*c*) the Board were deemed to be a company for the purposes of the section:

(2) The reference to section 30 of the Act of 1870 contained in section 62 (As to electrical works) of this Order, shall be deemed to be a reference to the said section 30 as amended by subsection (1) of this section.

F. Fares and charges on omnibuses and trolley vehicles

Fares and charges and passengers' luggage on trolley vehicles and omnibuses.

81.—(1) Subject to the provisions of this Part of this Order the Corporation may demand and take for passengers and parcels, goods, articles or things carried on the trolley vehicles and omnibuses provided by the Corporation under this Order fares and charges not exceeding such maximum fares and charges as they may from time to time think fit.

(2) Every such passenger may take with him personal luggage not exceeding twenty-eight pounds in weight without extra charge:

Provided that such luggage is carried by hand and at the responsibility of the passenger and does not occupy any part of a seat required for a passenger and is not of a form or description likely to annoy or inconvenience other passengers.

(3) The Corporation may if they think fit convey on the trolley vehicles and omnibuses parcels, goods, articles or things not exceeding fifty-six pounds each in weight.

(4) Nothing in this section shall be in derogation of the provisions of the Act of 1954.

Fares to be paid as directed by Corporation.

82. The fares, rates and charges authorised under the provisions of any enactment (including this Order) shall be paid to such persons and in such manner as the Corporation may by notice annexed to the list of fares, rates and charges or otherwise appoint.

Concessionary fares.

83. The Corporation may continue to make such arrangements as immediately before the commencement of this Order they were authorised to make under subsection (3) of section 10 (Tramway fares etc.) of the Glasgow Corporation Order, 1952, and under the Public Service Vehicles (Travel Concessions) Act, 1955, for charging reduced fares to such classes of persons as they may think fit on the omnibuses and trolley vehicles forming part of the transport undertaking:

1955 c. 26.

Provided that in the case of the omnibuses forming part of the transport undertaking any such arrangements shall be subject to the approval of the Traffic Commissioners.

PART III
—*cont.*

G. Subway undertaking

Description of subways.

84.—(1) The subway shall comprise the two subways which are briefly described in Schedule 4 to this Order, both of which are together in this head of this Part of this Order referred to as " the subway ".

(2) (*a*) The subway shall consist of tunnels or covered ways, and shall have two lines of rails on the gauge of four feet, and shall be approached by means of staircases or shafts, with or without lifts.

(*b*) The traffic on the subway shall be restricted to the conveyance of passengers and parcels, in carriages or cars drawn or propelled by such means other than steam locomotives, as shall be approved from time to time by the Minister.

Fares and charges and passengers' luggage on subway.

85.—(1) The Corporation may demand and take for passengers and parcels, goods, articles or things carried on the subway, fares and charges not exceeding such maximum fares and charges as they may from time to time think fit.

(2) Every such passenger may take with him personal luggage not exceeding twenty-eight pounds in weight without extra charge:

Provided that such luggage is carried by hand and at the responsibility of the passenger and does not occupy any part of a seat required for a passenger and is not of a form or description likely to annoy or inconvenience other passengers.

(3) The Corporation may if they think fit convey on the subway parcels, goods, articles or things not exceeding fifty-six pounds each in weight.

Concessionary fares on subway.

86. The Corporation may make such arrangements for charging reduced fares on the subway to particular classes of persons as they are authorised to make on the omnibuses and trolley vehicles forming part of the transport undertaking.

Charges for extra services.

87. In addition to the fares and charges authorised by this head of this Part of this Order for the use of the subway, the Corporation may demand and take a reasonable sum for collecting or delivering parcels, and other services incidental to the business of a carrier, where such services respectively shall be performed by the Corporation.

Charges for lifts, cranes and weighing machines.

88. The Corporation may demand and take for the use in connection with the subway of any lifts, cranes or weighing machines erected by them, of and from the owner or person having charge of any articles or things raised or lowered, loaded or unloaded or weighed by means of the same, such reasonable charges as may, from time to time, be fixed by the Corporation.

PART III —*cont.*

Regulations as to payment of fares and charges.

89. The fares and charges by this head of this Part of this Order authorised to be demanded and taken by the Corporation for the use of the subway shall be paid to such persons and at such places on or near the subway, and in such manner, and under such regulations as the Corporation may by notice appoint.

List of fares and charges to be exhibited.

90. A list of the fares and charges authorised by this head of this Part of this Order to be demanded and taken for passengers, and which shall be charged by the Corporation from time to time, shall be exhibited for the convenience of passengers at each of the booking offices on the subway.

Protective provisions, etc., applicable to the subway.

91. The provisions set out in Schedule 5 to this Order shall extend and apply to the Corporation in relation to the subway as if the same had been enacted in and formed part of this Order.

H. Financial provisions

Application of transport revenue.

92.—(1) The revenue from the transport undertaking shall be applied annually in the following manner:—

(*a*) in maintaining the trolley vehicles and the omnibuses and the subway and other property forming part of the transport undertaking;

(*b*) in paying all working and other expenses properly chargeable to revenue;

(*c*) in providing the interest on any moneys raised or borrowed by the Corporation for the purposes of the transport undertaking together with the amount necessary to be paid into any sinking fund for the repayment of the moneys so raised or borrowed; and

(*d*) subject to the provisions of subsections (2) and (3) of this section in providing the sums necessary to meet depreciation;

and the surplus after providing such payments shall be carried to the credit of the common good to be applied at the discretion of the Corporation in extinction of debt or reduction of rates or for any other purpose to which the common good may competently be applied.

(2) Notwithstanding the provisions of paragraph (*d*) of the preceding subsection the Corporation shall not in the application of the revenue from the transport undertaking be required to provide any sum to meet depreciation in respect of any trolley vehicles or omnibuses or any other property forming part of the transport undertaking provided out of money borrowed by the Corporation for the repayment of which money, within a period representing the economic life of such property, provision has been made by the Corporation:

Provided that the Corporation may if they think fit continue to provide or may provide out of the revenue of the transport undertaking such sums as they may think fit to meet depreciation in respect

PART III —*cont.*

of the trolley vehicles or omnibuses or any of them and of any of such other property as aforesaid and any such sums shall be deemed to have been provided in accordance with paragraph (*d*) of the preceding subsection:

Provided further that where any of the said trolley vehicles or omnibuses or any such other property as aforesaid have or has been provided out of money borrowed by the Corporation for the repayment of which money within a period representing the economic life of such trolley vehicles or omnibuses or any such other property as aforesaid provision has not been made by the Corporation, the Corporation shall provide annually from the said revenue such sum to meet depreciation as shall be appropriate having regard to the economic life of the subjects for the provision of which the money has been borrowed.

Accounts of transport undertaking.

93. In the accounts of the Corporation relative to the transport undertaking the Corporation shall (so far as may be reasonably practicable) show in separate sections the revenue and expenditure in connection with—

(*a*) their trolley vehicles;

(*b*) their omnibuses; and

(*c*) the subway.

Annual accounts to be furnished to Minister of Transport.

94. The Corporation shall furnish to the Minister the annual accounts of the transport undertaking.

I. Miscellaneous and general

Application of Public Utilities Street Works Act, 1950.

95. For the removal of doubt it is hereby provided that apparatus forming part of the transport undertaking shall be apparatus to which section 26 of the Public Utilities Street Works Act, 1950, applies.

1950 c. 39.

Transport undertaking to continue part of common good.

96. The transport undertaking of the Corporation shall continue to be and shall be deemed always to have been part of the common good.

Leasing of transport undertaking, working agreements, etc.

97. Subject to the provisions of this Order the Corporation may subject to the approval of the Minister—

(1) lease the transport undertaking or any part thereof; and

(2) enter into and carry into effect agreements with any person for working the trolley vehicles or for all or any of the following purposes, that is to say:—

(*a*) the management, use, working and maintenance of the trolley vehicles and apparatus connected therewith;

PART III —*cont.*

(*b*) the supply of any trolley vehicles or working stock and of officers and servants for the conduct of the traffic on the trolley vehicle undertaking;

(*c*) the payments to be made and the conditions to be performed with respect to the matters aforesaid;

(*d*) the interchange, accommodation, conveyance and delivery of traffic coming from or destined for any service provided by any party to the agreement and the fixing and division between the contracting parties of the receipts arising therefrom;

(*e*) generally all matters incident to or consequent on the making or carrying into effect of any such agreement.

Power to acquire patent rights.

98. For the purpose of the transport undertaking the Corporation may acquire, hold, and exercise patent and other rights or licences, but not so as to acquire any exclusive right therein.

Power to make byelaws as to number of passengers on subway carriages.

99.—(1) The Corporation may make byelaws for regulating the number of passengers which may be carried seated and the number of passengers which may be carried standing on their subway carriages and such byelaws may prescribe as regards subway carriages of special construction a number of standing passengers greater than the number prescribed in the case of other subway carriages.

(2) All enactments and all orders, byelaws and regulations made thereunder restricting or prescribing the number of passengers which may be carried seated and the number of passengers which may be carried standing on subway carriages or making provision as to the number of seats to be provided for passengers shall in so far as inconsistent with any byelaws made by the Corporation under the powers of this section cease to apply to the Corporation and to the subway carriages of the Corporation.

Lost property on trolley vehicles and subway carriages. 1960 c. 16.

100. Paragraph (i) of section 160 of the Road Traffic Act, 1960, shall have effect as if the expression " public service vehicle " included any trolley vehicle and subway carriage of the Corporation and any regulations for the time being in force under the said section by virtue of the said paragraph shall with any necessary adaptations and subject to any express provision of the regulations be construed accordingly.

Definition of road authority for purposes of Part III of Order.

101. For the purposes of this Part of this Order the expression " road authority " means, with reference to any road or part of a road, the authority, company or person charged with or liable to contribute to the maintenance of such road or part of a road.

PART III —*cont.*

References to arbitration.

102. Any question or difference arising under this Part of this Order which is directed to be determined by arbitration shall unless it is otherwise in this Order specially provided be determined by an arbiter to be mutually agreed upon or, failing agreement, to be appointed by the Minister on the application of either party and the decision of such arbiter shall be final.

Inquiries by Minister of Transport.

1874 c. 40.

103. In respect of the exercise of any powers or duties conferred on the Minister or the giving by him of any consents under this Part of this Order the provisions of Part I of the Board of Trade Arbitrations &c. Act, 1874, shall apply as if the Minister were referred to therein in lieu of the Board of Trade and as if in section 4 of that Act the words "under the seal of the Minister" were substituted for the words "by writing under the hand of the President or of one of the Secretaries of the Board".

Continuation of scheduled agreement.

104. The agreement between the Corporation of the first part, Scottish Omnibuses Limited, W. Alexander and Sons Limited, Western S.M.T. Company Limited, Central S.M.T. Company Limited and David Lawson Limited of the second part and the British Transport Commission of the third part set out in Schedule 6 to this Order shall continue in force and effect shall be given thereto accordingly subject to such modifications (if any) as may from time to time be agreed upon between such parties:

Provided that the first schedule to the said agreement shall be read and have effect as if—

(1) for the words "Glasgow Road" in the second column thereof there were substituted the words "Rutherglen Road"; and

(2) for the words "Penman Avenue", "King's Road" and "Thornliebank Road" in the third column thereof there were substituted the words "Westmuir Place", "King Street" and "Spiersbridge Road" respectively.

Penalty for malicious damage.

105. If any person wilfully does or causes to be done with respect to any apparatus used for or in connection with the working of the transport undertaking anything which is calculated to obstruct or interfere with the working of such undertaking or to cause injury to any person he shall (without prejudice to any proceedings by way of interdict or otherwise to which he may be subject) be guilty of an offence and shall be liable on summary conviction to a fine not exceeding twenty pounds.

Saving for Road Traffic Acts.

1930 c. 43.
1960 c. 16.

106. Save as provided in section 71 (Restricting running of omnibuses in competition) of this Order, nothing in this Part of this Order shall be in derogation of the provisions of Part V of the Road Traffic Act, 1930, or of Part III of the Road Traffic Act, 1960.

PART III —*cont.*

For protection of Postmaster General in respect of trolley vehicle undertaking and the subway.

107.—(1) The following provisions shall have effect with respect to the trolley vehicle undertaking and the subway (hereinafter in this section together referred to as "the undertaking") so long as the same are worked by electricity, that is to say:—

(*a*) (i) The Corporation shall construct all electric lines and other works of all descriptions and shall work the undertaking in all respects with due regard to the telegraphic lines from time to time used or intended to be used by the Postmaster General and the currents in such telegraphic lines and shall use every reasonable means in the construction of their electric lines and other works of all descriptions and the working of the undertaking to prevent injurious affection whether by induction or otherwise to such telegraphic lines or the currents therein;

(ii) If any question arises as to whether the Corporation have constructed their electric lines or other works or operate the undertaking in contravention of this paragraph such question shall be determined by arbitration:

(*b*) If any telegraphic line of the Postmaster General be injuriously affected by the construction by the Corporation of their electric lines and works or by the working of the undertaking the Corporation shall pay to the Postmaster General the expense of all such alterations in the telegraphic lines of the Postmaster General as may be necessary to remedy such injurious affection:

(*c*) (i) Before any electric line is laid down or any act or work for working the undertaking by electricity is done within ten yards of any part of a telegraphic line of the Postmaster General (other than repairs) the Corporation or their agents not more than twenty-eight nor less than fourteen days before commencing the work shall give written notice to the Postmaster General specifying the course of the line and the nature of the work including the gauge of any wire and the Corporation and their agents shall conform with such reasonable requirements (either general or special) as may from time to time be made by the Postmaster General for the purpose of preventing any telegraphic line of the Postmaster General from being injuriously affected by the said act or work;

(ii) Any difference which arises between the Postmaster General and the Corporation or their agents with respect to any requirement so made shall be determined by arbitration:

(*d*) If any telegraphic line of the Postmaster General situated within one mile of any portion of the works connected with the undertaking is injuriously affected and the Postmaster General is of opinion that such injurious affection is or may be due to the construction of such works or to the working of the undertaking the engineer-in-chief of the Post Office or any person appointed in writing by him may, at all times when electrical energy is being generated or used by or supplied to the Corporation for the purposes of the undertaking, enter any of the works of the Corporation for the purpose of

PART III —*cont.*

inspecting the plant of the Corporation and the working of the same and the Corporation shall, in the presence of such engineer-in-chief or such appointed person as aforesaid, make any electrical tests required by the Postmaster General and shall produce for the inspection of the Postmaster General the records kept by the Corporation pursuant to the Mechanical Power Regulations:

(*e*) In the event of any contravention of or wilful non-compliance with this subsection by the Corporation or their agents the Corporation shall be liable to a fine not exceeding ten pounds for every day during which such contravention or non-compliance continues or if the telegraphic communication is wilfully interrupted not exceeding fifty pounds for every day on which such interruption continues:

(*f*) Nothing in this subsection shall subject the Corporation or their agents to a fine under this subsection if they satisfy the court having cognisance of the case that the immediate doing of any act or the execution of the work was required to avoid an accident or otherwise was a work of emergency and that they forthwith served on the postmaster or sub-postmaster of the postal telegraph office nearest to the place where the act or work was done a notice of the execution thereof stating the reason for doing or executing the same without previous notice:

(*g*) For the purposes of this subsection a telegraphic line of the Postmaster General shall be deemed to be injuriously affected by an act or work if telegraphic communication by means of such line is, whether through induction or otherwise, in any manner affected by such act or work or by any use made of such work:

(*h*) For the purposes of this subsection and subject as therein provided sections 2, 10 and 12 of the Telegraph Act, 1878, shall be deemed to be incorporated with this Order as if the Corporation were undertakers within the meaning of those sections without prejudice nevertheless to any operation which the other sections of the said Act would have had if this subsection had not been enacted: 1878 c. 76.

(*i*) In this subsection the expression " electric line " has the same meaning as in the Electric Lighting Act, 1882: 1882 c. 56.

(*j*) Any question or difference arising under this subsection which is directed to be determined by arbitration shall be determined by an arbiter appointed by the Minister on the application of either party whose decision shall be final:

(*k*) Nothing in this subsection shall be held to deprive the Postmaster General of any existing right to proceed against the Corporation by interdict action or otherwise in relation to any of the matters aforesaid.

(2) The expression " Corporation " in this section shall include lessees, licensees and any person owning, working or running trolley vehicles on any trolley vehicle route of the Corporation or running carriages on the subway.

PART III —*cont.*

Saving for Scottish Gas Board.

108. Nothing in the following provisions of this Order, namely:—

Section 62 (As to electrical works);

Section 69 (Attachment of signs indicating stopping places to lamp-posts, etc.);

Section 73 (Cloakrooms, etc.); or

Paragraph 2 of Schedule 5 (as applied to the Corporation in relation to the Corporation by section 91 (Protective provisions, etc., applicable to the subway) of this Order)

shall empower the Corporation to interfere with the mains pipes or other apparatus of the Scottish Gas Board except with the consent of the said Board, which consent shall not be unreasonably withheld, and any question as to whether any such consent has been unreasonably withheld shall be referred to and determined by an arbiter to be mutually agreed upon between the Corporation and the said Board or failing agreement to be appointed on the application of either party (after notice in writing to the other of them) by the President of the Institution of Civil Engineers.

PART IV

MARKETS AND SLAUGHTERHOUSES

A. Definitions and incorporation of Act

Definitions for Part IV of Order.

1847 c. 14.

1954 c. 42.

109. In this Part of this Order unless the subject or context otherwise requires—

" Act of 1847 " means the Markets and Fairs Clauses Act, 1847;

" Act of 1954 " means the Slaughterhouses Act, 1954;

" animal " means cattle, sheep, goats, swine and horses, and " horses " includes asses and mules;

" bazaar " means the bazaar or market now situate in Candleriggs, Ingram Street, Bell Street and Albion Street in the city for the sale of fruits, vegetables and flowers;

" cattle " includes sheep, goats and swine the flesh of which is intended for human consumption;

" the cheese market " means the market now situate in Albion Street and Walls Street in the city for the sale of cheese;

" horse market " and " live cattle market " mean respectively the horse market and the live cattle market of the Corporation forming part of the markets undertaking;

" markets " means the markets of the Corporation and includes the bazaar and the cheese market;

" markets undertaking " mean all lands, buildings, vehicles, apparatus, appliances, machinery and plant held by the Corporation and used or to be used for the purposes of markets and slaughterhouses and all servitudes, rights, powers and privileges connected therewith;

" slaughterhouses " means the slaughterhouses of the Corporation;

" tolls " includes rents, rates and other charges.

PART IV —*cont.*

110.—(1) The Act of 1847 so far as applicable for the purposes of and not varied by or inconsistent with this Part of this Order is hereby incorporated with and forms part of this Order. Incorporation of Markets and Fairs Clauses Act.

(2) For the purposes of the said Act this Order shall be deemed to be " the special Act " and the Corporation shall be deemed to be " the promoters of the undertaking " or " the undertakers " within the meaning of the said Act.

B. Vesting, maintenance and improvement, etc., of markets and slaughterhouses

111.—(1) The markets undertaking as it exists and as it is used by and vested in the Corporation at the commencement of this Order shall be and continue to be vested in the Corporation and be held and used by them. Vesting, etc., of markets undertaking.

(2) The Corporation may establish, alter or regulate markets and fix market places and all powers with respect to markets vested in the Corporation at the commencement of this Order, whether under royal charter or otherwise, shall continue in full force and effect.

112. Subject to the provisions of this Order the Corporation shall without prejudice to the generality of the provisions of the last preceding section have and may exercise the following powers in relation to markets, namely:— Powers respecting markets.

(1) they may maintain all markets held or to be held in the city or may discontinue such markets or any of them and may regulate such markets in such manner as they think fit;

(2) they may hold such markets for the sale of such animals, poultry, fish, goods and other wares as they think fit;

(3) they may on any lands for the time being belonging to them or under their control erect, provide and maintain in connection with any market such rooms, buildings, erections, works, machinery, appliances and conveniences as they think fit;

(4) they may alter, enlarge, improve, reconstruct, replace and renew any market together with any buildings, erections, works, machinery, appliances and conveniences provided in connection therewith;

(5) they may, by agreement, purchase, take on lease or otherwise acquire and hold any lands or buildings or any servitude in or over lands for any purposes in connection with the markets and may, on such terms as they may deem proper, appropriate and use for any such purposes any lands or buildings for the time being belonging to them.

113. The existing slaughterhouses shall be deemed to be a public slaughterhouse provided by the Corporation as local authority under the Act of 1954 and the provisions of the Act of 1954 shall, subject to the provisions of this Order, extend and apply with respect thereto in the same manner as they extend and apply with respect to a slaughterhouse provided by a local authority in pursuance of the Act of 1954. Operation of slaughterhouses.

114. The Corporation may, as part of the markets undertaking, maintain and carry on the existing triperies in the slaughterhouses. Maintenance of triperies.

PART IV —*cont.*

Corporation to have management of markets and slaughterhouses.

115. The Corporation shall have the sole management and regulation of the markets and slaughterhouses erected and established or to be erected and established or maintained under this Order or the repealed Acts or the Act of 1954, and the sole power of regulating the extent of the accommodation to be allotted to the persons who use the same, and the time and manner of occupying and using the same, and shall have and may exercise every right of property in and over the same.

Corporation may lease markets, etc.

116.—(1) The Corporation may, on such terms and conditions as they think fit, from time to time grant leases for any period not exceeding seven years of any of the markets or of the slaughterhouses and of the stalls, standing places, benches, and other conveniences therein, and the shops and other premises connected therewith, and of the tolls authorised to be taken and levied therein, or any part thereof.

(2) In the event of any of the markets or of the slaughterhouses or the said tolls or any part thereof being so leased the tenants or lessees thereof shall, to the extent agreed upon by the Corporation, have the same powers and be under the same obligations as to levying, collecting and recovering such tolls as are for the time being possessed by the Corporation.

Power to make byelaws as to markets.

117. In addition to the purposes for which byelaws may be made under the provisions of the Act of 1847, the Corporation may make byelaws for all or any of the following purposes, that is to say:—

(*a*) for providing for the due order, management, and regulation of the markets and for directing the time and manner of occupying and using the same, and for regulating the conduct of the persons resorting thereto or carrying on business or employed therein;

(*b*) for providing for the lighting and cleansing of the markets;

(*c*) for providing for the exclusion from the markets or the separation from the other animals, of any diseased animals; and

(*d*) for regulating the conduct of the officers and servants of the Corporation employed at or in connection with the markets.

Power to make byelaws as to slaughterhouses.

118.—(1) In addition to the purposes for which byelaws may be made under the provisions of the Act of 1954, the Corporation may make byelaws for all or any of the following purposes, that is to say:—

(*a*) for regulating the cleansing and dressing of the entrails of animals, and offal of all kinds, and the places for such cleansing and dressing;

(*b*) for the regulation and control of the searchers of tallow; and

(*c*) for regulating the carriers to and from the slaughterhouses, and the time and manner of conveyance of butchers' meat from the slaughterhouses to the places where the same may be exposed for sale, and fixing the tolls for all articles carried therefrom.

(2) If and so far as a byelaw made under this section is inconsistent with any regulation relating to slaughterhouses or the slaughter of animals therein made in pursuance of any enactment the latter shall prevail.

PART IV —*cont.*

Certain markets may be used by traders and for sale, etc., of vehicles, implements, etc.

119.—(1) The Corporation may permit the horse market and the live cattle market to be used for the accommodation of dealers and traders and for the sale or exhibition of vehicles, agricultural implements, farming, dairy and other utensils and of any other goods and articles on such terms and conditions and may make such charges for such use as the Corporation think reasonable.

(2) Section 13 (Sales elsewhere than in markets prohibited under a penalty not exceeding forty shillings) of the Act of 1847 and section 122 (Sales elsewhere than in markets) of this Order shall not apply to the exercise of the powers conferred by this section.

Use of markets for other purposes.

120. The Corporation may permit any market, when not required for market purposes, to be used, either gratuitously or for payment, for public meetings, civic functions, concerts, entertainments, carnivals, exhibitions or recreation or such other purposes as the Corporation may sanction from time to time.

C. Market tolls, etc.

Power to charge for market stands, etc.

121.—(1) The Corporation may from time to time demand and take such tolls as they may fix from any person—

(*a*) bringing any cattle into the live cattle market for each time that such cattle shall be exposed for sale;

(*b*) bringing any horse into the horse market for each time that such horse shall be exposed for sale;

(*c*) using the dead meat market in respect of (i) meat brought into the market and (ii) the accommodation for the sale thereof;

(*d*) purchasing and removing tallow taken from animals slaughtered within the slaughterhouses in respect of the searching and weighing of such tallow;

(*e*) using the triperies carried on by them in the slaughterhouses;

(*f*) using the markets in respect of (i) fish brought into the same and (ii) the accommodation for the sale thereof;

(*g*) bringing any raw hide of any animal into the markets for sale and exposing any raw hide for sale therein;

(*h*) using the bazaar and the cheese market in respect of (i) fruit, flowers and vegetables and cheese brought into the bazaar and the cheese market respectively and (ii) the accommodation for the sale thereof; and

(*i*) making use of any facilities or services provided by the Corporation in connection with any of the markets.

(2) Before fixing any such tolls the Corporation shall consult with such persons or organisations as appear to them to be representative of interests substantially affected by such tolls.

(3) Notwithstanding the repeal of the repealed Acts the Corporation may continue to demand and take in respect of each of the several matters referred to in subsection (1) of this section the tolls in respect of such matters respectively authorised by or under the provisions

PART IV —*cont.*

of the repealed Acts until they have fixed, pursuant to subsection (1) of this section, the tolls to be demanded and taken in respect of the matters specified therein corresponding respectively with the matters referred to in the said subsection (1).

Sales elsewhere than in markets.

122.—(1) Notwithstanding anything in section 13 (Sales elsewhere than in markets prohibited under a penalty not exceeding forty shillings) of the Act of 1847, the Corporation may from time to time, subject to such conditions as they may think fit, authorise any person to sell in any place within the city, other than the markets or the dwelling-place or shop of any such person, any articles in respect of which tolls are authorised by this Part of this Order to be taken in the markets.

(2) Any person so authorised shall, not less than twenty-four hours before the time fixed for any public sale, give notice in writing to the Corporation or their collector or other authorised officer of the Corporation of the time and place fixed for each such public sale and give free access at all time to the said collector or such other officer to such public sale and such person shall make payment to the Corporation, in respect of the articles exposed by him for public or private sale, of such tolls as may from time to time be fixed by the Corporation not exceeding the tolls which are exigible for articles of a like nature exposed for sale in the markets and shall afford the said collector or such other officer every requisite facility for making the collection of such tolls.

(3) If any such person fails to give notice as aforesaid or refuses access to the said collector or to such other officer to such public sale or wilfully evades or refuses to make payment of the said tolls he shall, in addition to payment of the said tolls be guilty of an offence and shall be liable on summary conviction to a penalty not exceeding ten pounds.

(4) Such tolls shall be charged equally to all persons under like circumstances.

(5) For the purposes of this section "articles" includes animals, poultry, fish, goods and other wares.

Tolls not to be charged at foreign animals' wharves. 1950 c. 36.

123. Nothing in this Part of this Order shall entitle the Corporation to charge at any foreign animals' wharf within the prescribed limits (as described in section 61 of the Diseases of Animals Act, 1950) any tolls authorised by this Order in respect of animals except the tolls which they may from time to time be entitled to take under the said Act of 1950 or any byelaws made thereunder.

D. Financial provisions

Application of money received for markets land, etc.

124. Any money for land or property forming part of the markets undertaking sold, or any money otherwise of the nature of capital received, by the Corporation under this Part of this Order shall be applied by them in paying off money borrowed by them in respect of the markets undertaking.

PART IV —*cont.*

125. The Corporation shall keep separate accounts of their receipts and expenditure in respect of—

Separate accounts in respect of markets to be kept.

(*a*) the markets (other than the bazaar and the cheese market) and the slaughterhouses; and

(*b*) the bazaar and the cheese market;

and the provisions of Part II—Accounts—of the Glasgow Corporation Act, 1909, and of any other enactment relating to the accounts of the Corporation shall continue to extend and apply with respect to such accounts.

1909 c. cxxxvii.

As to accounts kept in respect of bazaar and cheese market.

126. The Corporation shall charge the revenue accounts of the bazaar and the cheese market kept by them in pursuance of the preceding section of this Order with their due proportion of general management expenses of the Corporation and shall not apply any revenue or past accumulations of revenue derived from the other markets of the Corporation or from the slaughterhouses for the purpose of—

(*a*) making good any deficiency in the revenue of the bazaar or the cheese market;

(*b*) paying off any sums borrowed or expended or to be borrowed or expended in respect of the bazaar or the cheese market; nor

(*c*) paying any interest or instalment of sinking fund or other charges upon any sums borrowed or expended or to be borrowed or expended in respect of the bazaar or the cheese market.

E. Miscellaneous

Power to appoint searchers of tallow.

127. The Corporation may, on such terms and conditions as they think fit, appoint properly qualified persons to act as searchers of tallow and such persons shall have and be entitled to exercise all the powers heretofore vested in and exercised by any searcher of tallow appointed in pursuance of the repealed Acts.

Penalty for selling or purchasing tallow without being searched.

128. Every person who sells or purchases tallow within the city taken from animals slaughtered within the slaughterhouses, without having such tallow previously searched by a searcher of tallow appointed or authorised by the Corporation shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding twenty-five pounds.

Penalty for wilfully injuring markets or slaughter-houses, etc.

129.—(1) Any person who wilfully destroys, defaces or injures any part of the markets or of the slaughterhouses, or of any buildings, fences, stalls, or standings connected therewith, or any board therein on which any byelaws or tolls are painted or affixed, or causes any

PART IV —*cont.*

obstruction or any damage or injury in any of the markets or of the slaughterhouses shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding ten pounds.

(2) Any person so convicted shall, in addition, pay such further sum as the sheriff or magistrate may assess as the amount of the damage done by him and the payment of such further sum shall be enforced in the same way as if it were an additional penalty.

PART V

MISCELLANEOUS AND GENERAL

Existing borrowing powers continued.

130. All borrowing powers of the Corporation with respect to the water undertaking, the transport undertaking and the markets undertaking exercised before the commencement of this Order under or in accordance with the provisions of the repealed Acts shall, notwithstanding the repeal of the repealed Acts, continue to be in force as fully and effectually as if the Act confirming this Order had not been passed so however that all money so borrowed shall be repaid within the period specified in the relevant provisions of the repealed Acts.

Borrowing for purposes of Order.

131. Subject to the provisions of this Order the Corporation may from time to time (in addition to any moneys they are now authorised to borrow) borrow or raise—

(*a*) for the several purposes of this Order; and

(*b*) for paying the costs, charges and expenses of and incidental to the preparing for, obtaining and confirming of this Order or otherwise in relation thereto;

such money as may be necessary for those purposes respectively in the same way and manner as if the said purposes were included among the purposes mentioned in section 258 of the Act of 1947 and the provisions of Part XII of the Act of 1947 shall extend and apply with respect to the borrowing of money under this section:

Provided that in the application of section 259 of the Act of 1947 to the borrowing of money to meet expenditure in respect of the transport undertaking there shall be substituted for the reference to " tramways " in the said section 259 a reference to the transport undertaking.

Application of Loans Acts to money borrowed.

132. The provisions of the Loans Acts shall apply to money borrowed and to be borrowed by the Corporation under the repealed Acts.

Saving for control on borrowing.

133. It shall not be lawful to exercise the powers of borrowing conferred by this Order other than the power of borrowing to pay the costs, charges and expenses of this Order except in compliance witb

any order for the time being in force under section 1 of the Borrowing (Control and Guarantees) Act, 1946, or of section 259 of the Act of 1947. PART V —*cont.* 1946 c. 58.

Payments to charitable institutions.

134.—(1) The Corporation may from time to time make reasonable payments or contributions from the revenues of the water undertaking, the transport undertaking and the markets undertaking respectively to and for the purposes of any hospital, infirmary, convalescent home, nursing association or other charitable institution mainly supported by voluntary contributions and may also from such revenues supplement any contributions made to any such hospital, infirmary, home, association or institution by their employees in such undertakings:

Provided that the expenditure so incurred together with any payments made by the Corporation under section 339 of the Act of 1947 shall not exceed in any year the amount referred to in that section.

(2) The powers conferred by this section shall be in addition to and not in substitution for any existing powers of the Corporation to make contributions to hospitals, infirmaries, convalescent homes, nursing associations and other charitable institutions mainly supported by voluntary contributions.

Acquisition of land for purposes of Order.

135. The Corporation may acquire by agreement, whether by way of purchase, feu, lease or excambion, any land within or outwith the city for the purposes of any of their functions under this Order for the acquisition of which powers are not otherwise available.

Power to enter premises.

136.—(1) Any authorised officer of the Corporation shall on producing (if required) his authorisation have a right at all reasonable hours to enter any premises—

(*a*) for the purpose of ascertaining whether there is or has been on or in connection with the premises any contravention of the provisions of this Order or of any byelaws made thereunder or of any condition subject to which any consent, authority or approval has been granted under this Order;

(*b*) for the purpose of ascertaining whether or not circumstances exist which would authorise or require the Corporation to take any action or execute any work under this Order or any such byelaws;

(*c*) for the purpose of taking any action or executing any work authorised or required by this Order or any such byelaws or any order made or notice given under this Order to be taken or executed by the Corporation; and

(*d*) generally for the purpose of the performance by the Corporation of their functions under this Order and any such byelaws:

PART V —*cont.*

Provided that admission to any premises not being a factory, workshop or workplace shall not be demanded as of right unless twenty-four hours' notice of the intended entry has been given to the occupier.

(2) A magistrate on the application of the procurator fiscal may grant warrant to any authorised officer to enter any premises, if need be by force, on being satisfied—

(*a*) that admission to such premises has been refused or that refusal is apprehended or that the premises are unoccupied or the occupier is temporarily absent or that the case is one of urgency or that an application for admission would defeat the object of the entry; and

(*b*) that there is reasonable ground for entry into the premises for any such purpose as aforesaid:

Provided that such a warrant shall not be granted unless the magistrate is satisfied either that notice of the intention to apply for a warrant has been given to the occupier or that the premises are unoccupied or that the occupier is temporarily absent or that the case is one of urgency or that the giving of such notice would defeat the object of the entry.

(3) An authorised officer entering any premises by virtue of this section or of a warrant issued thereunder may take with him such other persons as may be necessary and on leaving any unoccupied premises which he has entered by virtue of such a warrant shall leave them as effectually secured against trespassers as he found them.

(4) If any person who in compliance with the provisions of this section or with a warrant issued thereunder is admitted into any premises makes use of or discloses to any person any information obtained by him there with regard to any manufacturing process or trade secret he shall unless such use or disclosure was made in the performance of his duty be liable in respect of each offence—

(*a*) on summary conviction in the sheriff court to a fine not exceeding fifty pounds or to imprisonment for a term not exceeding three months or to both such fine and such imprisonment;

(*b*) on conviction on indictment to a fine not exceeding two hundred pounds or to imprisonment for a term not exceeding six months or to both such fine and such imprisonment.

(5) Every warrant granted under this section shall continue in force for a period of one month or until the purpose for which the entry is necessary has been satisfied whichever is the shorter.

(6) Every person who wilfully obstructs any person in the exercise of any powers conferred on him by this section shall be guilty of an

offence and shall be liable on summary conviction to a fine not exceeding ten pounds. PART V —*cont.*

(7) Nothing contained in this section shall empower any authorised officer of the Corporation to enter any premises used only for the purposes of a private dwelling.

(8) Nothing in this section shall derogate from any powers of entering premises contained in any other enactment.

Application of certain sections of Glasgow Corporation Consolidation (General Powers) Order, 1960.

137. The sections hereinafter specified of the Glasgow Corporation Consolidation (General Powers) Order, 1960, shall so far as the same are not varied by or inconsistent with the provisions of this Order, extend and apply mutatis mutandis in reference to the provisions of this Order as fully and effectually as if those sections had been re-enacted in this Order, that is to say:—

Section 189 (Form, mode of service, etc., of notices);

Section 192 (Power to magistrate to grant warrants);

Section 194 (Breach of conditions of consent);

Section 196 (As to penalties and recovery thereof);

Section 197 (Interpretation of " provide ");

Section 198 (Powers of Order to be cumulative).

Arbitration.

138. In arbitrations under this Order the reference shall, except where otherwise expressly provided, be to a single arbiter to be appointed by agreement between the parties or, in default of agreement, by the Sheriff of Lanarkshire (exclusive of his substitutes) on the application of either party.

Confirming authority for byelaws.

139. As respects byelaws made under the powers of the sections of this Order of which the marginal notes are respectively set out in the first column of Schedule 7 to this Order the confirming authority for the purposes of section 301 (Procedure, etc., for making byelaws) of the Act of 1947 shall be the authority designated in the second column of the said schedule opposite such sections respectively:

Provided that as respects byelaws made by the Corporation under section 56 (Byelaws by Corporation as to trolley vehicles, etc.) of this Order the expression " the sheriff " where used in the said schedule means the sheriff of Lanarkshire but does not include his substitutes.

Penalty for breach of byelaws.

140. Any person who contravenes any byelaw made under this Order shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding (unless otherwise expressly provided) ten pounds.

PART V —*cont.*

Display of byelaws.

141. A printed copy or sufficient abstract of any byelaws made under any provision of the city Acts and which relate to any lands or premises belonging to, or under the control of, the Corporation shall, as far as it is practicable to do so, be exhibited by the Corporation in conspicuous parts of the lands or premises to which the same relate.

Repeal of Acts.

142. Subject to the provisions of this Order the Acts and Orders specified in Schedule 8 to this Order are (so far as not already repealed) hereby repealed to the extent mentioned in the third column of that schedule and on and after the commencement of this Order all references to the repealed Acts or any of them in any Acts and Orders shall be read and have effect as if this Order, or this Order as amended by any subsequent Act or Order, were mentioned therein instead of the repealed Acts or any of them.

General saving from effect of repeal.

143. Subject to the provisions of this Order and notwithstanding the repeal of the repealed Acts—

(1) all existing agreements made by the Corporation or their predecessors, being agreements made under or confirmed by any of the repealed Acts, shall, so far as subsisting and in force at the commencement of this Order, be and continue valid and available for all purposes and for and against all parties as if the Act confirming this Order had not been passed;

(2) all property vested in the Corporation at the commencement of this Order shall continue vested in the Corporation to the same effect and extent, and all acts, works, matters and things done or commenced under the powers of the repealed Acts or any of them, which were at the commencement of this Order valid and available or in progress, and all existing notices, notices to treat, agreements, awards, conveyances, contracts, titles, covenants, deeds, instruments, feus, leases, wayleaves, obligations, rights and remedies shall be and continue valid and available for all purposes and for and against all parties and may be continued, enforced and completed, as if the Act confirming this Order had not been passed;

(3) all actions, arbitrations, submissions, prosecutions, and proceedings by, with or against the Corporation by reason of any matters or things done before the commencement of this Order in execution of or in relation to any of the repealed Acts may be continued, commenced or prosecuted by, with or against the Corporation as if the Act confirming this Order had not been passed;

(4) all existing byelaws, rules, regulations, orders, consents, sanctions, permissions and approvals and things done in execution of, or in relation to, or granted in pursuance of, the repealed Acts shall continue in force until repealed, altered or revoked under the provisions of this Order or otherwise

PART V —*cont.*

or until their expiration and may be enforced in like manner and with the same penalties as if made for like purposes respectively under the provisions of this Order;

(5) all charges and other sums at the commencement of this Order due to the Corporation under or in respect of any of the repealed Acts may be collected and recovered by the Corporation as if the Act confirming this Order had not been passed;

(6) all books, registers, deeds, plans, documents and writings which, under any of the repealed Acts or otherwise, would have been receivable in evidence shall be admitted in evidence in all courts and proceedings as if the Act confirming this Order had not been passed.

References to provisions of Order deemed to include references to corresponding provisions of repealed Acts.

144. In this Order the expression "under this Order" and any other expression describing any matter or thing by reference to this Order, or to any provision of this Order, shall be construed as including a reference to the repealed Acts, or to the corresponding provisions of the repealed Acts, and any reference to byelaws made under any of the provisions of this Order shall be construed as including a reference to any byelaws made under the corresponding provisions of the repealed Acts and in force for the time being.

For protection of British Railways and British Waterways Boards in relation to existing works.

145. The following provisions for the protection of the British Railways Board and the British Waterways Board (each of which is hereinafter in this section called for their respective interests "the Board") shall unless otherwise agreed in writing between the Corporation and the Board apply and have effect, that is to say:—

(1) In this section the expression "the railway and works" means any railway, tramway or canal of the Board and all sidings, stations, depots, roads, bridges, bridge approaches, tunnels, electric or telephonic apparatus and other works and conveniences connected therewith or any property or buildings of the Board;

(2) The Corporation shall make full compensation to the Board for all loss or damage which the Board may incur caused by the alteration, renewal, repair or maintenance of (or failure to maintain) any waterworks constructed by the Corporation under the powers of the repealed Acts in, over or under any operational land of the Board or any apparatus in, over or under any operational land of the Board forming part of the trolley vehicle undertaking and existing before the commencement of this Order or by any interruption, impediment or interference to or with the railway and works consequent on the alteration, renewal, repair or maintenance of (or failure to maintain) any such waterworks or apparatus and the Corporation shall also free and relieve the Board of and from all claims, damages or compensation which may be made against or recovered from the Board arising out of or

PART V —*cont.*

in consequence of the alteration, renewal, repair or maintenance thereof or failure to maintain the same so far as such may have been occasioned by the act or default of the Corporation or those for whom they are responsible;

(3) If any difference arises between the Corporation and the Board with respect to any of the matters referred to in this section such difference shall be referred to and determined by arbitration:

Provided that the award or decision of the arbiter shall not relieve the Corporation of their liability to make compensation to the Board for loss or damage or to relieve them from claims as provided in this section.

For protection of British Railways and British Waterways Boards in relation to the execution of works under Order.

146.—(1) Nothing in this Order shall authorise the Corporation (except in case of emergency) to execute any works which they are authorised to execute under this Order in, under, over, across, along or upon any operational land of the British Railways Board or the British Waterways Board without the consent of the British Railways Board or the British Waterways Board as the case may be.

(2) (*a*) A consent required under the preceding subsection shall not be unreasonably withheld, and any consent granted may be granted subject to such reasonable conditions as may be prescribed by the Board concerned.

(*b*) Any dispute as to—

(i) whether a consent required under the preceding subsection has been unreasonably withheld; or

(ii) the reasonableness of any conditions subject to which a consent under the preceding subsection has been granted;

shall be settled by arbitration.

Crown rights.

147. Nothing in this Order shall affect prejudicially any estate, right, power, privilege or exemption of the Crown or shall subject to the provisions of this Order any lands, buildings or works vested in or occupied by the Crown or any department of Her Majesty's Government except to such extent as Her Majesty or such department may voluntarily agree and, in particular, nothing herein contained shall authorise the Corporation to take, use or in any manner interfere with any portion of the shore or bed of the sea or of any river, channel, creek, bay or estuary or any land, heritages, subjects or rights of whatsoever description belonging to Her Majesty in right of Her Crown and under the management of the Crown Estate Commissioners without the consent in writing of those commissioners on behalf of Her Majesty first had and obtained for that purpose.

148. The provisions of the Town and Country Planning (Scotland) Acts, 1947 to 1953, and any restrictions or powers thereby imposed or conferred in relation to land shall apply and may be exercised in relation to any land notwithstanding that the development thereof is or may be authorised or regulated by or under this Order. PART V —*cont.* Saving for town and country planning.

149. The costs, charges and expenses of and incidental to the preparing for, obtaining and confirming of this Order or otherwise in relation thereto shall be paid by the Corporation and shall be allocated among the several undertakings and services of the Corporation in such proportions as the Corporation may deem expedient. Costs of Order.

SCHEDULES

SCHEDULE 1

Section 19.

PROVISIONS RELATING TO WEST MAIN TUNNEL WORKS

Definitions.

1. In this schedule, unless the subject or context otherwise requires—

"high-water mark" means the level of mean high-water springs;

"Minister" means the Minister of Transport;

"Trustees" means the Trustees of the Clyde Navigation;

"West Main Tunnel Order" means the Glasgow Water (West Main Tunnel) Order, 1953.

Limitation on construction of additional aqueducts in West Main Tunnel.

2. Notwithstanding anything in the foregoing Order or in the Water Acts, not more than one additional aqueduct conduit or line of pipes shall be constructed by the Corporation along the line of the aqueduct Work No. 1, forming part of the West Main Tunnel Works, unless otherwise agreed between them and the Trustees.

Power to pump and remove water.

3. Subject to the provisions of this schedule the Corporation may pump any water found by them in the maintenance of the West Main Tunnel Works and may use, for the discharge of any such water, the river Clyde or any available stream or watercourse or any sewer or drain and for that purpose may, within the limits of deviation shown on the plans deposited with reference to the West Main Tunnel Order, lay down take up and alter conduits, pipes and other works and make any convenient connections with any such stream, watercourse, sewer or drain:

Provided that the Corporation shall not discharge water into the river Clyde without the approval of the Trustees and then only at such times as the Trustees may approve and in a manner approved by them, as not likely to injure the quays, walls, or embankments of the river Clyde or interfere with traffic thereon:

Provided further that nothing in this paragraph or in paragraph 6 of this schedule shall be in derogation of the provisions of the Rivers (Prevention of Pollution) (Scotland) Act, 1951.

1951 c. 66.

Subsidiary works affecting river Clyde.

4. Subject to the provisions of this Schedule the Corporation may in connection with the maintenance of the drains, conduits or lines of pipes, being Works Nos. 4 and 5 forming part of the West Main Tunnel Works, construct, place and maintain in the river Clyde and on the quays, banks, bed and foreshore thereof all such temporary piles, fenders, booms, dolphins, pontoons, caissons, stagings, coffer dams, embankments, piers, abutments, wharves, walls, fences, drains, stairs, buildings and other works and conveniences as may be necessary or expedient.

Restrictions as to landing place.

5. The Corporation shall not use or permit any of their works in connection with Works Nos. 2, 4 and 5 forming part of the West Main Tunnel Works to be used as a landing or loading place for goods or passengers conveyed or intended to be conveyed in any vessel.

Works below high-water mark to be subject to approval of Minister.

6.—(1) Any works constructed by the Corporation in exercise of their powers under the foregoing Order and paragraphs 3 and 4 of this schedule shall only be constructed so far as the same shall be on or under tidal waters or tidal lands below high-water mark, in accordance with plans and sections approved by the Minister and subject to such conditions and restrictions as the Minister may prescribe before the said works or any of them are begun. Material excavated by the Corporation from the bed or foreshore of the river Clyde in the construction of the said works shall not be deposited below high-water mark except in such position and subject to such conditions and restrictions as the Minister may prescribe.

(2) Any alteration or extension of any such works shall be subject to the like approval.

(3) If any such works are commenced or completed contrary to the provisions of this paragraph the Minister may abate and remove the same and restore the site thereof to its former condition at the cost of the Corporation and the amount of such cost shall be a debt due from the Corporation to the Crown and shall be recoverable as a civil debt.

Lights on works during construction.

7.—(1) The Corporation shall at or near any part of the West Main Tunnel Works below high-water mark, during the whole time of the alteration or extension of the same, and in the case of the construction of any works under paragraphs 3 and 4 of this schedule, exhibit and keep burning every night, from sunset to sunrise, such lights (if any) and take such other steps for the prevention of danger to navigation as the Minister shall, after consultation with the Trustees, from time to time require or approve.

(2) If the Corporation fail to comply in any respect with any of the provisions of this section they shall be guilty of an offence against the Act of 1946.

Survey of works by Minister.

8. If at any time the Minister deems it expedient to order a survey and examination of any part of the West Main Tunnel Works or any works constructed under the provisions of paragraph 3 or 4 of this schedule which is on or under tidal waters or tidal lands below high-water mark or, in the case of the construction of any works under paragraphs 3 and 4 of this schedule, of the site upon which it is proposed to construct any part of any of such works, the Corporation shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the Corporation to the Crown and shall be recoverable as a civil debt.

Abatement of work abandoned or decayed.

9.—(1) Where any part of the West Main Tunnel Works or any works constructed under the provisions of paragraph 3 of this schedule situated wholly or partially on or under the shore or bed of the sea or of any creek, bay, arm of the sea or navigable river communicating therewith below high-water mark is abandoned or suffered to fall into decay, the Minister or the Trustees may, by notice in writing, either require the Corporation at their own expense to repair and restore such part of such works as is situated below high-water mark or any portion thereof or require them to abate or remove the same and restore the site thereof to its former condition, to such an extent and within such limits as the Minister or the Trustees may think proper:

SCH. 1 —*cont.*

Provided that if there be any conflict between a requirement of the Minister and a requirement of the Trustees under this section the requirement of the Minister shall prevail.

(2) Where any part of any of the said works which has been abandoned or suffered to fall into decay is situated above high-water mark and is in such condition as to interfere or to cause reasonable apprehension that the same may interfere with the right of navigation or other public rights over the foreshore, the Minister or the Trustees may include any such part of such works or any portion thereof in any notice under this section.

(3) If, during the period of thirty days from the date when the notice is served upon the Corporation, they have failed to comply with such notice the Minister or the Trustees may execute the work required to be done by the notice at the expense of the Corporation and the amount of such expense shall be a debt due from the Corporation to the Crown or the Trustees respectively and in the former case shall be recoverable as a civil debt.

Provision against danger to navigation.

10. In the case of injury to or destruction or decay of any part of the West Main Tunnel Works or of any part of the works constructed under the provisions of paragraph 3 or 4 of this schedule which is constructed on or under any tidal waters or tidal lands below high-water mark the Corporation shall lay down such buoys, exhibit such lights or take such other means for preventing, so far as may be, danger to navigation as shall from time to time be directed by the Trustees and shall apply to the Trustees for directions as to the means to be taken as aforesaid.

Restriction on construction of works by *Clyde* Navigation Trustees.

11.—(1) Notwithstanding anything contained in the Clyde Navigation Acts, 1858 to 1960, the Trustees shall, before carrying out, in pursuance of the powers vested in them under the said Acts, any works (other than works of dredging necessary for maintaining a depth of water in the river Clyde of not more than 50 feet below the level of low water at ordinary spring tides, which level is 6.27 feet below Ordnance Datum Liverpool) within the limits of deviation shown on the plans deposited with reference to the West Main Tunnel Order submit to the Corporation plans, sections, specifications and such other particulars of the proposed works as may be reasonably required by the Corporation and shall carry out such works only in accordance with plans, sections and specifications reasonably approved by the Corporation and in such manner as may be agreed between the Corporation and the Trustees:

Provided that if, within six weeks from the receipt of such plans, sections and specifications, the Corporation do not signify to the Trustees their disapproval thereof and their requirements in relation thereto, the Corporation shall be deemed to have approved thereof.

(2) If, in any case, any difference arises between the Corporation and the Trustees with respect to the approval of any plans, sections and specifications submitted to the Corporation for approval in accordance with the foregoing provisions of this paragraph or to the manner in which any works are to be carried out, such difference shall be determined by arbitration in accordance with the provisions of sub-paragraph (12) of the immediately succeeding paragraph of this schedule, the arbiter being specially empowered (*a*) to take into

SCH. 1 —*cont.*

consideration, on the one hand, the safety of the tunnel Work No. 2 forming part of the West Main Tunnel Works and, on the other hand, the desirability of maintaining and improving at reasonable cost the navigation and other facilities of the Port of Glasgow and (*b*) to find that any additional cost to the Trustees of carrying out any works, which may be attributable to the requirements of the Corporation or to the decision of the arbiter, or a specified part of any such additional cost, shall be repayable by the Corporation.

For protection of Clyde Navigation Trustees.

12. For the protection of the Trustees, the following provisions shall, notwithstanding anything contained in the foregoing Order or in this schedule or shown on the plans and sections deposited with reference to the West Main Tunnel Order (unless otherwise agreed upon in writing between the Corporation and the Trustees) apply and have effect:—

(1) The Corporation shall indemnify and free and relieve the Trustees of any claims arising in respect of any damage or injury to the West Main Tunnel Works, so far as constructed on or through the lands of the Trustees, or on or under or over any tidal waters or tidal lands below high-water mark (which works so far as aforesaid are in this section referred to as " the works ") or to things in the tunnel Work No. 2 forming part of the West Main Tunnel Works (in this paragraph referred to as " the tunnel ") or any persons employed on or in connection with the works caused by or attributable to—

(*a*) the dredging and deepening (including any necessary breaking up of rock or other hard material) of the part of the bed and foreshore of the river Clyde (as referred to in the immediately preceding paragraph of this schedule) within the limits of deviation shown on the plans deposited with reference to the West Main Tunnel Order (in this paragraph called " the specified part of the bed of the river ") to the extent necessary to maintain a depth of water of not more than 50 feet below the level of low water at ordinary spring tides which level is 6.27 feet below Ordnance Datum Liverpool;

(*b*) the dredging and deepening (including any necessary breaking up of rock or other hard material or the removal of any obstruction including sunken vessels) to any depth of any part of the bed or foreshore of the river Clyde other than the specified part of the bed of the river;

(*c*) the removal, in the course of carrying out dredging, and deepening, to the depth specified in paragraph (*a*) of this sub-paragraph, of any boulder, block of stone or rock or obstruction or the removal of sunken vessels in the specified part of the bed of the river which may be partly above and partly below that depth:

Provided that in the event of the Trustees—

(i) in the course of dredging and deepening the bed and foreshore of the river Clyde, encountering any boulder, block of stone or rock or obstruction, the removal of which would or might cause injury to the works; or

SCH. 1 —*cont.*

(ii) being under the necessity of removing a sunken vessel, where such removal would or might cause injury to the works;

they shall notify the Corporation before proceeding with the removal thereof and shall consult with them as to the method to be adopted for the removal thereof and in the event of any difference arising as to the method to be adopted, such difference shall be referred to arbitration and the arbiter shall take into consideration, on the one hand the safety of the works, and on the other hand, the necessity of keeping open the navigational and other facilities of the Port of Glasgow, and any additional cost to the Trustees in dredging and deepening or removing sunken vessels due to the adoption of such method of removal as may have been required by the Corporation or determined by the arbiter as aforesaid, or such specified part of any such additional cost as the arbiter may determine, shall be repayable by the Corporation; and in addition the Corporation shall make good to the Trustees any loss of revenue sustained by them and shall indemnify and free and relieve the Trustees of any claim or claims which may be made against them in consequence of the interruption of such navigational and other facilities of the said port due to the adoption of such method of removal as may have been required by the Corporation or determined by the arbiter as aforesaid:

(2) (*a*) The Corporation shall not (except to the extent shown on the plans and sections deposited with reference to the West Main Tunnel Order relative to Work No. 4 forming part of the West Main Tunnel Works) construct any permanent shafts, openings or other works of any description whatsoever on the bed or foreshore of the river Clyde;

(*b*) The height of the building or superstructure Work No. 3 forming part of the West Main Tunnel Works above the existing level of the ground at the site thereof shall not be increased so as to exceed 10 feet, as regards the building, or 30 feet, as regards an air or ventilating pipe connected thereto, and the area to be occupied by the said building or superstructure shall not be increased so as to exceed 50 square yards:

(3) Nothing in the foregoing Order or in this schedule shall authorise or empower the Corporation without the previous consent of the Trustees to embank, encroach upon or interfere with any part of the bed and foreshore or banks of the river Clyde except as is expressly authorised by the foregoing Order or by this schedule:

(4) The Corporation shall allow the engineer of the Trustees and his authorised representatives to inspect and survey all or any works executed by the Corporation under the powers of the foregoing Order or this schedule on over or through the lands of the Trustees or in or under the bed and foreshore or banks of or adjoining the river Clyde while in course of

SCH. 1 —*cont.*

construction and shall give all reasonable facilities for so doing and shall pay to the Trustees all reasonable expenses incurred in connection therewith:

(5) Except with the prior approval of the Trustees the Corporation shall not deposit any material on the bed or foreshore of the river Clyde and all material excavated by the Corporation from the bed or foreshore of the said river in the construction of the works shall be removed by and at the expense of the Corporation and shall not be allowed to fall into or to be washed into the said river:

(6) All the works and operations of the Corporation shall be executed and performed so as in no way to obstruct or interfere with the free uninterrupted and safe navigation of the river Clyde or with the traffic thereon or with the due exercise and performance by the Trustees of their statutory powers and duties and if any such obstruction or interference shall be caused or take place the Corporation shall pay to the Trustees, if injuriously affected thereby, or to the owner of any vessel or other person injuriously affected thereby, compensation in respect thereof and shall indemnify free and relieve the Trustees of all claims arising as a result of the works and operations of the Corporation:

(7) The Corporation shall, upon reasonable notice in writing from the Trustees so to do, remove any temporary works and materials for temporary works which may have been placed on the lands of the Trustees or in the river Clyde or on the quays, banks, bed or foreshore thereof by the Corporation and are no longer in use and if the Corporation fail so to do the Trustees may remove the same and charge the Corporation with the expense of so doing and the Corporation shall forthwith repay to the Trustees the expense so incurred:

(8) All responsibility in connection with the works and all or any works (both temporary and permanent) connected therewith (whether of construction or maintenance) and for loss and damage occasioned thereby shall be and remain with the Corporation and the Trustees shall not be liable for any damage or injury to the works or any of such works as aforesaid resulting from any of the operations of the Trustees in the exercise of their statutory powers or from the use of the river Clyde for navigation of vessels or from vessels sunk in the said river or from sunken vessels being lifted, destroyed or otherwise dealt with in the said river in the manner provided in sub-paragraph (1) of this paragraph:

Provided that nothing in this paragraph shall exonerate the Trustees from liability to the Corporation for any such damage or injury as may be caused by negligence on the part of the Trustees, their officers, servants, agents or contractors nor for damage or injury arising from dredging and deepening (otherwise than in connection with breaking up of hard material or lifting, destroying or otherwise dealing in the manner provided in sub-paragraph (1) of this paragraph

SCH. 1 —*cont.*

with any vessels sunk in the said river) the specified part of the bed of the river to a greater depth than that specified or referred to in sub-paragraph (1) (*a*) or permitted under sub-paragraph (1) (*c*) of this paragraph:

(9) The Corporation shall indemnify and free and relieve the owners and masters of vessels of any claim arising in respect of any damage which may be caused to the works or to any other works (whether temporary or permanent) authorised by the foregoing Order or by this schedule except such as may arise from the wilful act or wilful default of such owners or masters or their servants or agents:

(10) (*a*) In the event of the Trustees in pursuance of any powers vested in them at 1st September, 1953, extending their quay wall on the south bank of the river Clyde so that it shall be over the tunnel Work No. 2 forming part of the West Main Tunnel Works any additional cost to the Trustees of carrying out any such extension which is attributable to the existence of the tunnel shall be repayable by the Corporation and any question arising as to whether the existence of the tunnel has resulted in any additional cost to the Trustees in carrying out such extension or as to the amount of such additional cost shall be determined by arbitration;

(*b*) Prior to carrying out any such extension the Trustees shall submit to the Corporation for their approval plans, sections and specifications of their proposed works and the said proposed works shall not be commenced until the Corporation shall have expressed in writing their approval of the plans, sections and specifications thereof:

Provided that such approval shall not be unreasonably withheld and that if the Corporation fail to signify their approval or disapproval of such plans, sections and specifications within six weeks after the receipt thereof they shall be deemed to have approved thereof:

(11) Any additional cost occasioned to the Trustees in the construction, extension, maintenance or repair of any other works or property or plant belonging to them, whether at 1st September, 1953, or at any time thereafter, or to the tenants of the Trustees in respect of plant or fittings belonging to them and in particular, but without prejudice to the foregoing generality, the maintenance and repair of the Shieldhall Wharf and Timber Yard and works and plant thereon attributable to the construction or existence of any of the West Main Tunnel Works shall be repaid by the Corporation, and if any difference arises between the Corporation on the one hand and the Trustees or their tenants on the other hand as to the amount of any such additional cost such difference shall be determined by arbitration:

(12) Any difference between the Corporation and the Trustees in connection with any of the provisions of this paragraph or with anything contained in this schedule shall, failing agreement, be determined from time to time by an arbiter to be

SCH. 1 —*cont.*

mutually agreed upon between the Corporation and the Trustees or, failing agreement, to be appointed by the President of the Institution of Civil Engineers on the application of either party:

(13) Except as expressly provided by this Order, nothing in this schedule shall prejudice or derogate from the estates, rights, interests, privileges, liberties or franchises of the Trustees or prohibit, defeat, alter or diminish any power, authority or jurisdiction which at 1st September, 1953, the Trustees did or might lawfully claim, use or exercise under and by virtue of the Clyde Navigation Acts, 1858 to 1950.

For protection of Barclay Curle and Company Limited.

13. The following provisions for the protection of Barclay Curle and Company Limited (hereinafter in this paragraph referred to as "the Company") shall, unless otherwise agreed in writing between the Corporation and the Company, apply and have effect, this is to say:—

(1) In this paragraph—

"the protected premises" means the Clydeholm Shipbuilding Yard of the Company, the North British Engine Works of the Company and the Company's land comprising parcel numbers 442, 443 and 444 on the 1/1250 Ordnance Map Lanarkshire Sheet N.W. 26/5366 of 1950 lying between the Clydeholm Shipbuilding Yard and the North British Engine Works all situate at Whiteinch on the river Clyde;

"the protected works" means any buildings, roadways, railway lines, ships or any part thereof, buildings, berths, wharves, quays, cranes, machinery or apparatus of any description (including the foundations thereof) on or alongside the protected premises;

"the authorised works" means any works carried out by the Corporation in connection with the maintenance of the tunnel Work No. 2 and so much of Works Nos. 1 and 4 forming part of the West Main Tunnel Works as are situated within the protected premises and any work connected therewith;

"maintain" includes alter or renew and "maintenance" shall be construed accordingly:

(2) The Corporation shall not in connection with the maintenance of so much of the authorised works as in any way affects the protected premises or the protected works carry out any works otherwise than in accordance with plans, sections and specifications to be previously submitted to and approved in writing by the Company or, in case of difference between the Company and the Corporation, settled by arbitration and the Corporation shall not commence the authorised works until the plans, sections and specifications relating thereto have been so submitted and approved or settled:

Provided always that if the Company shall not within twenty-eight days after the submission to them of any plans,

SCH. 1 —*cont.*

sections or specifications signify their disapproval thereof and the grounds of such disapproval they shall be deemed to have approved thereof:

(3) The authorised works—

(*a*) shall be carried out by the Corporation in such manner as to minimise so far as reasonably practicable the risk of injury to the protected premises and the protected works; and

(*b*) when commenced shall be completed with all reasonable dispatch:.

(4) (*a*) Any engineer or surveyor of the Company being authorised by the Company for the purpose may at all reasonable times during the carrying out of the authorised works on giving previous reasonable notice inspect the same and every reasonable facility shall be afforded to him by the Corporation for that purpose;

(*b*) The Corporation shall pay to the Company the reasonable costs of such inspection as aforesaid as may be reasonably necessary:

(5) (i) The Corporation shall indemnify and free and relieve the Company of any claim arising in respect of any damage or injury to, the West Main Tunnel Works or to things in the tunnel Work No. 2 forming part of the West Main Tunnel Works or any persons employed on or in connection with the authorised works caused by or attributable to—

(*a*) the construction by the Company on, over or near any of the authorised works of buildings, roads, railway sidings or any other works to be used in connection with the Company's activities;

(*b*) the use of such roads or railway sidings by traffic of such loads and frequency as are reasonably necessitated by the Company's activities; or

(*c*) the cutting away of the north bank of the river Clyde to the east and west of Works Nos. 2 and 4 forming part of the West Main Tunnel Works and the extending northwards of the existing quay wall of the Company's North British Engine Works on a line approximately in continuation of the existing line thereof:

Provided that in the event of the Company constructing such works or undertaking any such activities as aforesaid they shall previously submit to the Corporation for their approval such plans, sections, specifications and other particulars of the proposed works and activities as may be reasonably required by the Corporation and, in the event of any difference arising between the Corporation and the Company with respect to the approval of such plans, sections, specifications and other particulars, such difference shall be settled by arbitration in the manner provided in this paragraph;

SCH. 1 —*cont.*

Provided further that nothing in this sub-paragraph shall exonerate the Company from liability to the Corporation for any such damage or injury which may be caused by negligence on the part of the Company its officers, servants, agents or contractors:

(ii) The Company shall carry out all such works as are referred to in the foregoing paragraph (i) only in accordance with plans, sections, and specifications reasonably approved by the Corporation or settled by arbitration, as aforesaid, and in such manner as may be agreed between the Corporation and the Company:

Provided that if within twenty-eight days from the receipt of such plans, sections and specifications the Corporation do not signify to the Company their disapproval thereof and their requirements in relation thereto, the Corporation shall be deemed to have approved thereof:

(6) (*a*) In the event of the Company in the exercise of any rights vested in them at 1st September, 1953, extending their river wall on the north bank of the river Clyde so that it shall be over the tunnel Work No. 2 forming part of the West Main Tunnel Works any additional cost to the Company of carrying out any such extension which is attributable to the existence of the tunnel shall be repayable by the Corporation and any question arising as to whether the existence of the tunnel has resulted in any additional cost to the Company in carrying out such extension or as to the amount of such additional cost shall be determined by arbitration;

(*b*) Prior to carrying out any such extension as is referred to in the foregoing paragraph (*a*) the Company shall submit to the Corporation for their approval plans, sections and specifications of their proposed works and the said proposed works shall not be commenced until the Corporation shall have expressed in writing their approval of the plans, sections and specifications thereof:

Provided that such approval shall not be unreasonably withheld and that if the Corporation fail to signify their approval or disapproval of such plans, sections and specifications within twenty-eight days after the receipt thereof they shall be deemed to have approved thereof:

(7) Any additional cost occasioned to the Company in the construction, extension, maintenance or repair of any of the protected premises or any of the protected works attributable to the existence of any of the West Main Tunnel Works shall be repaid by the Corporation, and if any difference arises between the Corporation on the one hand and the Company on the other hand as to the amount of such additional cost, such difference shall be determined by arbitration:

(8) The Corporation shall not in exercise of the powers vested in them with reference to the West Main Tunnel Works interfere with any apparatus by means of which water, sewage, gas or electricity is conveyed to or from the protected

SCH. 1 —*cont.*

premises or by means of which telephonic communication with the protected premises is effected without previously having taken such measures of a temporary or permanent nature as may be necessary to ensure the continuity of such services to the Company:

(9) The Corporation shall not (except in case of emergency) discharge water into the river Clyde from the waterworks forming part of the West Main Tunnel Works within the protected premises without the approval of the Company and then only at such times as the Company may approve and in a manner approved by the Company as not likely to injure the quays, walls or embankments of the river Clyde or interfere with ships moored alongside:

(10) The Corporation shall so exercise the powers vested in them with reference to the West Main Tunnel Works as to minimise, so far as reasonably practicable, interference with the conduct of the shipbuilding, ship repairing and engineering activities carried on by the Company on the protected premises, whether on land or at the quayside, and with traffic to and from the protected premises and none of the temporary works carried out by the Corporation in or under the bed and foreshore or banks of or adjoining the river Clyde so far as affecting the protected premises shall be commenced until the Corporation shall have submitted to the Company for their approval plans, sections and specifications of such temporary works and none of the said temporary works shall be commenced until the Company shall have expressed in writing their approval of the plans, sections and specifications thereof:

Provided that such approval shall not be unreasonably withheld and that if the Company fail to signify their approval or disapproval of such plans, sections and specifications within twenty-eight days after the receipt thereof, they shall be deemed to have approved thereof:

(11) (*a*) The Corporation shall be responsible for and make good to the Company all costs, losses, damages and expenses which may be occasioned to the Company by reason of the existence or failure of the authorised works or by the acts or defaults of the Corporation or of any person in their employ or of their contractors;

(*b*) The Corporation shall indemnify and hold harmless the Company from all claims or demands which may be made on or against them in consequence of the existence of the West Main Tunnel Works or the failure or want of repair thereof or in consequence of any act or omission of the Corporation their contractors, agents, workmen or servants:

Provided that the Company shall give to the Corporation immediate notice of such claim or demand and that no settlement or compromise thereof shall be made except with

SCH. 1 —*cont.*

the consent of the Corporation who shall (if they so elect) have the sole conduct of any settlement or compromise of any proceedings necessary to resist the same:

(12) The fact that any work or thing has been executed or done in accordance with a plan approved by or not objected to by the Company or with any requirements of the Company or any engineer appointed by the Company or after inspection by or to the satisfaction of such engineer or in accordance with any directions or award of an arbiter under this paragraph shall not relieve the Corporation from any liability for damage caused to the Company or affect any claim by the Company for injury caused to the protected premises or the protected works or any other claim competent to the Company under this paragraph:

(13) Where under this paragraph any claim, question, difference or dispute or any matter or thing is to be referred to arbitration the claim, question, difference or dispute or the matter or thing shall be referred to and settled by a single arbiter to be agreed upon between the Corporation and the Company, or, failing agreement, to be appointed on the application of either party (after notice in writing to the other) by the President of the Institution of Civil Engineers.

For protection of Alexander Stephen & Sons Limited.

14. The following provisions for the protection of Messrs. Alexander Stephen & Sons Limited (hereinafter in this paragraph referred to as "the Company") shall, unless otherwise agreed in writing between the Corporation and the Company, apply and have effect, that is to say:—

(1) In this paragraph—

"the protected premises" means so much of that part of Shieldhall Wharf held on lease by the Company from the Trustees at 1st September, 1953, as is situated within or in the immediate vicinity of the limits of deviation shown on the plans and sections deposited with reference to the West Main Tunnel Order relating to the tunnel Work No. 2 forming part of the West Main Tunnel Works;

"the protected works" means and includes all buildings, railway lines, cranes, machinery or apparatus of any description (including the foundations thereof) in or upon the protected premises, whether at 1st September, 1953, or at any time thereafter:

(2) The Corporation shall be responsible for and make good to the Company all loss and injury which may be suffered by the Company in respect of damage to the protected works or any part thereof by reason of the existence of the tunnel Work No. 2 forming part of the West Main Tunnel Works or by the acts or defaults of the Corporation or of any person in their employment or of their contractors:

SCH. 1 —*cont.*

(3) If at any time the Company are under the necessity, by reason of the widening of the river Clyde by the Trustees in pursuance of their existing statutory powers, of dismantling and removing their existing 30 ton travelling crane from its present position on the protected premises and re-erecting the same on some other part of the protected premises, the Company shall not be liable for any damage or injury to the tunnel Work No. 2 forming part of the West Main Tunnel Works which may result from such dismantling, removal or re-erection:

Provided that before proceeding with the dismantling, removal and re-erection of the said crane the Company shall give notice of their intentions to the Corporation and shall consult with the engineer of the Corporation as to the method to be adopted for the dismantling, removal and re-erection thereof so as to minimise, so far as reasonably practicable, the risk of injury to the said tunnel and works connected therewith and such dismantling, removal and re-erection shall be carried out by the Company according to such method as may be agreed between the Company and the said engineer and, in the event of any difference arising as to the method to be adopted, such difference shall be referred to arbitration under the provisions of this paragraph:

Provided further that nothing in this sub-paragraph shall exonerate the Company from liability to the Corporation for any damage or injury which may be caused to the said tunnel or works connected therewith by negligence on the part of the Company their officers, servants, agents or contractors:

(4) Any difference between the Corporation and the Company in connection with any of the provisions of this paragraph (including any question arising under the proviso to sub-paragraph (3)) shall, failing agreement, be determined from time to time by an arbiter to be mutually agreed upon between the Corporation and the Company or, failing agreement, to be appointed by the President of the Institution of Civil Engineers on the application of either party.

Copy of plans to be made available.

15. The Corporation shall at all times continue to keep at their principal office a copy of the plans and sections deposited with reference to the West Main Tunnel Order.

SCHEDULE 2

Section 50.

TROLLEY VEHICLE ROUTES

Route 101 Riddrie to Shawfield or Rutherglen—

From Riddrie (Maxwelton Road) by way of Provanmill Road, Royston Road, Castle Street, High Street, Albert Bridge and Rutherglen Road, then—

(*a*) by way of Queensferry Street to Shawfield; and

(*b*) by way of Glasgow Road and Main Street to Rutherglen. SCH. 2 —*cont.*

Route 102 Royston Road to Polmadie—

From Royston Road (Darnick Street) by way of Castle Street, High Street, Albert Bridge, Crown Street, Cathcart Road and Aikenhead Road to Polmadie (Bennan Street).

Route 105 Queen's Cross to Ballogie Road or Muirend or Clarkston—

From Queen's Cross by way of Garscube Road, Cowcaddens Street, West Nile Street, George Square South, Victoria Bridge, Gorbals Street and Cathcart Road, then—

(*a*) by way of King's Park Road to Ballogie Road;

(*b*) by way of Holmlea Road and Clarkston Road to Muirend; and

(*c*) by way of Holmlea Road, Clarkston Road, Mearns Road and Busby Road to Clarkston.

Route 106 Bellahouston to Riddrie or Millerston—

From Bellahouston (Ulva Street) by way of Craigton Road, Langlands Road, Govan Road, Morrison Street, Ballater Street, King's Bridge, Bridgeton Cross, Abercromby Street, Duke Street and Cumbernauld Road, then—

(*a*) to Riddrie (Tay Crescent); and

(*b*) to Millerston (Station Road).

Route 107 Muirend to Maitland Street—

From Muirend (Muirend Road) by way of Clarkston Road, Holmlea Road, Langside Road, Victoria Road, Pollokshaws Road, Victoria Bridge, George Square South, West Nile Street and Port Dundas Road to Maitland Street.

Route 108 Ballogie Road to Paisley Road Toll or Linthouse or Shieldhall—

From Ballogie Road by way of Cathcart Road, Allison Street, Shields Road to Paisley Road Toll, then—

(*a*) by way of Govan Road to Linthouse (Moss Road); and

(*b*) by way of Govan Road and Renfrew Road to Shieldhall.

SCHEDULE 3

Section 52.

MODIFICATION OF SECTIONS OF TRAMWAYS ACT, 1870, FOR PURPOSES OF INCORPORATION WITH PART III OF ORDER 1870 c. 78.

Section 26 shall have effect as if it were also therein provided that the Corporation shall lay before the Minister a plan showing the proposed mode of carrying out the work and a statement of the materials intended to be used therein and the Corporation shall not

SCH. 3 —*cont.*

commence the work until such plan and statement have been approved by the Minister and after such approval the work shall be executed in accordance in all respects with such plan and statement and under the superintendence and to the reasonable satisfaction of the local authority (where the local authority is not the Corporation) as provided by the said section.

Section 26 shall have effect as if fourteen days were therein mentioned instead of seven days and as if it were also therein provided that the Corporation shall at the same time as they give to each local authority (where the local authority is not the Corporation) notice of any proposed work deliver to each such local authority a plan and section of the proposed work.

Sections 26, 27, subsections (2), (3) and (4) of section 30, and sections 31, 33 and 41 shall have effect as if all posts, tubes, pipes, wires and other apparatus used or to be used by the Corporation for the purposes of mechanical power were parts of the trolley vehicle undertaking.

Section 27 shall have effect as if it were therein provided that any penalty therein mentioned shall belong to and be paid over to the local authority (where the local authority is not the Corporation).

Subsections (2), (3) and (4) of section 30 shall have effect as if wires or apparatus laid in a road included wires or apparatus erected or carried over a road and as if it were therein provided that where in consequence of the execution of any of the works in connection with the trolley vehicle undertaking it is necessary to alter the position or in any way interfere with the lines or levels of the mains, aqueducts, conduits or lines of pipes, tubes, wires, apparatus or other works of any local authority (other than the Corporation) including consumers' connections such alteration or interference shall at the option of such local authority be carried out by them at the expense of the Corporation:

Provided that in all cases where works are to be executed by such local authority and to be paid for by the Corporation such local authority shall use every means in their power to have the works executed as economically as possible and with all reasonable dispatch.

Section 31 shall have effect as if it were also therein provided that the new, altered or substituted works to be provided by the Corporation shall include the alteration of any existing manholes connected with the sewers of the sanitary authority (where such sanitary authority is not the Corporation) or the construction of any manholes in lieu thereof so that the openings of such new, altered or substituted manholes shall if necessary be placed at the side of the road with a diagonally built means of access for such sewers.

Section 33 shall have effect as if it were therein provided that any pipe, drain, sewer, tube, wire, apparatus or other works already formed or laid or to be hereafter formed or laid of any local authority (other than the Corporation) and lateral or private connections to communicate therewith were a pipe for the supply of gas or water.

Section 41 shall have effect as if it were also therein provided that the materials forming part of the trolley vehicle undertaking removed may be sold as therein provided or used by the local authority themselves (where such local authority is not the Corporation) and

SCH. 3 —*cont.*

that such local authority may out of the proceeds of such sale or of the value of the materials so used pay and reimburse themselves the amount of the cost certified as therein provided and of the cost of sale and the balance if any of the proceeds of such sale or of such value shall be paid over by such local authority to the Corporation.

Section 45 shall have effect as if it were therein provided that the list of all the tolls and charges authorised to be taken shall be carried by every conductor of a trolley vehicle and shall be produced by him on demand of any passenger thereon but need not be exhibited on the trolley vehicle.

Section 50 shall have effect as if twenty pounds were therein mentioned instead of five pounds.

Section 51 shall have effect as if for the words "additional fare for the additional distance" occurring therein there were substituted the words "ordinary fare payable for the distance travelled by him beyond the distance for which he has paid".

SCHEDULE 4

DESCRIPTION OF SUBWAY

Section 84.

A line of subway in the city commencing at Govan Cross Underground Station and proceeding north-north-westwards, under Govan Road, Govan Cross and Water Row, to the south bank of the river Clyde, thence northwards and north-eastwards, under the river Clyde, crossing under Castlebank Street, Hayburn Street, and Beith Street to Merkland Street Underground Station; thence north-eastwards, under Merkland Street, Vine Street, Anderson Street, to the junction of Dumbarton Road at Purdon Street and eastwards, following the line of Dumbarton Road to its junction with Mansfield Street; thence north-eastwards, under Dowanhill Street to Partick Cross Underground Station; thence continuing north-eastwards, under Dalcross Street and Dalcross Lane to the junction of Chancellor Street and Byres Road, north-north-eastwards, following the line of Byres Road to its junction with Dowanside Road, and east-north-eastwards, to Hillhead Underground Station; thence east-north-eastwards and eastwards, crossing under Great George Street, Cranworth Street, Kersland Street, Cecil Street, and Hillhead Street at its junction with Glasgow Street, south-south-eastwards, following the line of Glasgow Street to its junction with Otago Street, and eastwards, under the river Kelvin and South Woodside Road to Kelvinbridge Underground Station; thence eastwards, under the north end of Park Road to the junction of Great Western Road and Lansdowne Crescent; thence south-eastwards and south-south-eastwards, following the line of Great Western Road through St. George's Cross Underground Station, the line of New City Road through Cowcaddens Underground Station and the lines of Cowcaddens Street and Buchanan Street to Buchanan Street Underground Station; thence south-south-westwards, following the line of Buchanan Street, under St. Enoch Square, through St. Enoch Underground Station, under Dixon Street, Clyde Street, the river Clyde, Carlton Place, Carlton Court, Oxford Street and Norfolk Street to Bridge Street Underground Station; thence south-westwards, under Eglinton Street, Cook Street, through West Street Underground Station, and following the line of Scotland Street,

SCH. 4 —*cont.*

through Shields Road Underground Station to Kinning Park Underground Station at Cornwall Street; thence westwards and north-westwards, under Plantation Park, Clifford Street, Paisley Road West and Cessnock Street to Cessnock Underground Station; thence west-north-westwards, under Middleton Street, Harley Street, Elizabeth Street, Midlock Street, Whitefield Road, Carmichael Street and Copland Road to Copland Road Underground Station; thence north-north-westwards under Woodville Street, Clynder Street, Brighton Street, Briton Street, Iona Street, Columba Street, Kintra Street, Summertown Road, Neptune Street, Vicarfield Street, Orkney Street, Broomloan Road and the Govan Railway Marshalling Yards to the point of commencement.

SCHEDULE 5

Section 91.

PROTECTIVE PROVISIONS, ETC., APPLICABLE TO THE SUBWAY

Tunnels to be made of sufficient strength and durability.

1. The tunnels comprising the subway shall throughout be maintained of such strength and durability as shall be sufficient for the effectual support of any buildings, present or future, fronting or abutting on the streets or roads in which the tunnels are made, or upon the land over or by the side of the tunnels and for the effectual support of the quay walls, quay sheds, roadways, railways, tramways and works of the Trustees of the Clyde Navigation at present authorised or which may hereafter be authorised, not being different in character from their present or authorised works, under which the subway tunnels may be constructed, and also of the railway authorised by the Clyde Navigation Act, 1883, and any Acts amending the same.

1883 c. clvi.

Providing for ventilation of subway.

2.—(1) Subject to the provisions of this Order, and upon lands belonging to the Corporation, or over which the Corporation have an easement or servitude for the purpose the Corporation may make and maintain all requisite openings, shafts or vents for the purpose of ventilating the subway, and the Corporation may, for the purpose of such openings, shafts or vents, or for other purposes in the construction of the subway, break up, alter, interfere with and divert all sewers, drains, gas and water mains and pipes, and other works, and also, any telegraph wires and works connected therewith, which may impede the construction and use of the subway or of the said openings, shafts or vents.

(2) Nothing in this section shall extend to or authorise any interference with any works of the South of Scotland Electricity Board except in accordance with and subject to the provisions of section 15 of the Electric Lighting Act, 1882.

1882 c. 56.

(3) (*a*) The Corporation shall not in exercise of the powers of this section alter any telegraphic line belonging to or used by the Postmaster General except in accordance with and subject to the provisions of paragraphs (1) to (8) of section 7 of the Telegraph Act, 1878.

1878 c. 76.

(*b*) In this section the expression " alter " has the same meaning as in the Telegraph Act, 1878.

SCH. 5 —*cont.*

3. The Corporation shall make to the owners and occupiers of, and all other parties interested in the lands and buildings in the street or streets between Great Clyde Street and St. George's Church (all of which are together referred to in this section as " the street "), full compensation for all injuries or damage which may in any way arise to any of the said lands, or to any buildings present or future thereon, or to any goods, furniture or effects thereon or therein, in connection with the operation of the subway, or of the exercise of any of the powers hereby conferred upon the Corporation and such compensation shall be recoverable from time to time as such injuries or damage shall accrue or be discovered, but no claim for such compensation shall be made or allowed, unless the occurrence of the injury or damage in respect of which it is intended to claim, if known to the claimant, shall be notified in writing to the Corporation, without unreasonable delay, by the person intending to claim, nor shall any such claim be recoverable unless it shall be presented to the Corporation by such person within six months from the discovery of the damage complained of:

For the protection of proprietors of property between Great Clyde Street and St. George's Church, Buchanan Street, Glasgow.

Provided that the rights and remedies in this section shall be in addition to the rights and remedies which the owners or occupiers of, or other parties interested in any premises in the street may or shall have against the Corporation by virtue of this head of this Part of this Order.

4. For the protection of the trustees of the Clyde Navigation (hereinafter referred to as " the Clyde Trustees ") the following provisions shall apply and have effect, viz. :—

For the protection of the Clyde Trustees.

(1) All the works of the Corporation in connection with the subway shall be executed in a substantial and workmanlike manner, and shall be maintained in a good and substantial condition, and if any loss or damage shall be sustained by the Clyde Trustees by reason of the failure of any of the said works or of the use thereof by the Corporation, the Corporation shall pay to the Clyde Trustees full compensation in respect thereof:

(2) All the said works of the Corporation shall be executed and thereafter maintained by and in all things at the expense of the Corporation:

(3) The Clyde Trustees shall not incur or be under any obligation or responsibility whatever in respect of the said works, and the Corporation shall indemnify, free and relieve the said Trustees of all claims for loss or damage of every description (if any) which may arise or be made against the said Trustees in connection with or consequent upon such works:

(4) The Clyde Trustees shall not incur or be under any obligation or responsibility for any damage which may be caused to the subways or other works of the Corporation in connection therewith either by any future operations of the Clyde Trustees, or by vessels sunk or being lifted or otherwise dealt with in the harbour of Glasgow or the river Clyde, unless in the case of such damage being caused by the default or negligence of the said Trustees or those for whom they are responsible;

SCH. 5 —*cont.*

(5) If any difference shall arise between the Corporation and the Clyde Trustees as to anything to be done or not to be done under the provisions of this section, the same shall be referred to and determined by an engineer to be agreed upon between the parties, or failing agreement, to be appointed on the application of either of the parties in difference by the sheriff of the county of Lanark, and the award of the engineer so appointed shall be final and binding on both parties, and the costs of the arbitration shall be in the discretion of the arbiter.

As to works affecting the British Railways Board.

5.—(*a*) The Corporation shall be solely liable to all persons for any damage or injury at any time caused to any property in consequence of the construction by the former Glasgow District Subway Company of the portion of the former Glasgow Central Railway to be constructed by them in pursuance of section 36 (As to works affecting the Caledonian and Glasgow and South Western Railway companies) of the Glasgow District Subway Act, 1890, and of the construction of the subway, and shall indemnify the British Railways Board (hereinafter in this paragraph referred to as "the Board") from all claims and demands in respect thereof.

1890 c. clxii.

(*b*) The Corporation shall maintain the subway where the same passes or is intended to pass under any railways or works of the Board of such strength and durability as shall be sufficient for the effectual and safe support of any such railways and works, or any buildings over the same.

(*c*) The subway shall be maintained and used, and all operations connected therewith shall be conducted in such manner as not to injure or endanger the stability of any railways, works or buildings of the Board over the same, nor to cause any interruption, impediment, inconvenience or danger to the traffic thereon or use thereof.

(*d*) In the event of any damage or injury being at any time caused, or likely to be caused, to any existing or authorised railways, works or buildings belonging to the Board by the maintenance or use of the subway or from any failure or defect therein, the Board may give notice thereof to the Corporation, and the Corporation shall thereupon forthwith take effectual measures to restore or prevent such damage or injury; and in their default or in cases of emergency the Board may enter upon the works or property forming part of the subway undertaking and execute and do such works and things as may be necessary to restore or prevent such damage or injury, without being liable to the Corporation for any injury or interference thereby occasioned to the works or undertaking of the Corporation; and the Corporation shall on demand repay to the Board the costs and expenses sustained or paid by the Board under this sub-paragraph.

(*e*) The Corporation shall also pay and make good to the Board all damages and loss sustained by them respectively, from or in consequence of any such damages or injury, as mentioned in the last preceding sub-paragraph, or from or in consequence of any interruption, impediment, or inconvenience to the traffic or use of their railways, works, buildings and property at any time arising from the works or operations of the Corporation, or any failure or defect in such works; and the Corporation shall also be solely liable to all persons using the railways or works of the Board for any damage,

SCH. 5 —*cont*

injury or loss at any time sustained by them by or in consequence of any such works or operations of the Corporation, or any failure or defect in such works, and the Corporation shall indemnify the Board from all claims and demands of such persons in respect thereof.

(*f*) All the works of the Corporation in connection with the subway undertaking under or affecting the railways, works or property of the Board shall be maintained in a good and substantial condition by and in all things at the expense of the Corporation.

(*g*) If the Board shall at any time widen their railway at the points where the subway is carried through or under their stations, sidings, rails, lands, works and property, the Corporation shall not be entitled to object to such widening, but the same shall be made at the sight and to the approval of the engineer for the time being of the Corporation in the same manner and subject to the same conditions as was provided by the Glasgow District Subway Act, 1890, with respect to the formation of the subway through or under the stations, sidings, rails, lands, works and property of the former North British Railway Company. 1890 c. clxii.

(*h*) If any difference arises between the Corporation and the Board, or their respective engineers, as to anything to be done or not to be done under the provisions of this paragraph, the same shall be settled by arbitration.

For the protection of the Lansdowne United Presbyterian Church.

6. The Corporation shall make to the owners of the Lansdowne United Presbyterian Church full compensation for all loss and damage which may result thereto, or to the property therein, by reason of the exercise by the Corporation of any of the powers conferred by this head of this Part of this Order, and injuries recoverable under this section shall be recoverable from time to time, as such injuries may accrue or be discovered, but no claim in respect thereof shall be made or allowed unless the occurrence of the damage in respect of which it is intended to claim, if known to the claimants, shall be notified in writing to the Corporation without unreasonable delay, nor shall any such claim be recoverable unless it shall be presented to the Corporation within six months from the discovery of the damage complained of.

Underpinning or otherwise strengthening houses.

7. Whereas in order to avoid in the maintenance of any works in connection with the subway injury to the houses, cellars and buildings within 100 feet of the subway it may be necessary to underpin or otherwise strengthen the same. Therefore the Corporation at their own expense may and if required by the owners or lessees of any such house, cellar or building, shall subject as hereinafter provided in this section, underpin or otherwise strengthen the same and the following provisions shall unless otherwise agreed have effect and be binding on the Corporation, that is to say:—

(1) At least twenty days' notice shall unless in case of emergency be given to the owners, lessees and occupiers or by the owners or lessees of the house, cellar or building so intended or so required to be underpinned or otherwise strengthened:

(2) Each such notice if given by the Corporation shall be served in manner prescribed by section 18 of the Lands Clauses Consolidation (Scotland) Act, 1845, and if given by the owners, or lessees of any such house, cellar or building to be underpinned or strengthened shall be sent to the principal office of the Corporation: 1845 c. 19.

SCH. 5 —*cont.*

(3) If any owner, lessee or occupier of any such house, cellar or building of the Corporation as the case may require within fourteen days after the giving of such notice give a counter-notice in writing that he or they as the case may be dispute the necessity of such underpinning or strengthening the question of the necessity shall (failing agreement) be determined by an engineer to be agreed upon or in case of difference appointed as arbiter at the instance of either party by the President of the Institution of Civil Engineers:

(4) The arbiter appointed shall forthwith upon the application of either party proceed to inspect such house, cellar or building and determine the matter referred to him and in the event of his deciding that such underpinning or strengthening is necessary he may and if so required by such owner, lessee or occupier shall prescribe the mode in which the same shall be executed and the Corporation may and shall proceed forthwith so to underpin and strengthen the said house, cellar or building:

(5) The Corporation shall be liable to compensate the owners, lessees and occupiers of every such house, cellar or building for any inconvenience, loss or damage which may result to them by reason of the exercise of the powers granted by this section:

(6) If in any case in which any house, cellar or building has been underpinned or strengthened such underpinning or strengthening proves inadequate for the support or protection of the house, cellar or building against further injury arising from the execution or use of the works of the Corporation then and in every such case the Corporation shall make compensation to the owners, lessees and occupiers of such house, cellar or building for such injury provided the claim for compensation in respect thereof is made by such owners within twelve months and by such lessees or occupiers within six months from the discovery thereof:

(7) Nothing in this section nor any dealing with any property in pursuance of this section shall relieve the Corporation from the liability to compensate under the Lands Clauses Consolidation (Scotland) Act, 1845, or under any other Act:

1845 c. 19.

(8) Every case of compensation to be ascertained under this section shall be ascertained according to the provisions of the Lands Clauses Acts:

(9) Nothing in this section shall repeal or affect the application of section 90 of the Lands Clauses Consolidation (Scotland) Act, 1845.

Extending provisions for protection of Subway Company to Corporation.

8. Notwithstanding anything in the repealed Acts or in this head of this Part of this Order the provisions of any local or personal Act and of any Order confirmed by Parliament for the protection and benefit of the former Glasgow Subway Railway Company shall extend and apply to the Corporation in respect of the subway undertaking, as if the Corporation had been mentioned therein in place of the said Company.

SCHEDULE 6

AGREEMENT between the CORPORATION OF THE CITY OF GLASGOW (hereinafter called " the Corporation ") of the first part, SCOTTISH OMNIBUSES LIMITED, W. ALEXANDER AND SONS LIMITED, WESTERN S.M.T. COMPANY LIMITED, CENTRAL S.M.T. COMPANY LIMITED AND DAVID LAWSON LIMITED being companies incorporated under the Companies Acts (hereinafter called " the Companies ") of the second part, and the BRITISH TRANSPORT COMMISSION established and incorporated under and in virtue of the Transport Act, 1947 (hereinafter called " the Commission ") of the third part: Section 104. 1947 c. 49.

Whereas the Corporation are operating services of tramcars trolley vehicles and public service vehicles in and beyond the City of Glasgow (hereinafter called " the City "); And whereas the Companies are subsidiary companies of the Commission and are operating services of public service vehicles into and out of the City; And whereas the Commission are operating railways in and in the districts adjoining the City and have under consideration the electrification of parts of those railways; Now therefore the parties have agreed and do hereby agree as follows, videlicet:—

First

Subject as hereinafter provided the Corporation shall not except as otherwise agreed in writing between the parties operate any service of tramcars trolley vehicles or public service vehicles beyond the limits of the City as existing from time to time and shall not apply for consent under Part V of the Road Traffic Act 1930 to operate public service vehicles on any road outside such limits: Provided that— 1930 c. 43.

(*a*) nothing in this Article shall apply to the operation by the Corporation of—

(i) the services of tramcars trolley vehicles and public service vehicles specified in the First Schedule to this Agreement on such sections of route and for such distances outside the present limits of the City as are so specified; or

(ii) tramcars trolley vehicles or public service vehicles beyond the limits of the City as existing from time to time to such extent only as may be necessary or convenient for the purpose of providing transport between points within such limits by a service which both originates and terminates within such limits; and

(*b*) in the case of the services of tramcars specified in the Second Schedule to this Agreement the Corporation shall cease to operate such services between the places and for the distances so specified on such date as may be agreed between the parties hereto and in any case not later than the Thirty-first day of December Nineteen hundred and sixty.

Second

Subject as hereinafter provided the Corporation shall not make objections or other representations with respect to the grant of any road service licence or backing or any variation of the conditions

SCH. 6 —*cont.*

attached to any road service licence or backing applied for by the companies or any of them in respect of any service of public service vehicles which is at any time operated or proposed to be operated into or out of the City as existing from time to time except to the extent to which any such grant or variation would permit of any passenger being on any one journey both taken up and set down within the limits of the City as existing from time to time provided that nothing in this Article shall preclude the Corporation from making such representations to the Traffic Commissioners for the Scottish Traffic Area as they may think fit with regard to the routing of public service vehicles and the fixing of stopping places and terminal points within the City as existing from time to time or from exercising such other powers with regard to those matters as they may from time to time possess.

Third

In consideration of the obligations on the part of the Corporation to be observed and performed under this Agreement the Commission shall as part of their plan for the modernisation of their railways proceed with the preparation of schemes for the electrification of the railway routes in the Clyde Valley which are for the purposes of identification but not of limitation specified in the Third Schedule to this Agreement subject however to the condition that—

(*a*) the priority and timing of such schemes shall be such as may be determined by the Commission and that the work of electrification under any such schemes shall be carried out as circumstances in the opinion of the Commission permit; and

(*b*) it shall be competent for the Commission at any time to make such modifications to any such schemes and in particular such variations with regard to the lengths of route to be electrified as they may think fit.

Fourth

1954 c. 64

The Corporation on the one hand (subject to the provisions of the Transport Charges &c. (Miscellaneous Provisions) Act, 1954) and the Commission on the other hand shall continue to have such rights and freedom as they presently hold or exercise in regard to the fixing of fares and charges for or in respect of any transport services or facilities provided by them respectively.

Fifth

As soon as practicable after the execution of this Agreement a Committee (hereinafter called " the Advisory Committee ") shall be constituted which shall consist of not more than six persons for the time being appointed by the Corporation being members or senior officers of the Corporation and not more than six persons for the time being appointed by the Commission being senior officers of the Commission or Directors or senior officers of any of the Companies. The Advisory Committee shall meet at such places in the City and on such occasions not being less than two per annum as the Corporation and the Commission may together decide and the quorum and procedure of the Advisory Committee shall be such as the Committee may from time to time determine.

Sixth

It shall be the duty of the Advisory Committee to consider and make recommendations to the parties to this Agreement with regard to all

SCH. 6 —*cont.*

such matters (including fares and charges) concerning passenger transport services—

(*a*) between points within the boundaries of the City as existing from time to time, and

(*b*) on any sections of route specified in the First Schedule to this Agreement

as affects the interests of the Corporation and any of the other parties to this Agreement.

Seventh

This Agreement except as otherwise agreed in writing between the parties or determined by Parliament shall continue in force in perpetuity.

Eighth

This Agreement shall be scheduled to the first Provisional Order hereafter promoted by the Corporation and is subject to such alteration as may be made therein by Parliament or the Secretary of State during the progress of the said Provisional Order but if any alteration be so made therein or in any clause of the said Provisional Order relative thereto or included for the purpose of enabling the Corporation to implement any of the provisions of this Agreement being an alteration which is in the opinion of any of the parties hereto a material alteration or if any such clause of the said Provisional Order is disallowed it shall be competent for any of the parties to withdraw from this Agreement which shall then become void: In witness whereof these presents typewritten on this and the preceding page are, together with the First, Second and Third Schedules hereto annexed, executed by the parties hereto as follows: they are sealed with the common seal of the Corporation of the City of Glasgow and subscribed for them and on their behalf by Thomas Cumming Henderson and William Patrick Robertson, two Members of said Corporation and by Sir William Kerr, Town Clerk of the said City, all at Glasgow on the Eleventh day of October, Nineteen hundred and fifty-six before these witnesses Peter Murdoch Howitt and Alexander Taylor Goodman, both Solicitors in the Town Clerk's Office, Glasgow; they are on the Nineteenth day of said month and year last mentioned sealed with the common seals of the Companies of the second part and subscribed for said Companies and on their behalf by James Amos and Walter Alexander, Junior, two Directors, and Hugh Cecil McCrostie, Secretary, all of Scottish Omnibuses Limited; by the said James Amos and the said Walter Alexander, Junior, two Directors and John McLaren Barbour, Secretary, all of W. Alexander and Sons Limited; by the said James Amos and William Letham Sword, two Directors, and Robert Watt McWhirter, Secretary, all of Western S.M.T. Company Limited; by the said James Amos and Robert Brownlee Dick, Junior, two Directors, and William Malcolm Ritchie, Secretary, all of Central S.M.T. Company Limited; and by the said James Amos and the said Walter Alexander, Junior, two Directors, and the said John McLaren Barbour, Secretary, all of David Lawson Limited; and they are sealed with the common seal of the British Transport Commission and subscribed for them and on their behalf by the Right Honourable Robert Alexander Palmer, Lord Rusholme, a Member of the Commission, and Sidney Berald Taylor, their Chief Secretary, all at London on the Twenty-ninth day of said month and year last mentioned,

SCH. 6 —*cont.*

before these witnesses, Harold Leslie Brazier, Assistant Secretary, and William Henry Mann, Clerk, both in the Office of the said Chief Secretary, at Two hundred and Twenty Two Marylebone Road, London, N.W.1.

" James Amos "
" W. Alexander, Jr." (L.S.)
" H. C. McCrostie "

" James Amos "
" W. Alexander, Jr." (L.S.)
" J. Barbour, Secretary "

" James Amos "
" W. L. Sword " (L.S.)
" R. McWhirter, Secretary "

" James Amos "
" R. B. Dick, Jr." (L.S.)
" W. M. Ritchie, Secretary "

" James Amos "
" W. Alexander, Jr." (L.S.)
" J. Barbour, Secretary "

" Alexander T. Goodman," Witness (L.S.)
" P. M. Howitt," Witness
" H. L. Brazier," Witness (L.S.)
" W. H. Mann," Witness

" Thos. C. Henderson "
" W. P. Robertson "
" William Kerr "
" Rusholme "
" S. B. Taylor "

FIRST SCHEDULE

SERVICES, SECTIONS OF ROUTE AND DISTANCES REFERRED TO IN PROVISO (*a*) (i) TO ARTICLE FIRST

*Corporation Service Number	Sections of Route Outside City Boundary		Distance outside City Boundary. Miles
	From City Boundary at	To	
T.1, 9, 26	Yoker Burn	Terminus at Scott Street Dalmuir	2·43
B.11 ...	Yoker Burn ...	Terminus at Cunard Street Clydebank	0·76
B.19 ...	Great Western Road	Terminus at Clarence Street Clydebank	0·63
B.9, 20 ...	Great Western Road	City boundary at Drumry Road	0·12
T.25, 32 ...	Colston Road ...	Terminus at Kenmure Avenue Bishopbriggs	0·63
T.15, 23 ...	Glen Ogle Street ...	Terminus at Baillieston-Edinburgh Road Junction	1·88
T.29 ...	Killin Street ...	Terminus at Calderpark Zoo	2·3
B.30 ...	Killin Street ...	Terminus at Gardenside Crescent, Carmyle	1·16
T.9 ...	London Road east of Braidfauld Street	Terminus at Causewayside Street	0·18
T.17 ...	Dalmarnock Bridge	Terminus at Cambuslang Road at Farme Bowling Club	0·52

FIRST SCHEDULE—*continued* SCH. 6 —*cont.*

*Corporation Service Number	Sections of Route Outside City Boundary		Distance outside City Boundary. Miles
	From City Boundary at	To	
T.18, 26 ...	Dalmarnock Bridge	Terminus at Dukes Road Burnside	1·56
T.18A, 26A	Rutherglen Bridge	Terminus at Glasgow Road	0·15
B.2 ... (Rutherglen)	King's Park Avenue	Terminus at Penman Avenue	1.69
B.2 ... (King's Park)	King's Park Avenue	Terminus at junction of Croftfoot Road and Mill Street	0·76
B.22 ...	Dalmarnock Bridge	City boundary at Curtis Avenue	1·68
B.46 ...	Dalmarnock Bridge	Junction of Croftfoot Road and Mill Street	2·06
B.7A ...	Cathcart Road ...	City boundary at Kingsacre Road	0·48
TB.101 ...	Shawfield Park Glasgow Road	Terminus at junction of King's Road and Caledonia Avenue, Rutherglen	1·27
B.31 ...	Carmunnock Road	Terminus at Gallowhill Road	0·15
TB.105 ...	Clarkston Road ...	Terminus at junction of Benview Road and Mearns Road	1·54
B.32 ...	Fernleigh Road ...	Terminus at junction of Benview Road and Mearns Road	2·41
T.8 ...	Fernleigh Road ...	Terminus at Rouken Glen Park	1·94
T.25 ...	Thornliebank Railway Station	Terminus at Rouken Glen Park	1·04
T.14 ...	Thornliebank Railway Station	Nitshill Road at Thornliebank Road	1·00
B.25 ...	Hillington Road ...	Terminus at Rolls Royce Bus Stance North Hillington Industrial Estate	1·18
B.27 ...	Hillington Road ...	Terminus at Rolls Royce Bus Stance North Hillington Industrial Estate	0·93
B.29 ...	Renfrew Road ...	Terminus at Rolls Royce Bus Stance South Hillington Industrial Estate	1·27
B.36 ...	Renfrew Road ...	Terminus at Rolls Royce Bus Stance South Hillington Industrial Estate	1·27
B.13, 22 ...	Inveresk Street ...	Terminus at Torphin Crescent	0·10

*Corporation Service Numbers

T — Service of tramcars B — Service of public service vehicles
TB — Service of trolley vehicles

SCH. 6 —*cont.*

SECOND SCHEDULE

SERVICES OF TRAMCARS PLACES AND DISTANCES REFERRED TO IN PROVISO (*b*) TO ARTICLE FIRST

Corporation Service Number	From	To Terminus at	Distance. Miles
4 and 27 ...	City Boundary at Hillington Road	Paisley North	2·662
14	Darnley at Nitshill Road junction with Parkhouse Road	Cross Stobs ...	3·107
15 and Coatbridge local Services	Baillieston-Edinburgh Road junction	Airdrie ...	5·703
17	Cambuslang Road at Farme Bowling Club	Cambuslang ...	1·694
21 and Paisley local services	Paisley Road West at Crookston Road	Elderslie Depot	4·213
	Terminus at Renfrew Ferry	Glenfield ...	5·425
29	Maryhill Road at Maryhill Park	Milngavie ...	3·064

THIRD SCHEDULE

RAILWAY ROUTES REFERRED TO IN ARTICLE THIRD

North of the Clyde

Glasgow Queen Street Low Level to:—

Helensburgh and Balloch via both Clydebank Central and Drumchapel

Milngavie

Airdrie

Bridgeton Central.

South of the Clyde

Glasgow Central to:—

Kirkhill

Neilston High

Cathcart Circle lines.

SCHEDULE 7

Section 139.

CONFIRMING AUTHORITY FOR BYELAWS

Number and marginal note of section	Confirming authority
Section 56 (Byelaws by Corporation as to trolley vehicles, etc.)	The Sheriff.
Section 75 (Power to reserve omnibuses and trolley vehicles for special purposes)	The Minister.
Section 76 (Power to require intending passengers to wait in lines or queues)	The Sheriff.
Section 99 (Power to make byelaws as to number of passengers on subway carriages)	The Sheriff.
Section 110 (Incorporation of Markets and Fairs Clauses Act)	The Secretary of State.
Section 117 (Power to make byelaws as to markets)	The Secretary of State.
Section 118 (Power to make byelaws as to slaughterhouses)	The Secretary of State.

SCHEDULE 8

PROVISIONS OF ACTS AND ORDERS REPEALED

Section 142.

Session and chapter or number of statutory instrument	Title of Act or Order or statutory instrument	Extent of repeal
18 & 19 Vict. c. cxviii	The Glasgow Corporation Waterworks Act, 1855	Sections 3, 5, 6, 7, 9, 11 to 13, 15, 16, 20 to 22, 38, 42 to 45, 47 to 111, 119, 120 and Schedule C.
22 Vict. c. ix	The Glasgow Corporation Waterworks Amendment Act, 1859	Sections 4, 5, 6, 16, 17 and 19.
23 & 24 Vict. c. xxxiii	The Glasgow Corporation Waterworks Amendment Act, 1860	Sections 4 to 6 and 11.
28 & 29 Vict. c. lxiii	The Glasgow Markets and Slaughterhouses Act, 1865	The whole Act so far as not already repealed.
28 & 29 Vict. c. lxix	The Glasgow Corporation Waterworks Amendment Act, 1865	Sections 3 to 13 and 20 to 24.
29 & 30 Vict. c. cclxxiii	The Glasgow Police Act, 1866	Section 414.

SCH. 8 —*cont.*

Session and chapter or number of statutory instrument	Title of Act or Order or statutory instrument	Extent of repeal
29 & 30 Vict. c. cccxxviii	The Glasgow Corporation Waterworks Amendment Act, 1866	Sections 3, 5 to 7, 28, 30 and 32.
34 Vict. c. xxxvi	The Glasgow Markets and Slaughter-houses Act, 1871	The whole Act.
34 & 35 Vict. c. cviii	The Vale of Clyde Tramways Act, 1871	The whole Act so far as not already repealed.
35 & 36 Vict. c. xli	The Glasgow Municipal Act, 1872	Section 28.
36 & 37 Vict. c. xxxvi	The Glasgow Corporation Waterworks Amendment Act, 1873	Sections 8 to 14 and section 16.
39 & 40 Vict. c. lxv	The Vale of Clyde Tramways Act, 1876	The whole Act so far as not already repealed.
40 & 41 Vict. c. xiv	The Glasgow Markets and Slaughterhouses Act, 1877	The whole Act so far as not already repealed.
40 & 41 Vict. c. cxxviii	The General Police and Improvement (Scotland) Act, 1862, Order Confirmation (Glasgow) Act, 1877	In the scheduled Order, article (17).
40 & 41 Vict. c. clxv	The Glasgow Corporation Waterworks Amendment Act, 1877	Sections 3, 5, 6, 8, 9 and 14 to 25.
41 & 42 Vict. c. c	Glasgow Municipal Act, 1878	Section 19.
42 & 43 Vict. c. xl	Glasgow Corporation Waterworks Amendment Act, 1879	The whole Act so far as not already repealed.
45 & 46 Vict. c. xix	Glasgow Corporation and Police Act, 1882	Sections 25 to 28 and section 41.
45 & 46 Vict. c. lxxxvii	Glasgow Corporation Waterworks Amendment Act, 1882	Sections 2, 4 to 18 and section 23.
47 & 48 Vict. c. xxv	Glasgow Corporation Act, 1884	The whole Act so far as not already repealed.
48 & 49 Vict. c. cxxxvi	Glasgow Corporation Waterworks Act, 1885	Sections 2, 4 to 19, 21 to 27, 31 to 42, 45, 48, 49 and Schedules D, E and F.
51 & 52 Vict. c. xxiii	Glasgow Corporation Act, 1888	Section 24.
51 & 52 Vict. c. clxiv	The Vale of Clyde Tramways Act, 1888	The whole Act so far as not already repealed.
53 & 54 Vict. c. clxii	Glasgow District Subway Act, 1890	The whole Act so far as not already repealed.
54 & 55 Vict. c. cxxx	City of Glasgow Act, 1891	Section 34 and subsections (1) to (5) of section 39.
55 & 56 Vict. c. cxi	Glasgow Corporation Waterworks Act, 1892	Sections 2, 4 to 22, 25 and 26 and Schedules 1, 2 and 3

SCH. 8 —*cont.*

Session and chapter or number of statutory instrument	Title of Act or Order or statutory instrument	Extent of repeal
56 & 57 Vict. c. lxix	Govan Burgh (Tramways) Act, 1893	The whole Act so far as not already repealed.
57 & 58 Vict. c. clxxiv	Glasgow District Subway (Further Powers) Act, 1894	The whole Act so far as not already repealed.
62 & 63 Vict. c. clxii	Glasgow Corporation (Gas & Water) Act, 1899	The whole Act so far as not already repealed.
1 Edw. 7 c. clxvi	Clydebank Burgh Tramways Order Confirmation Act, 1901	The whole Act and the scheduled Order.
1 Edw. 7 c. clxxix	Glasgow Corporation (Tramways and General) Order Confirmation Act, 1901	In the scheduled Order, section 23.
1 Edw. 7 c. cclxxxi	Paisley District Tramways Order Confirmation Act, 1901	The whole Act and the scheduled Order so far as not already repealed.
2 Edw. 7 c. cclxi	Glasgow Corporation (Water & General) Order Confirmation Act, 1902	In the scheduled Order, sections 3 and 5 to 27 and section 30.
3 Edw. 7 c. ccxxviii	Glasgow Corporation Tramways Order Confirmation Act, 1903	In the scheduled Order, sections 22 to 25.
4 Edw. 7 c. cxl	Govan Corporation Order Confirmation Act, 1904	In the scheduled Order, section 8.
4 Edw. 7 c. clxxxiii	Glasgow Corporation (Tramways &c.) Order Confirmation Act, 1904	The whole Act and the scheduled Order so far as not already repealed.
5 Edw. 7 c. cxxvii	Glasgow Corporation Order Confirmation Act, 1905	In the scheduled Order—in section 3 the definitions of "The Markets Acts", "The bazaar", "The cheese market", "The clothes market", "The bird and dog market" and "The transferred markets"; sections 44 to 56 and section 84.
5 Edw. 7 c. cxxviii	Glasgow Corporation (Tramways Consolidation) Order Confirmation Act, 1905	The whole Act and the scheduled Order so far as not already repealed.
5 Edw. 7 c. cxxx	Paisley District Tramways Order Confirmation Act, 1905	The whole Act and the scheduled Order so far as not already repealed.
7 Edw. 7 c. cxlvi	Glasgow Corporation Act, 1907	Sections 5 to 11, subsections (1) and (2) of section 70 and in Schedule 1 the references to The Glasgow Corporation Waterworks Act, 1855, The Glasgow Corporation Waterworks

SCH. 8 —*cont.*

Session and chapter or number of statutory instrument	Title of Act or Order or statutory instrument	Extent of repeal
		Amendment Act, 1859, The Glasgow Markets and Slaughterhouses Act, 1865, The Clydebank Burgh Tramways Order, 1901, The Glasgow Corporation (Tramways, &c.) Order, 1904 and The Glasgow Corporation (Tramways Consolidation) Order, 1905.
8 Edw. 7 c. cxx	Paisley District Tramways Order Confirmation Act, 1908	The whole Act and the scheduled Order so far as not already repealed.
9 Edw. 7 c. cxxxvii	Glasgow Corporation Act, 1909	In section 5 (2) paragraphs (1), (2) and (6); in section 16 (4) the words "The Waterworks Clauses Act 1847;" sections 19 to 31 and section 43; in Schedule 2 the entries relating to Water, Markets and Tramways; and Schedules 5 and 6.
1 & 2 Geo. 5 c. cxxviii	Paisley District Tramways Order Confirmation Act, 1911	The whole Act and the scheduled Order.
2 & 3 Geo. 5 c. xcv	Glasgow Boundaries Act, 1912	Sections 22 and 50; in subsection (3) of section 55 the words "(A) the Water Acts; and (B)"; in section 58 the word "water" and the words "water commissioners and".
2 & 3 Geo. 5 c. xcvi	Glasgow Water Act, 1912	Sections 4 to 23 and 25 to 30; and Schedules 1, 2, 3 and 4.
2 & 3 Geo. 5 c. cxlix	Glasgow Corporation Order Confirmation Act, 1912	In the scheduled Order, sections 6 to 11.
4 & 5 Geo. 5 c. clxviii	Glasgow (Tramways Bridges, &c.) Act, 1914	Sections 6, 7, 10 to 20 and section 22; in section 53 the words "the Tramway No. 15 the Street Work No. 8 and" and the words "the said Tramway No. 15 the said Street Work No. 8 and"; sections 54 and 55 and so much of the Schedule as relates to Street Works.
4 & 5 Geo. 5 c. clxxviii	Glasgow Corporation Order Confirmation Act, 1914	In the scheduled Order, section 31.

SCH. 8 —*cont.*

Session and chapter or number of statutory instrument	Title of Act or Order or statutory instrument	Extent of repeal
5 & 6 Geo. 5 c. cv	Glasgow Water Order Confirmation Act, 1915	The whole Act and the scheduled Order.
8 & 9 Geo. 5 c. xxv	Glasgow Corporation Order Confirmation Act, 1918	The whole Act and the scheduled Order.
9 & 10 Geo. 5 c. xcvi	Glasgow Corporation Order Confirmation Act, 1919	In the scheduled Order, sections 5, 18 to 33 and section 36 and the schedule.
9 & 10 Geo. 5 c. cxiii	Glasgow Water Order Confirmation Act, 1919	The whole Act and the scheduled Order.
10 & 11 Geo. 5 c. xl	Glasgow Corporation Order Confirmation Act, 1920	In the scheduled Order, sections 11, 19, 20, 21, 23 and 24 and the schedule.
11 & 12 Geo. 5 c. xv	Glasgow Corporation Order Confirmation Act, 1921	In the scheduled Order sections 16 to 18.
12 & 13 Geo. 5 c. xlviii	Glasgow Corporation Order Confirmation Act, 1922	In the scheduled Order, sections 5 to 39 and the schedule.
13 Geo. 5 c. ii	Glasgow (Tramways &c.) Order Confirmation Act, 1922 (Session 2)	The whole Act and the scheduled Order so far as not already repealed.
13 & 14 Geo. 5 c. lii	Glasgow Corporation Order Confirmation Act, 1923	In the scheduled Order sections 4 to 42 and Schedules 1 to 4.
15 Geo. 5 c. iv	Glasgow Corporation Order Confirmation Act, 1924	In the scheduled Order, sections 4 to 24 and Schedule 1.
15 & 16 Geo. 5 c. lxvii	Glasgow Corporation Order Confirmation Act, 1925	In the scheduled Order, sections 4 to 22, 24, 25, 27 28 and 30 and the schedule.
15 & 16 Geo. 5 c. cxxxi	Glasgow Boundaries Act, 1925	Sections 7, 26, 32 to 34 and 41.
17 & 18 Geo. 5 c. lix	Glasgow Corporation Order Confirmation Act, 1927	In the scheduled Order, sections 4, 31 to 58, 64 to 67 and section 72 and Schedules 2, 3, 4 and 5.
19 & 20 Geo. 5 c. ix	Glasgow Corporation Order Confirmation Act, 1929	In the scheduled Order, sections 4, 20 to 32 and section 39 and the schedule.
20 & 21 Geo. 5 c. xxxvii	Glasgow Corporation Act, 1929	Sections 16, 17, 27 and 28.
20 & 21 Geo. 5 c. clxxvii	Glasgow Corporation Act, 1930	Sections 5 to 19 and 28 to 30.
22 & 23 Geo. 5 c. xxiv	Glasgow Corporation Order Confirmation Act, 1932	In the scheduled Order, sections 5, 6, 7 and 10.
24 & 25 Geo. 5 c. lxix	Glasgow Corporation Order Confirmation Act, 1934	In the scheduled Order, sections 5 to 26 and section 41.
25 & 26 Geo. 5 c. xxxv	Glasgow Corporation Order Confirmation Act, 1935	In the scheduled Order, section 4.

SCH. 8 —*cont.*

Session and chapter or number of statutory instrument	Title of Act or Order or statutory instrument	Extent of repeal
26 Geo. 5 & 1 Edw. 8 c. xxi	Glasgow Corporation Order Confirmation Act, 1936	In the scheduled Order, sections 6 and 9.
1 Edw. 8 and 1 Geo. 6 c. xxvi	Glasgow Corporation Order Confirmation Act, 1937	In the scheduled Order, sections 3 and 4.
1 & 2 Geo. 6 c. vi	Glasgow Boundaries Order Confirmation Act, 1937	In the scheduled Order, sections 32, 35, 36 and 53.
2 & 3 Geo. 6 c. 1	Glasgow Corporation Order Confirmation Act, 1938	In the scheduled Order, section 3.
3 & 4 Geo. 6 c. ii	Glasgow Water and Tramways Order Confirmation Act, 1940	The whole Act and the scheduled Order.
9 & 10 Geo. 6 c. xxvi	Glasgow Corporation Order Confirmation Act, 1946	In the scheduled Order, sections 4, 5, 8 and 11.
9 & 10 Geo. 6 c. lxi	Glasgow Corporation Act, 1946	Section 7.
11 & 12 Geo. 6 c. vi	Glasgow Corporation Order Confirmation Act, 1948	In the scheduled Order, sections 44, 52 to 62, 64 and 68.
12 & 13 Geo. 6 c. xix	Glasgow Corporation Order Confirmation Act, 1949	In the scheduled Order, sections 16 and 17.
S.I. 1950 No. 2126 (*g*) 142	Glasgow Water Order, 1950	The whole Order.
15 & 16 Geo. 6 & 1 Eliz. 2 c. i	Glasgow Corporation Order Confirmation Act, 1952	In the scheduled Order, sections 4 to 10 and sections 14 and 15.
1 & 2 Eliz. 2 c. ii	Glasgow Corporation Order Confirmation Act, 1953	In the scheduled Order, subsections (2) and (3) of section 16 and section 21.
2 Eliz. 2 c. i	Glasgow Corporation (Water &c.) Order Confirmation Act, 1953	In the scheduled Order, sections 4 to 9 and Schedule 1.
S.I. 1953 No. 666 (S. 59)	Glasgow Water Order, 1953	The whole Order.
S.I. 1953 No. 1355 (S. 106)	Glasgow Water (West Main Tunnel) Order, 1953	The whole Order.
2 & 3 Eliz. 2 c. xi	Glasgow Corporation Order Confirmation Act, 1954	In the scheduled Order, sections 3 to 6 and section 8.
S.I. 1954 No. 891 (S. 93)	Glasgow Water (Glen Finglas Works) Order, 1954	The whole Order.
S.I. 1955 No. 1431 (S. 132)	Glasgow and Paisley Water Order, 1955	Subsections (2) and (3) of section 1; in section 2 the definitions of "the Corporation" and "the added Glasgow areas"; section 3 and Part of the schedule
S.I. 1956 No. 1858 (S. 86)	The Glasgow Water Bye-laws (Extension of Operation) Order, 1956.	The whole Order.
4 & 5 Eliz. 2 c. lviii	Glasgow Corporation Order Confirmation Act, 1956	In the scheduled Order, sections 6 and 7.

SCH. 8 —*cont.*

Session and chapter or number of statutory instrument	Title of Act or Order or statutory instrument	Extent of repeal
5 & 6 Eliz. 2 c. xiv	Glasgow Corporation Order Confirmation Act, 1957	In the scheduled Order, sections 3, 4 and 10 and Schedules 1, 2 and 3.
	Glasgow Corporation (Trolley Vehicles) Order, 1957	The whole Order.
7 & 8 Eliz. 2 c. iv	Glasgow Corporation Order Confirmation Act, 1958	In the scheduled Order, sections 3 and 4.
7 & 8 Eliz. 2 c. xx	Glasgow Corporation Order Confirmation Act, 1959	In the scheduled Order, section 4.
8 & 9 Eliz. 2 c. xx	Glasgow Corporation Order Confirmation Act, 1960	In the scheduled Order, sections 15 and 16.
	Glasgow Corporation (Trolley Vehicles) Order, 1963	The whole Order.

PRINTED BY THE SOLICITORS' LAW STATIONERY SOCIETY, LTD., FOR SIR PERCY FAULKNER, K.B.E., C.B.

Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament

LONDON: PUBLISHED BY HER MAJESTY'S STATIONERY OFFICE

Price 7*s*. 0*d*. net

PRINTED IN ENGLAND