

ANNO QUINQUAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. XLIV.

An Act to alter the Application of Part of the Sum of Fifty thouſand Pounds granted by an Act paſſed in the Fifty-ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for improving the Road from the City of* Glaſgow *to the City of* Carliſle.

[28th *May* 1818.]

WHEREAS an Act was paſſed in the Fifty-ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for improving the Road from the City of* Glaſgow *to the City of* Carliſle, by which it was among other Things enacted, that the Expence of the Alterations and Improvements thereby directed to be made upon ſo much of the ſaid Road from *Glaſgow* to *Carliſle* as is ſituated between the Eaſt End of the Town of *Hamilton* and the City of *Carliſle*, ſhould be paid and defrayed as follows; *videlicet*, the Sum of Fifty thouſand Pounds ſhould be iſſued and paid by the Order of the Barons of the Court of Exchequer in *Scotland*, in Manner therein-after directed, and the Remainder of the ſaid Expence ſhould be raiſed by Subſcription among Individuals; that is to ſay, when and as often as a Sum equal to One-half of the eſtimated Expence of the Alterations and Improvements directed to be made by the Commiſſioners appointed by or purſuant to an Act paſſed in the Forty-third Year of the Reign of His preſent Majeſty, intituled *An Act for granting a Sum of Twenty thouſand Pounds, to be iſſued and applied towards making Roads and building Bridges in the* Highlands *of* Scotland, *and for enabling the Proprietors of Land in* Scotland *to charge their Eſtates with a Proportion of the Expence of making and keeping in Repair Roads and Bridges in*

56 G. 3. c. lxxxiii.

43 G. 3. c. 80.

in the Highlands *of* Scotland, upon any Part or Portion of the ſaid Road between the Eaſt End of the Town of *Hamilton* and the City of *Carliſle*, the ſame being previouſly notified to and approved of by the ſaid Commiſſioners, or when and as often as any Sum applicable to the general Expences to be incurred in carrying the ſaid Act into Execution, ſhould have been depoſited by any Perſon or Perſons in the Bank of *Scotland*, or the Royal Bank of *Scotland*, upon an Account to be opened in the Name of the ſaid Commiſſioners for the Purpoſes of the ſaid Act, it ſhould and might be lawful for the ſaid Commiſſioners to apply to the Barons of the Court of Exchequer in *Scotland*, and upon ſuch Application, accompanied by a Certificate of the Amount of the Sum ſo from Time to Time depoſited in ſuch Bank, the ſaid Barons were thereby directed to iſſue their Warrant to the Receiver General of *Scotland* for Payment, out of any public Money then in his Hands, of a Sum equal to every ſuch Sum ſo depoſited, to be made to the Order of the ſaid Commiſſioners; and every Sum of Money ſo received upon any ſuch Warrant ſhould be depoſited in the ſame Bank, upon the ſame Account to be opened in the Name of the ſaid Commiſſioners; and all Sums ſo depoſited upon ſuch Account ſhould be drawn out and applied for the Purpoſes of the ſaid Act, in ſuch Manner as ſhould be directed by the ſaid Commiſſioners; provided that the Amount of the Money ſo from Time to Time directed to be iſſued ſhould not in the Whole exceed the aforeſaid Sum of Fifty thouſand Pounds, and alſo that Security ſhould be given, to the Satisfaction of the ſaid Commiſſioners, that the aforeſaid Perſon or Perſons who ſhould depoſit Money in any of the aforeſaid Banks to the Account of any Part or Portion of the Road between the Eaſt End of the Town of *Hamilton* and the City of *Carliſle*, would further bear and defray all ſuch further Sum or Sums of Money beyond the eſtimated Expence as ſhould be neceſſary to make and complete ſuch Part or Portion of the ſaid Road: And whereas the making of that Part of the ſaid Road which is ſituated between *Carliſle* and a Place called *Aliſon's Bank*, is of the greateſt Importance towards facilitating the Communication between the ſaid City of *Carliſle* and the ſaid City of *Glaſgow*, and alſo between *Carliſle* and *Portpatrick*: And whereas it is eſtimated that the whole Expence of making ſuch Road, and of building a Bridge over the River *Eſk* at a Place called *Geriſton*, will amount to Twenty-two thouſand Pounds: And whereas the Benefit of the Improvement of this Part of the ſaid Road not being otherwiſe attainable, it is expedient that the whole Expence thereof ſhould be in the firſt Inſtance defrayed out of the ſaid Sum of Fifty thouſand Pounds granted by the ſaid recited Act, ſubject to Repayment in the Manner herein-after directed: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and immediately after the paſſing of this Act it ſhall and may be lawful for the ſaid Commiſſioners appointed by or purſuant to the ſaid Act paſſed in the Forty-third Year of the Reign of His preſent Majeſty, to apply to the Barons of the Court of Exchequer in *Scotland*, and upon ſuch Application the ſaid Barons are hereby directed to iſſue their Warrant to the Receiver General of *Scotland* for Payment, out of any public Money then in his Hands, of a Sum not exceeding Twenty-two thouſand Pounds, Part of the ſaid Sum of Fifty thouſand Pounds granted by the ſaid recited Act paſſed in the Fifty-ſixth Year of the Reign of His preſent

Commiſſioners under recited Act, 43 G. 3. c. 80. may apply to the Barons of Exchequer in Scotland, who may iſſue their Warrant to the

preſent Majeſty; and ſuch Sum of Money ſo received upon ſuch Warrant ſhall be depoſited in ſuch Bank in *Scotland* as the ſaid Commiſſioners ſhall direct, upon an Account to be opened in their Name, from whence ſuch Sum of Money ſo depoſited ſhall be drawn out and applied in ſuch Manner as the ſaid Commiſſioners ſhall order and direct, for the Purpoſe of making ſo much of the ſaid Road between the Cities of *Carliſle* and *Glaſgow* as is ſituated between the City of *Carliſle* and the ſaid Place called *Aliſon's Bank*, as directed by the ſaid recited Act paſſed in the Fifty-ſixth Year of the Reign of His preſent Majeſty, in the ſame Manner as if One-half of the Expence thereof had been raiſed by Individuals, but ſo as to afford alſo a Communication between *Carliſle* and *Portpatrick*, to the Extent of this Part of the ſaid Road.

Receiver General, to pay a Sum not exceeding 22,000*l.* Part of the 50,000*l.* granted by 56 G. 3. *c.* lxxxiii. for completing the Road between Carliſle and Aliſon's Bank.

II. Provided always, and be it enacted, That before applying any Part of the ſaid Sum of Twenty-two thouſand Pounds to the making of the ſaid Part of the ſaid Road from *Carliſle* to *Aliſon's Bank*, Security ſhall be given, to the Satisfaction of the ſaid Commiſſioners, that the Improvements directed by them to be made upon the Remainder of the ſaid Road, *videlicet*, from *Aliſon's Bank* to the Eaſt End of the Town of *Hamilton*, ſhall be completed in the Manner required by the ſaid recited Act paſſed in the Fifty-ſixth Year of the Reign of His preſent Majeſty.

Security to be given for completing the Road before the Money is applied.

III. Provided always, and be it enacted, That ſuch Tolls and Duties granted by the ſaid recited Act as ſhall be received at any Turnpike Gate or Gates to be erected on the ſaid Part of the ſaid Road between the ſaid City of *Carliſle* and the ſaid Place called *Aliſon's Bank*, ſhall be applied, in the Firſt Place, in defraying the Expence of Management, and in keeping the ſaid Part of the ſaid Road between *Carliſle* and *Aliſon's Bank* in Repair; in the Second Place, in paying the Intereſt of the ſaid Sum of Twenty-two thouſand Pounds; which Intereſt ſhall be paid to the Receiver General of *Scotland*, and ſhall be accounted for by him with the public Monies which come to his Hands; and any Surplus which may remain in any Year after the Accompliſhment of theſe Purpoſes, ſhall, as often as it ſhall ariſe, be depoſited with the Bank of *Scotland*, or the Royal Bank of *Scotland*, or the *Britiſh* Linen Company, upon an Account to be opened in the Books of ſome one of ſuch Banks or ſuch Company, to be deſcribed 'The Sinking Fund eſtabliſhed by an Act paſſed in the Fifty-eighth Year of the Reign of His preſent Majeſty, intituled [*inſert the Title of this Act,*]' upon which the higheſt Intereſt ſhall be paid that is allowed by ſuch Banks or Company; and the Intereſt ſo allowed ſhall be added to the Principal of all Monies ſo depoſited, at leaſt once in every Year, ſo as to accumulate Principal and Intereſt into an Amount, bearing Intereſt at leaſt once in every Year, until a Sum ſhall have been thus raiſed equal to the ſaid Sum of Twenty-two thouſand Pounds, or ſuch leſs Sum as ſhall have been paid to the ſaid Commiſſioners by the Warrant of the ſaid Barons of the Exchequer, purſuant to this Act; and ſo ſoon as ſuch Monies ſo depoſited and accumulated ſhall amount to ſuch Sum, the ſame ſhall be notified by the Truſtees appointed by the ſaid recited Act paſſed in the Fifty-ſixth Year of the Reign of His preſent Majeſty, to the ſaid Barons, who ſhall thereupon order and direct ſuch Amount to be paid by ſuch Bank or Company to the Receiver General of *Scotland*, and the ſame ſhall be accounted for by him with other public Monies which come into his Hands.

Application of the Tolls.

When Principal and Intereſt of Tolls ſhall amount to 22,000*l.* Notice to be given to Truſtees under recited Act, 56 G. 3. *c.* lxxxiii. who ſhall order that Sum to be paid to the Receiver General.

IV. And

Recited Act, 56 G. 3. c. lxxxiii. extended to this Act.

IV. And be it further enacted, That the ſaid recited Act paſſed in the Fifty-ſixth Year of the Reign of His preſent Majeſty ſhall continue to receive Effect in all other reſpects, and the ſame and this Act ſhall be conſtrued together for the Purpoſes of this Act, and both ſhall receive Effect in the ſame Manner as if this Act had made Part of the ſaid recited Act.

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