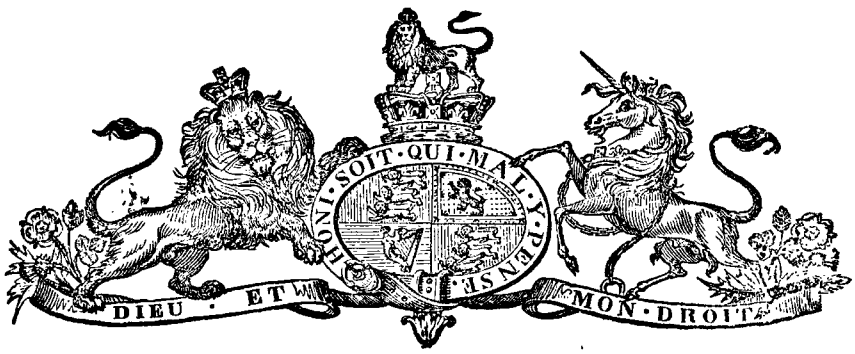


ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

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CAP. XCI.

An Act to authorize the Application of Advances (out of Money now authorized to be advanced for the Improvement of Landed Property) to facilitate Emigration from certain distressed Districts of *Scotland*. [7th *August* 1851.]

WHEREAS great Distress prevails in certain Parts of the Highlands and Islands of *Scotland*, which would be most effectually relieved by affording Facilities for the voluntary Emigration of a Portion of the Population of those Districts, and it is expedient to enable Owners of Land in the said Highlands and Islands to defray the whole or Part of the Expense of the Emigration of poor Persons desirous of emigrating from the Parishes or Combinations in which such Land is situate, and to charge their Estates for that Purpose in like Manner as they are now authorized to do under the Acts herein-after mentioned, for Purposes of Improvement: And whereas an Act was passed in the Session holden in the Ninth and Tenth Years of Her Majesty (Chapter One hundred and one), "to authorize the Advance of "Money to a limited Amount to promote the Improvement of Land "in *Great Britain* and *Ireland*, by Works of Drainage;" and the said 9 & 10 Vict. c. 101.

Act was explained and amended by an Act passed in the Session holden in the Tenth and Eleventh Year of Her Majesty, Chapter Eleven; and an Act was passed in the Session holden in the Eleventh and Twelfth Years of Her Majesty, Chapter One hundred and nineteen, to simplify the Forms of Certificate under the said first-mentioned Act; and an Act was passed in the last Session of Parliament (Chapter Thirty-one), "to authorize further Advances of "Money for Drainage and the Improvement of Landed Property in "the United Kingdom, and to amend the Acts relating to such "Advances:" And whereas Funds remain applicable for Advances under the said Acts: 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:

10 & 11 Vict. c. 11.

11 & 12 Vict. c. 119.

13 & 14 Vict. c. 31.

Landowners in the Highlands or Islands of Scotland may make Application for Loans for defraying Expenses of Emigration of the Poor.

I. Any Owner of Land in the Highlands or Islands of *Scotland*, who may be desirous of obtaining an Advance by way of Loan, under this Act, for defraying in whole or in part the Expenses of the Emigration of any poor Persons in the Parishes or Combinations in which such Land is situate, willing to emigrate to Parts beyond the Seas, may make Application to the Inclosure Commissioners for *England* and *Wales* for such Advance: Provided always, that such Application shall be with the Consent of the Board of Supervision for the Relief of the Poor in *Scotland*, who shall signify in Writing under the Hand of One of the Members of such Board, or of their Secretary, their Opinion that such Emigration would be expedient, and that Notice of such Application, with Lists and Particulars of the Persons the Expenses of whose Emigration it is so proposed to defray in whole or in part, shall be transmitted by such Owner to the Colonial Land and Emigration Commissioners.

After Inquiries by Inclosure Commissioners and Colonial Land and Emigration Commissioners, Treasury may direct the Issue of a Provisional Certificate.

II. The Inclosure Commissioners shall make such Inquiries in relation to any such Application as they may think necessary, and shall report their Opinion thereon to the Commissioners of Her Majesty's Treasury; and the Colonial Land and Emigration Commissioners, after making any Inquiries which they may think proper in relation to the proposed Emigration, shall report their Opinion to the said Commissioners of the Treasury as to the Propriety of such Emigration; and if it appear to the said Commissioners of the Treasury that an Advance should be made, they may direct the said Inclosure Commissioners to issue a Provisional Certificate for such Advance, and such Inclosure Commissioners shall thereupon issue a Provisional Certificate, which shall declare, that upon its being certified to them, by the Colonial Land and Emigration Commissioners, that the proposed Emigration has taken place, and that the Expense or Portion of

of the Expense thereof in respect of which the Advance is to be made has been actually defrayed by the Owner of the Land mentioned in such Provisional Certificate, the said Inclosure Commissioners will certify to the Commissioners of the Treasury their Opinion that such Advance should be made out of the Monies applicable under the said Acts, and such Advance may be made accordingly, and the Land mentioned in such Provisional Certificate shall be charged in respect thereof, in like Manner as the same may be charged in respect of Advances made for the Improvement thereof under the said Acts.

Restrictions on Amount of Loans not to be applicable to Loans under this Act.

III. So much of the said Acts as limits the Amount for which a Provisional Certificate may be issued upon any Application or Applications by the same Owner or in respect of the same Land, shall not extend or be applicable to or in the Case of any Provisional Certificate to be issued upon any Application under this Act, and no Provisional Certificate issued or Advance made under this Act shall be taken into account in computing the Amount for or in respect of which Provisional Certificates may be issued under the said Acts.

Emigration Commissioners may circulate Notices of Particulars.

IV. The Colonial Land and Emigration Commissioners may issue and cause to be circulated, as they may think proper, Notices of the Particulars which should be transmitted to them in respect of Applications under this Act.

Provisions of recited Acts to extend to Applications and Advances under this Act.

V. All the Provisions of the said Acts in relation to and consequential upon Applications and Advances, and the Charges in respect of such Advances, under the said Acts or any of them, shall (so far as the Nature of the Case permits, and subject to the Provisions of this Act) extend and be applicable to and in the Case of Applications and Advances, and the Charges in respect of such Advances under this Act; and the said Acts and this Act shall be read together as One Act.

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