Date of Provisional Order.	TITLE OF LOCAL ACT.	Amount of Principal Debt.	Interest to be reduced to the undermentioned Rates per Annum.	Dates from which reduced Rate of Interest to commence.
1865.		£ s. d.		
7 Dec.	11 Geo. 4. c. 21., "An Act for more effectually repairing, "amending, widening, and improving the Road from "the West Cowgate, near Newcastle-upon-Tyne, to the "Alemouth Turnpike Road in the County of Northum- "berland, and for making and maintaining other Roads "communicating therewith" - - - - -	15,060 0 0	2*l.* per Cent.	31 Dec. 1865.
1866.				
12 Feb.	3 W. 4. c. 93., "An Act for maintaining the Roads from "the Town of Kingston-upon-Hull to the Town of "Beverley in the East Riding of the County of York, "and from Newland Bridge to the West End of the "Town of Cottingham in the same Riding" - -	575 0 0	2*l.* 10*s.* per Cent.	23 Dec. 1864.
5 July.	1 Vict. c. 42., "An Act for repairing and maintaining a "Road from near Salterhebble in the Parish of Halifax "to the Huddersfield and New Hey Turnpike Road in "the Parish of Huddersfield, and to Sowerby Bridge "in the said Parish of Halifax, all in the West Riding "of the County of York, with a Bridge on the Line of "the said Road" - - - - - -	7,154 3 4	4*l.* per Cent.	31 Dec. 1865 (Arrears extinguished).

CAP. XCIII.

An Act to confirm a Provisional Order under "The General Police and Improvement (*Scotland*) Act, 1862," relating to the Burgh of *Aberdeen*.

[10th *August* 1866.]

25 & 26 Vict. c. 101.

'WHEREAS the Secretary of State for the Home Department, being One of Her 'Majesty's Principal Secretaries of State, has, under the Provisions of "The General 'Police and Improvement (*Scotland*) Act, 1862," duly made the Provisional Order which 'is contained in the Schedule hereto annexed, and it is provided by the said Act that no 'such Order shall be of any Validity unless the same has been confirmed by Parliament, 'and it is expedient that the said Order should be so confirmed:'

Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Provisional Order in Schedule confirmed.

1. The Provisional Order contained in the Schedule to this Act annexed shall, from and after the passing of this Act, be absolute, and be as binding and of the like Force and Effect as if the Provisions of the same had been expressly enacted in this Act.

Short Title.

2. This Act may be cited for all Purposes as "The General Police and Improvement (*Scotland*) Supplemental Act, 1866."

SCHEDULE referred to in this Act.

ABERDEEN.

GENERAL POLICE AND IMPROVEMENT (SCOTLAND) ACT, 1862.
(25 & 26 Vict. Cap. 101.)

WHEREAS by the General Police and Improvement (Scotland) Act, 1862, it is, inter alia, enacted, Section 79, that "whenever it appears desirable to the Magistrates and "Council or Commissioners of Police of any Royal or Parliamentary Burgh, or to the "Commissioners

" Commissioners for executing this Act in any Burgh or populous Place, that Provision " should be made in order the better to apply and execute therein the Provisions of this " Act in whole or in part, or for the future Application and Execution of any Acts in " force therein having relation to the Purposes of this Act, or to the Roads or Streets " within such Burgh or populous Place, or to any other Matter or Thing connected with " the Management and Administration of the Municipal or Police Affairs of any such " Burgh or populous Place, or that any such Acts or any Exemptions from rating there- " from derived, or that any Provisional Order or Order in Council applying this Act " hereby authorized to be made, should be wholly or partially repealed or altered," " the " Magistrates and Council or the Commissioners of any Burgh, or the Magistrates and " Councils or Commissioners of contiguous Burghs, as the Case may be, may present a " Petition to One of Her Majesty's Principal Secretaries of State, praying for such " Provision, Repeal, and Alteration as aforesaid, or for any of such Things, and such " Petition shall be supported by such Evidence as the said Secretary requires:"

And whereas there is in said Burgh of Aberdeen a Board of Commissioners of Police separate from the Magistrates and Town Council of the said Burgh, which Board of Commissioners is appointed under and in virtue of a Local Act now in force (25 & 26 Vict. c. 203.), intituled " An Act for paving, cleansing, lighting, watching, draining, and " improving the City of Aberdeen and adjacent Districts, for regulating the Police thereof, " for supplying the Inhabitants with Water, and for other Purposes," and which Act is herein-after referred to as the " Local Act ":

And whereas a Petition under the Provisions of the said General Police and Improvement (Scotland) Act has been addressed to me, as One of Her Majesty's Principal Secretaries of State, by the Commissioners under the said Local Act, praying that a Provisional Order may be issued in the Terms and to the Effect after expressed, and that the same may be thereafter confirmed by Act of Parliament:

And whereas due Inquiry has been directed and held in respect of the Matters mentioned in the said Petition:

Now, therefore, in pursuance of the Powers vested in me by the said General Police and Improvement (Scotland) Act, 1862, I, as One of Her Majesty's Principal Secretaries of State, do, by this Provisional Order under my Hand and Seal of Office, direct that from and after the passing of any Act of Parliament confirming the same,—

1. The Parts mentioned in the Schedule hereunto annexed of the " Aberdeen Police and Waterworks Act, 1862," being the Local Act 25 & 26 Victoria, Cap. 203., shall be repealed.

2. All the Provisions of the said Local Act which, if the Act to be passed confirming this Provisional Order had not been passed, would have been applicable or have referred to the Sewer Rates authorized by the said Local Act to be levied by way of District Assessment, shall, in so far as not inconsistent with this Provisional Order and the said Act to be passed, apply and refer to the Sewer Rates to be levied under the Authority of the said Local Act and of the said Act to be passed; and the said Local Act shall be read and construed as follows, that is to say, as if the Words " the Sewerage Department " had been inserted in Section 84 of such Act instead of the Words " each Drainage District " used in such Section; and as if the Words " within the Limits of this Act" had been inserted in Section 86 of such Act instead of the Words " within each Drainage District " within the Limits of this Act to be formed as herein provided," used in such Section; and as if the Words " such Limits " had been inserted in such Section instead of the Words " such Drainage District " or " such District," whenever either of these Expressions is used in such Section; and as if the Words " by way of District Assessment in any " Drainage District," used in Section 110 of such Act, had been omitted from such Section; and as if the Words " the Limits of this Act " had been inserted in such Section instead of the Words " such Drainage District " or " such District," wherever either of these Expressions is used in such Section; and as if the Words " Limits of this Act " had been inserted in Section 287 of such Act instead of the Words " Drainage District in " which such Sewers are respectively situated," used in such Section; and as if the Words " by way of District Assessment," where used in Schedule (B.) annexed to and referred

to

to in such Act, and also the Word "District," where used in such Schedule, had been all omitted from such Schedule.

3. The Words "Commissioners," "Lands," "Premises," "Street," and "Person" in this Provisional Order shall, unless there be in the Subject or Context something repugnant thereto or inconsistent with such Construction, have the several Meanings assigned to them by the said Local Act.

4. Whereas the Commissioners have, in pursuance of the said Local Act, made a Division of the Territory within the Limits thereof into separate Drainage Districts: The said Local Act, and the Act to be passed confirming this Provisional Order, shall be carried into execution to the like Effect and in the same Way as if such Division had not been made.

5. Notwithstanding anything contained in the said Local Act, all Sewers and Drains in or under any public Street within the Limits of the said Local Act, as thereby defined, and not already by such Act vested in the Commissioners, shall (with the Exception of the Sewers or Culverts constructed by and belonging to the Commissioners of the Harbour and Docks of Aberdeen) vest in and belong to and be under the Management and Control of the Commissioners: Provided always, that the Commissioners shall be bound to make Compensation to the Owner of such Sewers or Drains hereby vested in the Commissioners, so far as such Sewers or Drains may be private Property, for the Value of his Right and Interest therein, which Compensation shall be settled in the same Manner as Compensation for Land to be taken under the Provisions of "The Lands Clauses Consolidation (Scotland) Act, 1845," is directed to be settled: Provided also, that in settling the Amount of such Compensation regard shall be had to, and a reasonable Abatement shall be made therefrom in respect of, the Rights, if any, which may have been previously acquired by any Person to use such old Sewer: Provided also, that any Person who may have acquired perpetual Right to use such Sewers or Drains hereby vested in the Commissioners previous to the Date at which the Act confirming this Provisional Order shall come into operation within the Territory within which such Sewers or Drains are situate shall be entitled to use the same, or any other Sewer to be substituted in lieu thereof, in as full and ample a Manner as he would or might have done if this Provisional Order had not been made.

6. Notwithstanding anything in the said Local Act contained, it shall be lawful to the Commissioners, if it shall be necessary for the Purpose of carrying any Sewer or other Works into or through any enclosed or other Lands as authorized by Section 282 of such Act to be done, to stop up, alter, or remove any private Sewer or Drain within such Lands, not being a Sewer or Drain, if such there be, made and used for the Purpose of draining, preserving, or improving Land under any Local or Private Act of Parliament: Provided always, that if any Person shall, by means of such stopping up, Alteration, or Removal, be deprived of the Use of any such Sewer or Drain which such Person was theretofore lawfully entitled to use, the Commissioners shall provide some other Sewer or Drain equally effectual for such Purpose; and the Provisions of Section 285 of the said Local Act shall extend and apply to the Case where any Person has by such Means been deprived of such Use.

7. If in making any Main or other Sewers, or in repairing, reconstructing, or enlarging the same, or any existing Drains or Sewers, the Contents at present carried into any existing Outlet shall be diverted therefrom to the Prejudice of any actual existing legal Right, the Commissioners shall be bound to make Compensation therefor, which Compensation shall be settled in the same Manner as Compensation for Land to be taken under the Provisions of the said Lands Clauses Consolidation (Scotland) Act is directed to be settled.

8. The Sewer Rates and Private Assessment to be imposed or levied under the Authority of the said Local Act and of the Act to be passed confirming this Order shall, with the legal Interest thereon from the Time when the same shall be declared payable, together with all Expenses incurred in the Recovery thereof, continue Burdens on the Premises liable for the same, or in respect of which the same shall be payable, but that only for Three Years from the Date when the same shall be respectively payable, as against bonâ fide singular Successors or Heritable Creditors: Provided always, that nothing herein contained shall affect the Rights and Remedies of Superiors for the Recovery of their Feu Duties and Casualties.

9. The

9. The Act to be passed confirming this Provisional Order shall be construed together with the said Local Act as One Act, and for this Purpose the Expression "this Act," when used in the said Local Act, shall be taken to include the said Act to be passed.

Given under my Hand and Seal at Whitehall, this Fifteenth Day of June 1866.

(L.S.) (Signed) G. GREY.

SCHEDULE to which the foregoing Order refers.

The Parts of the said "Aberdeen Police and Waterworks Act, 1862," referred to in this Order to be repealed, are as follows, viz.:—

The following Portion of Section 86 of the said Act, namely, "Provided that there "shall not be One Assessment for Sewer Rates for the whole Territory within the "Limits of this Act, but such Territory shall be divided into separate and distinct "Drainage Districts, to be formed in manner herein-after provided, and the Com- "missioners shall make separate and distinct Assessments for such Sewer Rates for "every separate Drainage District accordingly as Occasion shall require;" also the following Portion of Section 110 of the said Act, namely, "and such Sewer Rates "shall be so applied that each District shall, as nearly as may be, bear its own "Expenses; and in case any such Expenses shall apply to or be incurred in respect "of Two or more Districts, the same shall be equitably apportioned and divided by "the Commissioners between such Districts;" and also so much of the said Act as is included in the Sections thereof numbered respectively 280 and 281.

CAP. XCIV.

An Act to authorize the Inclosure of certain Lands in pursuance of a Report of the Inclosure Commissioners for *England* and *Wales*.

[10th *August* 1866.]

'WHEREAS the Inclosure Commissioners for *England* and *Wales* have, in pursuance of '"The Acts for the Inclosure, Exchange, and Improvement of Land," issued their 'Provisional Orders for and concerning the proposed Inclosures mentioned in the Schedule 'to this Act, and the requisite Consents thereto have been given since the Date of their 'Twenty-first Annual General Report: And whereas the said Commissioners have by a 'Special Report certified their Opinion that such proposed Inclosures would be expedient; 'but the same cannot be proceeded with without the previous Authority of Parliament:' Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Inclosures in Schedule may be proceeded with.

1. That the said several proposed Inclosures mentioned in the Schedule to this Act be proceeded with.

Short Title.

2. In citing this Act in other Acts of Parliament and in legal Instruments it shall be sufficient to use either the Expression "The Second Annual Inclosure Act, 1866," or "The Acts for the Inclosure, Exchange, and Improvement of Land."

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