

ANNO OCTAVO

VICTORIÆ REGINÆ.

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CAP. III.

An Act for the Appointment of Constables or other Officers for keeping the Peace near public Works in *Scotland*. [18th *March* 1845.]

WHEREAS great Mischiefs have arisen by the violent and unlawful Behaviour of Labourers and others employed in the Construction of Railways and other public Works in *Scotland*, by reason whereof the Appointment of additional Constables or Officers for keeping the Peace, and for the Protection of the Inhabitants, and Security of the Property, in the Neighbourhood of such public Works, is often necessary; and it is expedient that Provision should be made for the Appointment and Payment of such additional Constables or Officers: 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, That from and after the passing of this Act it shall be lawful for the Sheriff of any County in which the Works of any Railway, Canal, or other public Work of a similar Nature shall be in progress of Construction, upon the Application of the Company or other Parties carrying on any such public Work, or of any Two Justices of the Peace of the County, and usually acting in the District in or through which any such public Work may be in the course of Construction, to appoint from Time to Time such fit and proper Persons as he may

Additional Constables or Officers may be appointed by the Sheriff.

may think fit to nominate for that Purpose to be Constables or Peace Officers in and for such County within the Limits of such public Works, and within a Mile therefrom, during the Construction of such public Works; and every Person so appointed shall make Oath or solemn Declaration, to be administered by such Sheriff, duly to execute the Office of Constable or Peace Officer as hereinafter mentioned; and every Person so appointed, and having made such Oath or Declaration, shall have full Power to act as a Constable or Peace Officer for the Preservation of the Peace, and for the Security of Persons and Property against Crimes and unlawful Acts, within the Limits of that Part of the public Works for which he shall be so appointed, and within a Mile therefrom, and shall have, use, exercise, and enjoy all such Powers, Authorities, Protections, and Privileges in the Execution of his Office as belong by Law to the Office of Constable or Peace Officer within the Limits or District for which he is appointed to act, and shall, when required so to do, obey all Orders and put in execution all Warrants issued by the Sheriff, and to be executed within such Limits or District, or within any other Part of the County; and it shall be lawful for the Sheriff, when he shall think fit, to dismiss or remove any such Constable or Peace Officer who may have been so appointed, and to appoint another fit and proper Person in his Stead; and upon every such Dismissal or Removal all the Powers, Authorities, Protections, and Privileges vested by virtue of such Appointment in any Person so dismissed or removed shall wholly cease and determine.

Expence thereof to be paid by the Companies or Parties carrying on such Works.

II. And be it enacted, That every Person so appointed by any Sheriff to act as Constable or Peace Officer as aforesaid shall, during such Time as he shall so act as Constable or Peace Officer, receive from the Company or other Parties carrying on such public Works a reasonable Remuneration, not exceeding what is in use to be given to Constables on Duty within the same County; and the Amount and the Time and Manner of Payment of such Remuneration shall be fixed and directed by the Sheriff.

Remuneration may be recovered by Distress.

III. And be it enacted, That in all Cases where the Company or other Parties carrying on any such public Work shall refuse or neglect, during Fourteen Days next after Demand thereof, to pay any such Remuneration, or any Part thereof, as shall by any Sheriff as aforesaid have been directed to be paid, it shall be lawful for such Sheriff forthwith to cause the same to be levied, together with the Expences of levying the same, by Poinding and Sale of the Goods and Effects of the Company or other Parties liable to pay such Remuneration.

Act may be amended, &c. this Session.

IV. And be it enacted, That this Act may be amended or repealed by any Act to be passed in the present Session of Parliament.

LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1845.