2. This order shall be read and construed as one with the Isles of Scilly Order, 1943(a).

3. The Council shall exercise and perform the functions conferred or imposed on county councils by the Diseases of Animals Acts, 1894 to 1937.

Given under the official seal of the Minister of Health this third day of September, nineteen hundred and forty-eight.

(L.S.)

H. Symon,
Under Secretary,
Ministry of Health.

LOCAL GOVERNMENT, SCOTLAND

1. *Change of Name and Alteration of Areas.*
2. *Compensation*, p. 1737.
3. *Conferences*, p. 1745.
4. *Finance*, p. 1746.
5. *Officers*, p. 1757.
6. *Security*, p. 1759.

1. CHANGE OF NAME AND ALTERATION OF AREAS

The Local Government (Change of Name and Alteration of Areas) (Scotland) Regulations, 1948

1948 No. 2328 (S. 189)

Made - - - - 18*th October,* 1948
Coming into Operation 1*st January,* 1949

In exercise of the powers conferred on him by section 138 of the Local Government (Scotland) Act, 1947(b), the Secretary of State hereby makes the following regulations:—

1.—(1) These regulations may be cited as the Local Government (Change of Name and Alteration of Areas) (Scotland) Regulations, 1948, and shall come into operation on 1st January, 1949.

(2) In these regulations "the Act" means the Local Government (Scotland) Act, 1947.

(3) The Interpretation Act, 1889(c), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament; provided that the expression "sheriff" shall not be construed as including "sheriff-substitute".

(a) S.R. & O. 1943 (No. 107) I, p. 602. (b) 10 & 11 Geo. 6. c. 43.
(c) 52 & 53 Vict. c. 63.

2.—(1) The scale of the map referred to in any application under Part VI of the Act for the alteration of the boundary of any burgh or for the formation of a new burgh and in any deliverance under the said Part VI altering any such boundary or fixing the boundaries of an area that may be declared to be a burgh shall be not less than 6 inches to 1 mile.

(2) The scale of the map referred to in any representation under Part VI of the Act for the alteration of the boundary of any parish and in any order under the said Part VI altering any such boundary shall be not less than 2½ inches to 1 mile.

3. There shall be deposited with the sheriff, along with any application under Part VI of the Act for the alteration of the boundary of a burgh or for the formation of a new burgh, such number, not being less than two, of copies of the map referred to in the application as may be required for the purpose of compliance with Regulation 6 of these regulations, and the person responsible for preparing the said map shall certify the copies thereof by endorsing upon the copies and signing a certificate in the appropriate form contained in the Second Schedule to these regulations or in a form substantially to the like effect.

4. As soon as may be after the issue of any order, deliverance or decision relating to any of the events described in Column 1 of the First Schedule to these regulations, that event shall be published by the person described in relation thereto in Column 4 of the said Schedule in the manner described in relation thereto in Column 2 of the said Schedule and intimated by such person in the manner and to the persons described in relation thereto in Column 3 of the said Schedule.

5. In any case where under Regulation 4 hereof publication or intimation of any event is required to be made by a county clerk or town clerk, a notice of the event with an intimation of the place where any order, deliverance or decision, or map relating thereto, or certified copies of such order, deliverance or decision, or map may be inspected free of charge shall be displayed in the public office of the said county clerk or town clerk (as the case may be) and in such other public offices of the local authority concerned as the said local authority may consider desirable.

6. Where in pursuance of the provisions of Regulation 4 hereof the publication of any event is required to refer to, or the intimation of any event is required to be accompanied by, a certified copy of a map, the person described in relation to the case concerned in Column 5 of the said First Schedule shall certify such copy by endorsing upon the map and signing a certificate in the appropriate form contained in the Second Schedule to these regulations or in a form substantially to the like effect.

Given under the seal of the Secretary of State, at Edinburgh, this eighteenth day of October, 1948.

(L.S.)

C. C. Cunningham,
Secretary.

Scottish Home Department,
St. Andrew's House,
Edinburgh 1.

FIRST SCHEDULE

Column 1	Column 2	Column 3	Column 4	Column 5
Event to be published and intimated	Manner of publication	Manner of intimation and persons to whom intimation is to be made	Persons by whom publication and intimation is to be made	Person by whom copies of maps are to be certified
(*a*) Change of name of county or burgh by order made by the Secretary of State under subsection (6) of section 127 of the Act.	By publication in the Edinburgh Gazette and in a newspaper circulating in the county or burgh (as the case may be) of a notice of the making of the order and of its purport.	—	The county clerk of the county council or the town clerk of the burgh (as the case may be).	—
(*b*) Alteration of the boundaries of counties in pursuance of the provisions of subsection (2) or (3) of section 130 of the Act following the extension of the boundaries of a burgh or the formation of a new burgh.	By publication in the Edinburgh Gazette and in at least one newspaper circulating in each of the counties concerned of a notice of the alteration stating where a map illustrating the alteration of the boundaries may be inspected free of charge.	By notice in writing to :— (1) the county clerks of the county councils concerned ; (2) The Secretary of State ; (3) The Director General of Ordnance Survey.	The town clerk of the burgh.	—

Column 1	Column 2	Column 3	Column 4	Column 5
Event to be published and intimated	Manner of publication	Manner of intimation and persons to whom intimation is to be made	Persons by whom publication and intimation is to be made	Person by whom copies of maps are to be certified
(*c*) Alteration of the boundary of a burgh by a sheriff under section 131 of the Act.	By publication in the Edinburgh Gazette and in at least one newspaper circulating in the burgh of the sheriff's deliverance or its purport with, in either case, an intimation where the deliverance (or a copy thereof) and the map referred to therein (or a certified copy thereof) may be inspected free of charge.	By notice in writing to :— (1) The Secretary of State accompanied by two copies of the sheriff's deliverance and one certified copy of the map referred to therein ; (2) The Director General of Ordnance Survey accompanied by one copy of the sheriff's deliverance and one certified copy of the map referred to therein.	The town clerk of the burgh.	The sheriff-clerk.
Note.—In any case where the sheriff's deliverance also alters the number or contents and boundaries of wards within the burgh the map shall show the old and the new ward boundaries.				
(*d*) Revocation or variation of a sheriff's deliverance altering the boundary of a burgh under section 131 of the Act following an appeal to the Court of Session under section 132 of the Act.	By publication in the Edinburgh Gazette and in at least one newspaper circulating in the burgh of a notice of the effect of the decision of the Court and an intimation where the document recording the decision of the Court (or a copy thereof) and, if the decision refers to a map, the map (or a certified copy thereof) may be inspected free of charge.	By notice in writing to :— (1) The Secretary of State accompanied by two copies of the document recording the decision of the Court and one certified copy of the map (if any) referred to therein ; (2) The Director General of Ordnance Survey accompanied by one copy of the document recording the decision of the Court and one certified copy of the map (if any) referred to therein.	The town clerk of the burgh.	The sheriff-clerk.

(*e*) Formation of a new small burgh by a sheriff under section 133 of the Act.	—	By notice in writing to :— (1) The Secretary of State accompanied by two copies of the sheriff's deliverance and one certified copy of the map referred to therein ; (2) The Director General of Ordnance Survey accompanied by one copy of the sheriff's deliverance and one certified copy of the map referred to therein.	The sheriff-clerk	The sheriff-clerk
	By publication in the Edinburgh Gazette and in at least one newspaper circulating in the county within which the new burgh is situated of the sheriff's deliverance or its purport with, in either case, an intimation where the deliverance (or a copy thereof) and the map referred to therein (or a certified copy thereof) may be inspected free of charge.	—	The town clerk of the new burgh (as soon as may be after his appointment).	The sheriff-clerk.

Note.—If the deliverance divides the new burgh into wards the ward boundaries shall be shown on the map.

Column 1	Column 2	Column 3	Column 4	Column 5
Event to be published and intimated	Manner of publication	Manner of intimation and persons to whom intimation is to be made	Persons by whom publication and intimation is to be made	Person by whom copies of maps are to be certified
(*f*) Dissolution of a small burgh by an Order in Council or an order by the Secretary of State under section 134 of the Act.	By publication in the Edinburgh Gazette and in at least one newspaper circulating in the burgh of Order in Council or order by the Secretary of State (as the case may be) or its purport with, in either case, an intimation where the Order in Council or the order by the Secretary of State (as the case may be) or a copy thereof may be inspected free of charge.	By notice in writing to the Director General of Ordnance Survey of the purport of the Order in Council or order by the Secretary of State (as the case may be).	The town clerk of the burgh.	—
(*g*) Alteration of a parish boundary or the name of a parish by order made by the Secretary of State under section 135 of the Act.	By publication in the Edinburgh Gazette and in at least one newspaper circulating in the parish of the order or its purport with, in either case, an intimation where the order or a copy thereof and, if the order makes an alteration in the boundary of the parish, the map referred to in the order or a certified copy thereof may be inspected free of charge.	By notice in writing to the Director General of Ordnance Survey accompanied by one copy of the order and, where the order makes an alteration in the boundary of the parish, by one certified copy of the map referred to in the order.	The clerk of the council on whose behalf the representation for the making of the order was made to the Secretary of State.	The clerk of the council on whose behalf the representation for the making of the order was made to the Secretary of State.

(*h*) Rectification of boundary under section 136 of the Act by the Secretary of State or by the sheriff.	By publication in the Edinburgh Gazette and in at least one newspaper circulating in the area affected by the rectification (including the newspaper or newspapers in which the order by the Secretary of State or the deliverance by the sheriff, as the case may be, containing the error to be rectified or the purport of such order or deliverance was published) of the order by the Secretary of State or the sheriff's deliverance (as the case may be) or its purport with, in either case, an intimation where the order by the Secretary of State or the sheriff's deliverance (as the case may be) and any map which may be referred to therein, or certified copies thereof, may be inspected free of charge.	(1) By notice in writing to the Director General of Ordnance Survey accompanied by a copy of the order or deliverance effecting the rectification and a certified copy of any map referred to in the order or deliverance. (2) Additionally, in a case where the rectification is effected by the sheriff, by notice in writing to the Secretary of State of the effect of the rectification accompanied by two copies of the sheriff's deliverance and one certified copy of any map referred to therein.	The county clerk of the county council or the town clerk of the burgh concerned.	The county clerk of the county council or the town clerk of the burgh concerned.

SECOND SCHEDULE

FORMS OF CERTIFICATE TO BE ENDORSED UPON CERTIFIED COPIES OF MAPS

1. *Certificate for purpose of Regulation* 3 *by person responsible for preparing map to be deposited with application for alteration of burgh boundary or formation of new burgh.*

I certify that this map is a true copy of the map referred to in the application by* .....

.....

.....

.....
(Signature and designation of person certifying.)

.....
(Date of certifying.)

* Insert here the name of the applicants and the purpose and date of the application.

2. *Certificate for purpose of Regulation* 6.

(*a*) *By sheriff-clerk.*

I certify that this map is a true copy of the map referred to in the deliverance pronounced by the Sheriff of.....on..... in the above-mentioned application.

.....
(Signature of sheriff-clerk.)

.....
(Date of certifying.)

(*b*) *By person other than sheriff-clerk.*

I certify that this map is a true copy of the map referred to in* .....

.....

.....

.....

.....
(Signature and designation of person certifying.)

.....
(Date of certifying.)

* Insert here, the title, date and number of the order made by the Secretary of State, followed by a brief indication of the purpose of the order.

EXPLANATORY NOTE

(*This Note is not part of the Regulations, but is intended to indicate their general purport.*)

These regulations fix the minimum scale of any map used in connection with the alteration of the boundary of any burgh or parish, and prescribe the manner in which publication and intimation are to be made of—

(*a*) any alteration of the boundary of a county, burgh or parish;

(*b*) any change of name of a county, burgh or parish;

(*c*) the formation or dissolution of a small burgh,

and the form of certificate to be endorsed upon certain maps relating to these events.