

so much as shall be sufficient to make up the said yearly fund for discharging all the annuities to be purchased on this act, to reward the officers, clerks, and others to be employed in the payment of the said annuities, or the accounts thereof; for their labour, pains, charges, and service therein respectively, and to defray all other the necessary charges incident to the payment of the said annuities, as to the said treasurer or commissioners of the treasury for the time being, shall seem meet and reasonable in that behalf; any thing in this act contained to the contrary notwithstanding.

XXI. *And whereas there are admitted in the Exchequer many Subscriptions for annuities to this act before the same has had the royal assent, be it further enacted by the authority aforesaid, That all subscriptions made or taken, or which shall be made and taken, before the royal assent given to this act, shall be, and are hereby declared to be null and void.*

C A P. VI.

An act for rendering the union of the two kingdoms more intimate and compleat.

WHEREAS by her Majesty's great wisdom and goodness the union of the two kingdoms hath been happily effected, and the whole island is thereby subject to one sovereignty, and represented by one parliament: to the end therefore that the said union may be rendered more compleat and intire, 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, That from and after the first day of *May*, in the year of our Lord one thousand seven hundred and eight, the Queen's majesty, her heirs and successors, shall have but one privy council in or for the kingdom of *Great Britain*, to be sworn to her Majesty, her heirs and successors, as sovereigns of *Great Britain*; and such privy council shall have the same powers and authorities as the privy council of *England* lawfully had, used, and exercised at the time of the union, and none other.

From 1 May, 1708, the Queen to have but one privy council in *Great Britain*.

II. And to the end the publick peace may be in like manner preserved throughout the whole united kingdom; be it further enacted by the authority aforesaid, That in every shire and stewartry within that part of *Great Britain* called *Scotland*, and also in such cities, boroughs, liberties, and precincts within *Scotland*, as her Majesty, her heirs or successors shall think fit, there shall be appointed by her Majesty, her heirs or successors, under the great seal of *Great Britain*, a sufficient number of good and lawful men to be justices of the peace within their respective shires, stewartries, cities, boroughs, liberties, or precincts; which persons so appointed, over and above the several powers and authorities vested in justices of the peace by the laws of *Scotland*, shall be further authorized to do, use and exercise over all persons within their several bounds, whatever doth appertain to the office and trust of a justice of peace, by virtue of the laws

Justices of peace to be appointed in every shire and stewartry of *Scotland*.

Explained as to distays and portents rolls, by 8 Annæ, 1. 16. s. 3.

and acts of parliament made in *England* before the union, in relation to and for the preservation of the publick peace. Provided nevertheless, That in the sessions of the peace the methods of trial and judgments shall be according to the laws and customs of *Scotland*.

Proviso. III. Provided, That nothing in this act contained shall be construed to alter or infringe any rights, liberties, or privileges heretofore granted to the city of *Edinburgh*, or to any other royal borough, of being justices of peace within their respective bounds.

Not to alter the privileges of *Edinburgh*, &c. IV. And whereas by an act made in *Scotland* in the third session of the second parliament of the late King Charles the Second, intituled, An act concerning the regulation of the judicatures, several good and wholesome provisions were made concerning the justice court, and amongst others it was thereby enacted, That once a year circuit courts should be kept at the time and places in the said act mentioned: now for the better and speedier administration of justice, and further preservation of the publick peace in that part of the kingdom of *Great Britain*, called *Scotland*, be it also enacted by the authority aforesaid, That for the future, twice in the year, that is to say, in the months of *April* or *May*, and in the month of *October*, circuit courts shall be kept in the several places in the said act mentioned, and in manner and form as in the said act contained.

Circuit courts to be kept twice a year. V. And for the more uniform and express method of electing and returning members of parliament, be it likewise further enacted by the authority aforesaid, That when any parliament shall at any time hereafter be summoned or called, the forty five representatives of *Scotland* in the house of commons of the parliament of *Great Britain*, shall be elected and chosen by authority of the Queen's writs under the great seal of *Great Britain*, directed to the several sheriffs and stewarts of the respective shires and stewartries; and the said several sheriffs and stewarts shall, on receipt of such writs, forthwith give notice of the time of election for the knights or commissioners for their respective shires or stewartries, and at such time of election the several freeholders in the respective shires and stewartries shall meet and convene at the head burghs of their several shires and stewartries, and proceed to the election of their respective commissioners or knights for the shire or stewartry; and the clerks of the said meetings, immediately after the said elections are over, shall respectively return the names of the persons elected to the sheriff or stewart of the shire or stewartry, who shall annex it to his writ, and return it with the same into the court out of which the writ issued: and as to the manner of election of the fifteen representatives of the royal boroughs, the sheriff of the shire of *Edinburgh* shall, on the receipt of the writ directed to him, forthwith direct his precept to the lord provost of *Edinburgh*, to cause a burghers to be elected for that city; and on receipt of such precept, the city of *Edinburgh* shall elect their member, and their common clerk shall certify his name to the sheriff

In what manner the 45 representatives of *Scotland* shall be elected.

Sheriff of *Edinburgh*, who shall annex it to his writ, and return it with the same into the court from whence the writ issued: and as to the other royal burghs, divided into fourteen classes or districts, the sheriffs or stewarts of the several shires and stewartries, shall on the receipt of their several writs, forthwith direct their several precepts to every royal borough within their respective shires or stewartries, reciting therein the contents of the writ, and the date thereof, and commanding them forthwith to elect each of them a commissioner as they used formerly to elect commissioners to the parliament of *Scotland*, and to order the said respective commissioners to meet at the presiding borough of their respective district (naming the said presiding borough) upon the thirtieth day after the day of the *Teste* of the writ, unless it be upon the Lord's day, commonly called *Sunday*, and then the next day after, and then to choose their burgesses for the parliament; and the common clerk of the then presiding borough shall immediately after the election, return the name of the person so elected to the sheriff or steward of the shire or stewartry wherein such presiding borough is, who shall annex it to his writ, and return it with the same into the court from whence the writ issued; and in case a vacancy shall happen in time of parliament, by the decease or legal incapacity of any member, a new member shall be elected in his room, conformable to the method herein before appointed; and in case such vacancy be of a representative for any one of the said fourteen classes, or districts of the said royal boroughs, that borough which presided at the election of the deceased or disabled member, shall be the presiding borough at such new election.

How vacancies happening in time of parliament shall be supplied.

VI. Provided always, That upon the issuing of writs of summons for the electing of a parliament, if any shire or stewartry wherein a royal borough is, hath not then a turn or right to elect a commissioner, or knight of the shire or stewartry for that parliament, that then it shall be omitted out of the writ directed to such sheriff or steward, to cause a knight, commissioner for that shire or stewartry, to be elected for that parliament.

Shire or stewartry, &c. not having a turn to elect, to be omitted out of the writ, &c.

C A P. VII.

Act act for the security of her Majesty's person and government, and of the succession to the crown of Great Britain in the protestant line.

WHEREAS by the happy union of England and Scotland, it is become necessary to make divers alterations in relation to an act passed in the parliament of England, in the fourth year of the reign of her present Majesty, whom God long preserve, intituled, An act for the better security of her Majesty's person and government, and of the succession to the crown of England in the protestant line, and to extend the provisions of the said act throughout the whole united kingdom, for the better security of our most gracious

4 Ann. c. 8.