

were in the position of ordinary riparian proprietors to whose property the possession of water rights formed an important adjunct and one capable in the future of indefinite expansion. The mere fact that the riparian proprietors might not be using their rights at the moment to the fullest extent was immaterial. They were entitled to compensation on the footing of the fullest possible use. If the amount of compensation water available were capable of variation from time to time the contention of the promoters might be a sound one, but as a matter of fact when the amount has once been fixed it can never subsequently be varied.

The Commissioners decided that a third should be given.

At the adjustment of clauses a question arose as to whether the compensation water was to be given every day or only every "working" day, *i.e.*, whether Sunday was to be included.

The Commissioners decided that it was to be given every day including Sunday.

Counsel for the Dunfermline District of the County of Fife, Promoters—Guthrie, K.C.—T. B. Morison. Agents—Dr John Ross, Solicitor, Dunfermline, and A. V. Begg, W.S., Edinburgh.

Counsel for William James Haig, of Dollarfield, *Objecting*—Clyde, K.C.—Hon. Patrick Balfour. Agent—J. P. Watson, W.S., Edinburgh.

Counsel for the Right Hon. Lord Abercrombie, *Objecting*—Clyde, K.C.—Craigie. Agents—T. & R. B. Ranken, W.S.

Counsel for the Distillers Company, Limited, *Objecting*—Clyde, K.C.—Inglis. Agents—Fraser, Stodart, & Ballingall, W.S.

Counsel for the County Council of the County of Clackmannan, *Objecting*—Clyde, K.C.—Garson. Agents—J. W. & A. P. Moir, Solicitors, Alloa, and Messrs J. C. Brodie & Sons, W.S., Edinburgh.

Monday and Tuesday, 28th and 29th March.

(Before Lord Herries, *Chairman*, Lord Muncaster, Mr J. Dennistoun Mitchell, and Mr Edward Wilson—at Edinburgh.)

ARBROATH CORPORATION WATER PROVISIONAL ORDER.

Provisional Order—Private Legislation Procedure—Burgh Water Supply—Rating—Manufactories and Shops.

The promoters of this Order were the Corporation of Arbroath, and the object of the scheme was to provide the burgh with an increased water supply.

A question arose on the question of rating.

The promoters of the Bill contended that in the case of manufactories and shops the rating for "domestic" water (as distin-

guished from "trade" water which is supplied in bulk under contract) should be upon one half of the rental, the ordinary rating being upon one-fourth, their argument being that the necessity for the increased supply was caused not by the smaller ratepayers and householders for whom the existing supply of eleven gallons per head was sufficient, but by the large manufacturers, who required an additional supply to enable them to provide, *inter alia*, the increased sanitary accommodation required by recent factory legislation. They quoted as a precedent the Falkirk Water Act of 1881, section 61. The objectors contended that the rating should be upon one-fourth, and quoted the Burgh Police (Scotland) Act 1892, section 347, the Burgh Sewerage, Drainage, and Water Supply (Scotland) Act 1901, section 2. Evidence was led showing that by recent factory legislation, and particularly the Home Office regulations, under the Factories and Workshops Act 1901, a much larger supply of water than hitherto was required for the use of workers in mills.

The CHAIRMAN—The Commissioners have decided that the rating shall be upon one-fourth, and that on appeal to the Sheriff he may raise it to one-half if he thinks proper, both as regards shopkeepers and manufacturers.

Counsel for the Promoters—C. K. Mackenzie, K.C.—R. L. Blackburn. Agent—W. K. Macdonald, Town-Clerk of Arbroath.

Counsel for certain Owners, Manufacturers, and Others within the Burgh of Arbroath, *Objecting*—Wilson, K.C.—Wilton. Agents—D. & W. Chapel, Solicitors, Arbroath—Armstrong & Hay, S.S.C., Edinburgh.

Tuesday, May 3, and Wednesday, May 4.

(Before Eugene Wason, Esq., M.P., *Chairman*, Sir Walter Thorburn, M.P., Sir James Low, and A. M. Gordon, Esq.—at Glasgow.)

GLASGOW CORPORATION (POLICE) PROVISIONAL ORDER.

Provisional Order—Private Legislation Procedure—Compulsory Acquisition of Land by Corporation—Compensation—Method of Ascertainment—Settlement by Single Arbitrator—Expenses—Power to Arbitrator to Determine all Questions of and Liability for Expenses Refused—Burgh Police (Scotland) Act 1903, sec. 57.

In this Provisional Order promoted by the Glasgow Corporation the promoters proposed to introduce a clause to the following effect:—"In all cases of disputed compensation under any of the Acts cited in section 1 of this Order, the Glasgow Police Acts and the Glasgow Sewage Acts, or any other Act or Order applicable or that may be made applicable to the city, or under any Public General Act whereby