

such Interests, may be better advanced by an Alteration of the Conditions or Directions affecting such Gift or Endowment, to alter or modify such Conditions or Directions, and to frame a new Statute or Ordinance for the Application of such Gift or Endowment, in such Manner as may better advance the Purposes thereof: And whereas there have been heretofore chargeable on the Fund, called the Bursar Fund, in the *Marischal College of Aberdeen*, a Bursary under the Mortification of Mr *Alexander Galloway*, and a Bursary under the Mortification of Mrs *Margaret Garden*, Relict of *James Skene*, Merchant, Burgess of *Old Aberdeen*: And whereas both of the said Mortifications took Effect more than Fifty Years prior to the Date of the said recited Act, and it appears to the Commissioners, that, as the Values of the said Two Bursaries respectively are now very small, the Interests of Religion and Learning, and the main Design of the Donors, would be better advanced by conjoining the said Two Bursaries into One Bursary, in Manner hereinafter provided: And whereas *King's College* and *Marischal College of Aberdeen* are now united and incorporated into one University and College under the Style and Title of the University of *Aberdeen*: The Commissioners statute and ordain, with reference to the said Mortifications, as follows:—

I. The Bursary on the Foundation of the said *Alexander Galloway*, and the Bursary on the Foundation of the said *Margaret Garden*, shall hereafter be conjoined into One Bursary in the University of *Aberdeen*, to be called the *Galloway and Garden Bursary*, the Holder of which shall annually, during his Tenure thereof, receive Ten Pounds from the said Bursar Fund.

II. The *Galloway and Garden Bursary* shall be open for competition to all Students entering on their First or Second Session of Attendance in the Faculty of Arts in the said University, without Restriction or Preference to Students of any particular Kindred or Name: Provided always, that no Student shall be admissible to the Competition for the said Bursary, who has, for more than One Session, been a Student in the Faculty of Arts in any One or more of the *Scottish Universities*.

III. The *Galloway and Garden Bursar* shall be entitled to hold his Bursary for Four Years, and no longer, subject to the Condition that he shall proceed through the Curriculum in Arts in the said University, and shall pass the Examinations required by the University of Students proceeding to the Degree of Master of Arts; but, if he shall fail to pass any of the Examinations required as aforesaid of Students proceeding to the Degree of Master of Arts, or shall discontinue his Attendance at the University as a Student in Arts, he shall forfeit his Bursary: Provided always, that, in Case of any gross Misconduct on the Part of any Bursar, it shall be in the Power of the *Senatus Academicus*, with the Approval of the University Court, to suspend him from, or to deprive him of, his Bursary.

IV. In the Event of any Vacancy occurring in the *Galloway and Garden Bursary* during the Currency of the Period of Four Years, for which the same is tenable as aforesaid, the *Senatus Academicus* may appoint a Bursar for the Remainder of the said Period then unexpired from among the Students of the same Standing in the Curriculum in Arts, as the Student was, in whose Room the Appointment is made, and that either after Competition or otherwise, as they may think most expedient; and the Bursar then appointed shall, subject to the same Conditions as aforesaid, be entitled to hold the said Bursary for the Remainder of the said Period of Four Years then unexpired,

and no longer: Provided always, that, in the Event of the *Senatus Academicus* not appointing a Bursar as aforesaid, the Bursary shall continue vacant for the Remainder of the said Period then unexpired.

V. No Appointment of a Bursar on the Foundation of the said *Alexander Galloway* alone, or on that of the said *Margaret Garden* alone, shall hereafter be made; but, as soon as the existing Bursaries on the said Foundations are both vacant, and not sooner, an Appointment shall be made of One Bursar, and no more, to the said *Galloway and Garden Bursary*; and so on, as often as the said *Galloway and Garden Bursary* shall thereafter become vacant.

VI. Nothing herein contained shall extend to, or affect, the Interests of the present Holder of either of the said existing Bursaries.

In Witness whereof, these Presents are sealed with the Seal of the Commission.

JOHN INGLIS, *Chairman*.

L. S.

SCOTTISH UNIVERSITIES COMMISSION.

*At Edinburgh, the Eleventh Day of April
Eighteen hundred and Sixty-two Years.*

WHEREAS, by an Act passed in the Twenty-first and Twenty-second Years of the Reign of Her present Majesty, Chapter Eighty-three, intituled, 'An Act to make Provision for the better Government and Discipline of the Universities of *Scotland*, and improving and regulating the Course of Study therein; and for the Union of the Two Universities and Colleges of *Aberdeen*,' the Commissioners under the said Act are empowered to revise the respective Foundations, Mortifications, Bursaries, and Donations, bestowed on any of the Universities or Colleges mentioned in the said Act, or for the Benefit of any Professors, Students, or others therein; and further, if, in the Case of any such Gift or Endowment which has taken Effect for more than Fifty Years, and has been held by any of the said Universities or Colleges, or by any other Person in Trust for or on behalf of the same, or of any Person therein, it shall appear to the Commissioners that the Interests of Religion and Learning, and the main Design of the Donor, so far as consistent with the Promotion of such Interests, may be better advanced by an Alteration of the Conditions or Directions affecting such Gift or Endowment, to alter or modify such Conditions or Directions, and to frame a new Statute or Ordinance for the Application of such Gift or Endowment, in such Manner as may better advance the Purposes thereof: And whereas there have been heretofore chargeable on the Fund, called the Bursar Fund, in the *Marischal College of Aberdeen*, a Bursary under the Mortification of the Reverend *Alexander Smith*, dated the Fifteenth Day of July Seventeen hundred and Forty-one, and a Bursary under the Mortification of Mr *Thomas Forbes* of *Little Leighe*, in the County of *Essex*, dated the Ninth Day of February Seventeen hundred and Forty-six: And whereas it appears to the Commissioners that, as the Values of the said Two Bursaries respectively are now very small, the Interests of Religion and Learning, and the main Design of the Donors, would be better advanced by

ORDINANCE,
No. 38.

Aberdeen,
No. 18.

[*Smith and
Forbes
Foundations.*]