

1735. *January 31.* GRAY *against* IRVINE.

No. 4.

A CONFIRMATION advocated upon iniquity from the Commissaries of Aberdeen, and remitted to the Commissaries of Edinburgh.

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1735. *July 11.* RAMSAY *against* THOMSON.

No. 5.

A CIVIL process of damages sustained after obtaining sentence in the Justice-Court for deforcement. But the defences against the debt are entire. (See No. 1, *voce FORUM COMPETENS.*)

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1735. *July 22.*

SIR THOMAS HAY *against* LORD GAIRLIES and TOWN of WIGTOUN.

No. 6.

JUSTICES OF PEACE ought to have access to the Town Court-House at all seasonable times for holding Justice of Peace Courts, because it is the King's House.

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1735. *July 25.* HEPBURN of Monkkrigg *against* HAY of Hopes.

No. 7.

NONE of the Lords can vote in the question of his own son's qualification as Commissioner of Supply, though the process concerns only the choice of a Collector. *Vide* COMMISSIONER OF SUPPLY.

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1736. *February 6.*

GEORGE DRUMMOND, Younger of Blair, and Procurator-Fiscal of the Regality of Logiealmond, *against* ANDREW HENRY and OTHERS.

No. 8.

AN unusual jurisdiction of summoning and pursuing delinquents, viz. killers of fish in forbidden times, outwith the bounds of a Barony or Regality contained in a charter by Robert III. of a Barony and free Regality, does not thereby become a part of the said Barony or Regality, so as to transmit therewith; and therefore though the Laird of Logiealmond, having right by progress to the said Barony or Regality, in 1678 got a charter on his own re-

signation in Exchequer, ratifying that old jurisdiction with a *novo-damus*; the Lords found that he had not sufficiently connected his title to that superadded jurisdiction, and found the *novo-damus* in Exchequer null. As to the lawfulness of that jurisdiction, *vide* the Informations, especially that for Logiealmond; but that point was waved.

No. 8.

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1736. July 31. ANDERSON *against* CAMPBELL, Deacon of the Skinners of Ayr.

No. 9.

THE Lords thought, that the Convener and his brethren, though not a court of law, might judge in the first instance whom they would or would not allow to sit with them; but *2do*, subject to the review of the Magistrates. *3tio*, They thought a Corporation might subsist though reduced to one, therefore the Convener and his brethren of Ayr having found the Incorporation of Skinners extinct, because reduced to one, and excluded that one from sitting with them, the Magistrates reversed their act and fined them in a fine and expenses. Upon a suspension of this decret, the Lords found the Convener and his brethren did wrong in excluding John Campbell from a vote as Deacon of the Skinners, and found that the Magistrates have a right of review; and therefore found the letters orderly proceeded for reponing the said John Campbell; but suspended *simpliciter* as to the fine and expenses.

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1736. June 24. MAXTON *against* MONCREIFF.

No. 10.

SESSION competent to judge of the legality of Ministers' admissions *ad effectum* to judge of the right of the stipends. *Vide* PATRONAGE. (See (DICT. No. 68. p. 7331.)

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1736. July 28.

SIR ALEXANDER RAMSAY *against* MR JAMES CHALMERS.

No. 11.

NEITHER the General Assembly nor Professors of Universities can make regulations to bind bursers as to their qualifications; and therefore Sir Alexander Ramsay of Balmain having the presentation of certain divinity-bursers in Aberdeen;—found that the Professors could not refuse them for not having certificates from their Presbyteries.