

THE
S T A T U T E S
OF
THE UNITED KINGDOM
OF
GREAT BRITAIN AND IRELAND,
51 GEORGE III. 1811.

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T A B L E

Containing the TITLES of all

THE STATUTES,

Passed in the FIFTH Session of the FOURTH Parliament

OF

The United Kingdom of *Great Britain* and *Ireland*;

51 GEORGE III.

PUBLICK GENERAL ACTS.

1. AN ACT to provide for the Administration of the Royal Authority, and for the Care of His Majesty's Royal Person, during the Continuance of His Majesty's Illness; and for the Resumption of the Exercise of the Royal Authority by His Majesty. Page 1
2. An ACT for continuing to His Majesty certain Duties on Malt, Sugar, Tobacco and Snuff, in *Great Britain*; and on Pensions, Offices and Personal Estates in *England*; for the Service of the Year One thousand eight hundred and eleven. 14
3. An ACT for raising the Sum of Ten millions five hundred thousand Pounds, by Exchequer Bills, for the Service of *Great Britain* for the Year One thousand eight hundred and eleven. *Ibid.*
4. An ACT for raising the Sum of One million five hundred thousand Pounds, by Exchequer Bills, for the Service of *Great Britain* for the Year One thousand eight hundred and eleven. 15
5. An ACT for raising the Sum of One Million, by Treasury Bills, for the Service of *Ireland* for the Year One thousand eight hundred and eleven. *Ibid.*
6. An ACT for taking an Account of the Population of *Great Britain*, and of the Increase or Diminution thereof. *Ibid.*
7. An ACT to amend Two ACTS of the Thirteenth and Thirty second Years of His present Majesty, relating to the Wages of Persons employed in the Silk Manufacture. 26
8. An ACT for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters. 27
9. An ACT for the Regulation of His Majesty's Royal Marine Forces while on Shore. 36
10. An ACT to continue, until the Twenty fifth Day of *March* One thousand eight hundred and thirty three, certain ACTS of the Parliament of *Ireland*, so far as the same relate to the Improvement of

- of the City of *Dublin*, by making wide and convenient Passages through the same. Page 38
11. An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and thirty two, certain Acts of the Parliament of *Ireland*, so far as the same relate to the Duty on Coals imported into the Harbour of *Dublin*, and to the regulating the Coal Trade thereof. 39
12. An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, an Act for regulating the Drawbacks and Bounties on the Exportation of Sugar from *Ireland*. 41
13. An Act for further continuing, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, certain Bounties and Drawbacks on the Exportation of Sugar from *Great Britain*; and for suspending the Countervailing Duties and Bounties on Sugar, when the Duties imposed by an Act of the Forty ninth Year of His present Majesty shall be suspended; and for continuing so much of an Act of the Twenty seventh Year of His present Majesty as allows a Bounty upon Double Refined Sugar exported, until the Twenty fifth Day of *March* One thousand eight hundred and thirteen, and so much of the same Act as allows a Bounty on Raw Sugar, exported until the Twenty fifth Day of *March* One thousand eight hundred and twelve. 42
14. An Act to continue several Laws relating to the granting a Bounty upon certain Species of *British* and *Irish* Linens exported from *Great Britain*, and taking off the Duties on the Importation of Foreign Raw Linen Yarns made of Flax into *Great Britain*, until the Twenty fifth Day of *March* One thousand eight hundred and twenty one; to the prohibiting the Exportation from and permitting the Importation into *Great Britain* of Corn, and for allowing the Importation of other Articles of Provision without Payment of Duty during the Continuance of the War, and until Six Months after the Ratification of a Definitive Treaty of Peace; and to the permitting the Importation of Tobacco into *Great Britain* from any Place whatever, until the Twenty fifth Day of *March* One thousand eight hundred and twelve. 46
15. An Act for enabling His Majesty to direct the Issue of Exchequer Bills to a limited Amount, for the Purpose and in Manner therein mentioned. 47
16. An Act for granting Annuities to discharge certain Exchequer Bills. 74
17. An Act to render valid certain Acts done for completing the Regular Militia, and to indemnify the Persons concerned therein. 76
18. An Act to indemnify such Persons in the United Kingdom as have omitted to qualify themselves for Offices and Employments, and for extending the times limited for those Purposes respectively, until the Twenty fifth Day of *March* One thousand eight hundred and twelve; and to permit such Persons in *Great Britain* as have omitted to make and file Affidavits of the Execution of Indentures of Clerks to Attornies and Solicitors, to make and file the same on or before the First Day of *Hilary* Term One thousand eight hundred and twelve. *Ibid.*
19. An Act to continue, until the Twenty fifth Day of *March* One

One thousand eight hundred and twelve, an Act of the Forty fifth Year of His present Majesty, for appointing Commissioners to enquire into the Public Expenditure and the Conduct of the Public Business in the Military Departments therein mentioned, and to extend the same to Public Works executed by the Office of Works and others. Page 77

20. An Act to allow a certain Proportion of the Militia of Great Britain to enlist annually into the Regular Forces; and to provide for the gradual Reduction of the said Militia. 78

21. An Act to explain and amend an Act, passed in the Fiftieth Year of His Majesty's Reign, intituled *An Act to direct that Accounts of Increase and Diminution of Public Salaries, Pensions and Allowances, shall be annually laid before Parliament; and to regulate and controul the Granting and Pay of such Salaries, Pensions and Allowances*; so far as respects the Grant of Pensions or Allowances by His Majesty to Persons who previously to the passing of the said Act had served the Crown in Foreign Courts. 90

22. An Act for raising the Sum of Two Millions five hundred thousand Pounds, by way of Annuities and Treasury Bills, for the Service of Ireland. 91

23. An Act for rendering more effectual an Act made in the Forty seventh Year of His Majesty's Reign, intituled, *An Act for the Abolition of the Slave Trade*. Ibid.

24. An Act to repeal so much of an Act of the Nineteenth Year of His present Majesty, as prevents Masters of Ships removing their Vessels out of the Stream, except to the lawful Quays in the Port of London, before the Goods are discharged or their Vessels are cleared by the proper Officers inwards or outwards, so far as relates to any Ship or Vessel entered inwards or outwards from or to any Port in Ireland. 96

25. An Act for further continuing, until the Twenty fifth Day of July One thousand eight hundred and thirteen, an Act made in the Thirty third Year of His present Majesty, for rendering the Payment of Creditors more equal and expeditious in Scotland. Ibid.

26. An Act for raising the Sum of Four millions nine hundred eighty one thousand three hundred Pounds by way of Annuities. 97

27. An Act to explain and amend Two Acts of the Fiftieth and Fifty first Years of His present Majesty, for continuing certain Duties on Malt, Sugar, Tobacco and Snuff, and other Purposes mentioned in the said Acts. Ibid

28. An Act for increasing the Rates of Subsistence to be paid to Innkeepers and others on quartering Soldiers. 98

29. An Act for continuing, until the First Day of August One thousand eight hundred and thirteen, Two Acts of the Forty fifth and Fiftieth Years of His present Majesty, allowing the bringing of Coals, Culm and Cinders to London and Westminster by Inland Navigation. 101

30. An Act to amend the several Acts for enabling His Majesty to accept the Services of Volunteers from the Militia of Ireland. 102

31. An Act to continue, during the present War and until the Expiration of Six Calendar Months after the Ratification of a
A 3 Definitive

- Definitive Treaty of Peace, and amend an Act made in the Forty eighth Year of His present Majesty, for granting an additional Duty on Copper imported into *Great Britain*. Page 104
32. An Act for the better securing Exciseable Goods on board Vessels in the Port of *Bristol*. 105
33. An Act for repealing so much of Two Acts of the Fourteenth and Twenty fifth Years of His present Majesty as relates to weaving Blue Stripes in *British* Calicoes. 108
34. An Act for continuing the Premiums allowed to Ships employed in the Southern Whale Fishery. 109
35. An Act to secure to the Bank of *Ireland* the Repayment of all Monies advanced by them for the Purposes and in the manner therein mentioned. 112
36. An Act to facilitate the Execution of Justice within *The Cinque Ports*. 120
37. An Act further to prevent the Marriage of Lunatics. 125
38. An Act to protect Masters against Embezzlements by their Clerks and Servants in *Ireland*. 126
39. An Act to repeal so much of an Act, passed in the Parliament of *Ireland* in the Third Year of the Reign of His present Majesty, intituled, *An Act for the better Regulation of the Linen and Hemp Manufatures*, as takes away the Benefit of Clergy from Felons convicted of stealing Cloth from Bleaching Grounds; and for more effectually preventing such Felonies. *Ibid.*
40. An Act to explain and amend an Act of the last Session of Parliament, for repealing certain Parts of several Acts relating to the limiting the Number of Persons to be carried by Stage Coaches in *Ireland*. 127
41. An Act to repeal so much of an Act, passed in the Eighteenth Year of the Reign of King *George* the Second, intituled, *An Act for the more effectually preventing the stealing of Linen, Fusian, and Cotton Goods and Wares, in Buildings, Fields, Grounds and other Places used for printing, whitening, bleaching or drying the same*, as takes away the Benefit of Clergy from Persons stealing Cloth in Places therein mentioned; and for the more effectually preventing such Felonies. 131
42. An Act to empower the Lords Commissioners of the Treasury to exonerate Distillers of Spirits from Sugar, from the Excess of the Duties to which they were liable in consequence of the Expiration of an Act passed in the Forty eighth Year of His present Majesty, above the Duties imposed by the said Act. 132
43. An Act for altering the time at which the additional Duties of Customs imposed by an Act of the last Session of Parliament on certain Species of Wood were to have taken place; and for granting a Drawback upon Deals and Timber used in the Mines of Tin, Copper and Lead, in the Counties of *Cornwall* and *Devon*. 134
44. An Act for imposing an additional Duty on Linen imported into *Great Britain* during the Continuance of the present War, and for Six Months after the Ratification of a Definitive Treaty of Peace. 136
45. An Act for taking away the public Use of certain Ships' Rooms in the Town of *Saint John* in the Island of *Newfoundland*; and for

- for instituting Surrogate Courts on the Coast of *Labrador*, and in certain Islands adjacent thereto. Page 138
46. An Act to authorize the Officers of the Customs to act for the Superintendent of Quarantine, and his Assistant. 139
47. An Act for carrying into Effect the Provisions of a Treaty of Amity, Commerce and Navigation, concluded between His Majesty and His Royal Highness the Prince Regent of *Portugal*. Ibid.
48. An Act to permit Rum and other Spirits, the Produce of the *British* Colonies in the *West Indies*, to be imported into *Lower Canada* from *Nova Scotia* and *New Brunswick*, and the Islands of *Cape Breton*, *Prince Edward* and *Newfoundland*. 144
49. An Act for raising the Sum of Twelve Millions by way of Annuities. 146
50. An Act to allow a greater Number of Sheep to be carried from *England* to the *Isle of Man* than are now permitted by Law. Ibid.
51. An Act for abolishing the Duties of the Prizage and Butlerage of Wines in *Ireland*. Ibid.
52. An Act for explaining and amending an Act passed in the last Session of Parliament, for consolidating the Duties of Customs for the *Isle of Man*, and for placing the same under the Management of the Commissioners of Customs in *England*. 147
53. An Act for raising the Sum of Six Millions, by Exchequer Bills, for the Service of *Great Britain* for the Year One thousand eight hundred and eleven. 148
54. An Act for raising the Sum of One Million five hundred thousand Pounds, by Exchequer Bills, for the Service of *Great Britain* for the Year One thousand eight hundred and eleven. 149
55. An Act for abolishing the Superannuation Fund in the Department of the Customs, and for transferring the same to the Head of Consolidated Customs, and for authorizing the Payment of all retired Allowances on that Department out of Consolidated Customs. Ibid.
56. An Act to grant additional Duties of Excise on Tobacco manufactured in *Ireland*. 150
57. An Act to amend an Act made in the Forty seventh Year of His present Majesty's Reign, for encouraging the Export of Salted Beef and Pork from *Ireland*. 152
58. An Act to allow the free Importation between *Great Britain* and *Ireland* of Home-made Chocolate; to prohibit the Importation of Foreign Chocolate into *Ireland* so long as the same shall be prohibited in *Great Britain*; and to grant certain Duties on Cocoa Nuts imported into *Ireland*. Ibid.
59. An Act for granting to His Majesty additional Duties of Excise on Wash and other Liquors used in the Distillation of Spirits; and on foreign Spirits imported. 154
60. An Act to repeal the Duties of Stamps on Hats made in *Ireland*, and on Licences to Persons to manufacture Hats, or to utter or vend Hats in *Ireland*, and all Regulations for securing the said Duties. 161
61. An Act for charging the Sum of Seven Millions five hundred thousand Pounds, raised for the Service of *Great Britain*, for the Year One thousand eight hundred and eleven, upon the Duties granted

- granted to His Majesty during the Continuance of the present War, and for certain Periods after the Ratification of a Definitive Treaty of Peace. Page 162
62. An Act to permit Rum and other Spirits, the Produce of the *British Colonies in the West Indies*, to be imported into *Nova Scotia and New Brunswick*, and the Islands of *Cape Breton, Prince Edward and Newfoundland*, from the Island of *Bermuda*. 165
63. An Act to authorize the Punishment, by Confinement and hard Labour, of Persons in *Ireland* liable to Transportation; and to repeal so much of a former Act as relates to that Subject. 166
64. An Act to enable the *East India Company* to raise a further Sum of Money upon Bond, instead of increasing their Capital Stock; and to alter and amend an Act, passed in the Forty seventh Year of the Reign of His present Majesty, relative thereto. 170
65. An Act to explain and amend an Act passed in the Thirty ninth Year of His Majesty's Reign, intituled, *An Act for the more effectual Suppression of Societies established for seditious and treasonable Purposes, and for better preventing treasonable and seditious Practices*, so far as respects certain Penalties on Printers and Publishers. 173
66. An Act to amend and render more effectual several Acts for promoting the Trade of *Dublin*, by rendering its Port and Harbour more commodious; and for erecting, repairing and maintaining Light Houses round the Coast of *Ireland*, and to raise a Fund for defraying the Charge thereof. 175
67. An Act for repealing the Duties of Customs now payable on the Importation of Hides in the Hair, and granting new Duties in lieu thereof. 182
68. An Act for charging an additional Duty on Verdigris imported. 184
69. An Act for repealing the Duty on the Materials used in making Flint and Phial Glafs; and for granting, until the First Day of *August* One thousand eight hundred and twelve, other Duties in lieu thereof; and for continuing and amending an Act passed in the Forty ninth Year of His Majesty's Reign, intituled, *An Act for repealing the Duties on the Materials used in making Spread Window Glafs and Crown Glafs, and for granting other Duties in lieu thereof; and for the better Collection of the said Duties*. 185
70. An Act for repealing the Hat Duty in *Great Britain*. 207
71. An Act for the Abolition and Regulation of certain Offices in the Customs. 208
72. An Act for granting Exemptions in certain Cases from the Payment of the Duties charged in respect of Servants, Carriages, Horses and Dogs, kept in *Great Britain and Ireland* respectively. 219
73. An Act for the better Security of His Majesty's Naval Arsenals in the River *Medway*, and *Portsmouth and Hamoaze* Harbours, and of His Majesty's Ships and Vessels lying at and resorting to the same. 223
74. An Act for authorizing the Sale of Prize Goods lodged in Warehouses after a certain Period. 227
75. An Act for making further Provisions for the Payment of Salaries and and

- and other Charges in the Office of the Commissioners for the Affairs of *India*; and for enabling the *East India* Company to restore to the Service of the said Company, Military Officers removed therefrom by Sentences of Courts Martial; and to authorize the said Company, in Cases of unforeseen Emergency, to take up Ships by private Contract. Page 228
76. An Act for letting to Farm the Duties on Horses hired by the Mile or Stage, to be used in travelling, and on Horses hired for a less Period of Time than Twenty eight Days, for drawing Carriages used in travelling Post or otherwise, in *Great Britain*; and for facilitating the Recovery of the said Duties. 231
77. An Act to amend the Laws for regulating the Election, in *Ireland*, of Members to serve in Parliament. 235
78. An Act to make Provision in certain Cases for the Wives and Families of Serjeants, Corporals, Drummers and Privates, serving in the Militia of *Ireland*. 239
79. An Act to amend an Act of the Forty eighth Year of His present Majesty, for the better Care and Maintenance of Lunatics, being Paupers or Criminals, in *England*. 248
80. An Act to render valid certain Indentures for the binding of Parish Apprentices. 250
81. An Act to continue until the First Day of *August* One thousand eight hundred and twelve, certain Acts for appointing Commissioners to enquire into the Fees, Gratuities, Perquisites and Emoluments, received in several Public Offices in *Ireland*; to examine into any Abuses which may exist in the same, and into the Mode of receiving, collecting, issuing and accounting for Public Money in *Ireland*. 251
82. An Act for establishing Regulations respecting Rock Salt delivered to the Refineries; for granting Relief for Salt lost at Sea by Shipwreck or Capture; and for reviving, amending and continuing, until the Twenty fifth Day of *March* One thousand eight hundred and fifteen, so much of an Act of the Forty first Year of His present Majesty as allows the Use of Salt, Duty-free, for curing Fish in Bulk or in Barrels. 252
83. An Act for allowing the like Drawback of Duty paid on Coals used in certain Mines and Smelting Mills in *Devonshire*, as is now allowed in the County of *Cornwall*. 257
84. An Act to explain an Act passed in the Twenty second Year of His present Majesty, for better securing the Freedom of Election of Members to serve in Parliament, by disabling certain Officers employed in the Collection or Management of His Majesty's Revenues from giving their Votes at such Elections, so far as relates to Coal Meters and Corn Meters of the City of *London*. *Ibid.*
85. An Act to enable the Commissioners of His Majesty's Treasury to issue Exchequer Bills, on the Credit of such Aids or Supplies as have been or shall be granted by Parliament for the Service of *Great Britain* for the Year One thousand eight hundred and eleven. 258
86. An Act to continue, until the Fifth Day of *July* One thousand eight hundred and twelve, and to amend several Acts for granting certain Rates and Duties, and for allowing certain Drawbacks and Bounties on Goods, Wares and Merchandize imported into

The TITLES of the STATUTES,

- into and exported from *Ireland*; and to grant to His Majesty, until the said Fifth Day of *July* One thousand eight hundred and twelve, certain new and additional Duties on the Importation, and to allow Drawbacks on the Exportation of certain Goods, Wares and Merchandize into and from *Ireland*. Page 259
87. An Act for allowing the Manufacture and Use of a Liquor prepared from Sugar for colouring Porter, and for indemnifying Persons who have manufactured or used such Colouring. 267
88. An Act for raising the Sum of two hundred thousand Pounds by Treasury Bills for the Service of *Ireland* for the Year One thousand eight hundred and eleven. 280
89. An Act to increase the Salary of the Lord Lieutenant of *Ireland*. Ibid.
90. An Act for defraying, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, the Charge of the Pay and Clothing of the Militia of *Ireland*; and for making Allowances in certain Cases to Subaltern Officers of the said Militia during Peace. 281
91. An Act for discharging certain Arrears of Quit, Crown and Composition Rents, which have been growing due in *Ireland*. 287
92. An Act to repeal certain Parts of several Acts of the Parliament of *Ireland*, relating to the Tolls on Stage Coaches, carrying above a certain Number of Passengers, and to make other Provisions in lieu thereof. 290
93. An Act for granting additional Duties of Customs on Fir Timber, of certain Dimensions, of the Growth of *Norway* imported into *Great Britain*. 291
94. An Act to continue, until the Twenty ninth Day of *July* One thousand eight hundred and thirteen, an Act of the last Session of Parliament, intituled, *An Act to extend and amend the Term and Provisions of an Act of the Thirty ninth and Fortieth Year of His present Majesty, for the better Preservation of Timber in the New Forest; and for ascertaining the Boundaries of the said Forest, and the Lands of the Crown within the same* 293
95. An Act to explain and amend certain Laws of Excise respecting the Duties on Estates and Goods sold by Auction; the allowing Dealers to roast their own Coffee on certain Conditions; and to the Water Mark of the Year on Paper intended for Exportation. 294
96. An Act to extend the Powers vested in the Commissioners of the Customs of restoring Vessels and Goods seized, to Seizures made by virtue of any Acts relating to the Department of the Customs. 296
97. An Act to regulate the Trade between Places in *Europe* South of *Cape Finisterre*, and certain Ports in the *British* Colonies in *North America*. 298
98. An Act to indemnify such Persons in the United Kingdom as have omitted to give Securities and to register Memorials thereof, under an Act of the last Session of Parliament, and for extending the times limited for those Purposes respectively, until Two Months after the Commencement of the next Session of Parliament. 301
99. An Act for removing Doubts as to the registering of certain Property purchased or sold under the Land Tax Redemption Act.

- In Right of which Persons may claim to vote at Elections of Members to serve in Parliament. Page 302
100. An Act to amend an Act passed in the Thirty eighth Year of His present Majesty's Reign, intituled, *An Act to regulate the Trial of Causes, Indiſſments and other Proceedings which arise within the Counties of certain Cities and Towns Corporate within this Kingdom.* 303
101. An Act for amending an Act of the Forty eighth Year of His present Majesty, for regulating the *British* White Herring Fishery. 305
102. An Act to extend the Provisions of an Act passed in the Forty seventh Year of His present Majesty, for discharging from the Claims of the Crown certain Real and Personal Estates belonging to General *De Lancey*, late Barrack Master General, and vested in Trustees for Sale; and also for vesting and settling certain Lands heretofore contracted to be purchased by the said General *De Lancey* in Trustees, to be sold for Payment of a Debt due to the Crown, and for other Purposes relative thereto. *Ibid.* 305
103. An Act to authorize the allowing Officers to retire on Half Pay or other Allowances, under certain Restrictions. 313
104. An Act for extending and amending the Regulations now in Force, relative to the Payment to the Royal Hospital at *Chelsea* of the forfeited and unclaimed Shares of Army Prize Money. 314
105. An Act to enable Persons to bequeath Lands and Tenements to the Commissioners for the Government of *The Royal Naval Asylum*, and to authorize the said Commissioners to hold the same for the Benefit of the said Asylum; and for amending an Act made in the Forty seventh Year of His present Majesty relating to the said Asylum. 318
106. An Act for enabling the Wives and Families of Soldiers embarked for Foreign Service, to return to their Homes. 322
107. An Act for defraying the Charge of the Pay and Clothing of the Militia and Local Militia in *Great Britain* for the Year One thousand eight hundred and eleven. 324
108. An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, and amend so much of an Act, made in the Thirty ninth and Fortieth Year of His present Majesty, as grants certain Allowances to Adjutants and Serjeant Majors of the Militia of *England*, disembodied under an Act of the same Session of Parliament. 326
109. An Act for making Allowances in certain cases to Subaltern Officers of the Militia in *Great Britain*, while disembodied. 327
110. An Act to prevent the counterfeiting of Silver Pieces denominated Tokens, intended to be issued and circulated by the Governor and Company of the Bank of *England*, for the respective Sums of Five Shillings and Six Pence, Three Shillings, and One Shilling and Six Pence; and to prevent the bringing into the Kingdom or uttering any such counterfeit Pieces or Tokens. *Ibid.* 327
111. An Act for permitting Sir *William Bishop* and *George Bishop* to continue, until the Fifth Day of *July* One thousand eight hundred and thirteen, the Manufacture of *Maidstone* Geneva; for charging the same with certain Duties; and for rectifying a Mistake take

- take in an Act of this Session, for empowering the Lords Commissioners of the Treasury to exonerate Distillers of Spirits from Sugar from the Excess of Duties therein mentioned. *Page 331.*
112. An Act for enabling His Majesty to raise the Sum of Three Millions for the Service of *Great Britain.* 335
113. An Act for granting to His Majesty a Sum of Money to be raised by Lotteries. *Ibid.*
114. An Act to permit the Services of the Regiment of Miners of *Cornwall* and *Devon* to be extended to *Ireland.* *Ibid.*
115. An Act for amending the Act Forty third *George Third*, to promote the building, repairing or otherwise providing the Churches and Chapels, and of Houses for the Residence of Ministers, and the providing of Church Yards and Glebes 339
116. An Act to enable His Majesty to grant a Piece of Ground within the Tower of *London*, to be used as an additional Burial Ground for Persons dying within the said Tower 341
117. An Act for granting to His Majesty certain Sums of Money out of the Consolidated Fund of *Great Britain*; and for applying certain Monies therein mentioned, for the Service of the Year. One thousand eight hundred and eleven; and for further appropriating the Supplies granted in this Session of Parliament. 343
118. An Act to permit the Interchange of the *British* and *Irish* Militias respectively. 355
119. An Act for repealing Two Acts made in the Forty second and Forty seventh Years of His present Majesty, for the more effectual Administration of the Office of a Justice of the Peace, in such Parts of the Counties of *Middlesex* and *Surrey* as lie in or near the Metropolis, and for the more effectual Prevention of Felonies; and for making other Provisions in lieu thereof; to continue in force until the First Day of *June* One thousand eight hundred and thirteen, and from thence until the Expiration of Six Weeks from the Commencement of the then next Session of Parliament. 360
120. An Act to amend an Act of the Forty seventh Year of His present Majesty, for more effectually preventing the stealing of Deer. 370
121. An Act to suspend the Payment of all Drawbacks on Spirits made or distilled in *Great Britain* or *Ireland*, and exported from either Country to the other respectively; and to suspend the Importation into *Great Britain* of any Spirits made or distilled in *Ireland*, except such as shall have been warehoused according to Law; and for regulating the Exportation of Home-made Spirits from *Great Britain* to *Ireland* and from *Ireland* to *Great Britain*, until Three Months after the Commencement of the next Session of Parliament. *Ibid.*
122. An Act to continue, until the First Day of *January* One thousand eight hundred and thirteen, an Act for appointing Commissioners to enquire and examine into the Nature and Extent of the several Bogs in *Ireland*, and the Practicability of draining and cultivating them, and the best means of effecting the same. 376
123. An Act for the Relief of certain Insolvent Debtors in *Ireland.* *Ibid.*
124. An Act further to extend and render more effectual certain Provisions of an Act passed in the Twelfth Year of the Reign of His late

late Majesty King *George* the First, intituled, *An Act to prevent frivolous and vexatious Arrests*; and of an Act passed in the Fifth Year of the Reign of His Majesty King *George* the Second, to explain, amend and render more effectual the said former Act; and of Two Acts passed in the Nineteenth and Forty third Years of the Reign of His present Majesty, extending the Provisions of the said former Acts. Page 400

125. An Act for the Relief of certain Insolvent Debtors in *England*. 404
126. An Act to extend an Act made in the Eighteenth Year of His late Majesty King *George* the Second, to explain and amend the Laws touching the Elections of Knights of the Shire to serve in Parliament for *England*, respecting the Expences of Hustings and Poll Clerks, so far as regards the City of *Westminster*. 431
127. An Act for making more effectual Provision for preventing the Current Gold Coin of the Realm from being paid or accepted for a greater Value than the Current Value of such Coin; for preventing any Note or Bill of the Governor and Company of the Bank of *England* from being received for any smaller Sum than the Sum therein specified; and for staying Proceedings upon any Distress by Tender of such Notes. 433
128. An Act to explain an Act passed in this present Session of Parliament, intituled, *An Act to permit the Interchange of the British and Irish Militias respectively*. 435

LOCAL AND PERSONAL ACTS

TO BE JUDICIALLY NOTICED;

OR PRINTED COPIES WHEREOF ARE DECLARED TO BE EVIDENCE.

- i. AN Act for enlarging the Powers of an Act of His present Majesty for rebuilding the Parish Church of *East Grinstead*, in the County of *Suffex*. Page 436
- ii. An Act for more effectually repairing the Road from the Sessions House in the Town of *Buckingham* to *Hanwell*, in the County of *Oxford*. Ibid.
- iii. An Act to continue the Term and enlarge the Powers of Three Acts of the Twentieth Year of His late Majesty, and the Eighth and Twenty ninth Years of His present Majesty, for repairing the Road from *Sunderland near the Sea* to the City of *Durham*. Ibid.
- iv. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing and widening the Road from *Beverley* to the Ferry at *Hesle*, and from the *Malton* Guide Post to the Gravel Pit at *Cottingham*, in the County of *York*. 437
- v. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Odibam*, in the County of *Southampton*, to *Farnham*, in the County of *Surrey*. Ibid.
- vi. An Act for continuing and amending an Act of His present Majesty for repairing the Road from *Bishop Wearmouth* to *Norton*, in the County of *Durham*. Ibid.

vii. An

- vii. An Act for inclosing Lands in the Hamlet of *Rangeworthy*, in the Parish of *Thornbury*, in the County of *Gloucester*. Page 437
- viii. An Act for lighting, watching and improving the Streets and other public Passages within the Town of *Ware*, in the County of *Hertford*. *Ibid.*
- ix. An Act for better paving, lighting, cleansing, watching and otherwise improving the Town of *Bury Saint Edmund's*, in the County of *Suffolk*. *Ibid.*
- x. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from the Bridge on the Old River at *Barton* to *Brandon* Bridge, in the County of *Suffolk*. *Ibid.*
- xi. An Act for enabling the Company of Proprietors of the *Croydon* Canal to raise Money to complete the said Canal and Works, and for amending the former Acts passed relative thereto. *Ibid.*
- xii. An Act for continuing the Term, and altering and amending the Powers of Two Acts of His present Majesty, for repairing the Road from *Golden Grove* Park to the Turnpike Road leading from the new Bridge to the *Lime Kilns*, and other Roads in the said Acts mentioned, in the County of *Cambridgen*; and for making Two new Branches of Road to communicate with the said Roads. *Ibid.*
- xiii. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Hyde Park* Corner to *Counter's Bridge*, and certain other Roads in the County of *Middlesex*. 438
- xiv. An Act for altering and enlarging the Powers of so much of an Act of His late Majesty, for making a Road for the Passage of Troops and Carriages, from the City of *Carlisle* to the Town of *Newcastle upon Tyne*, as relates to the County of *Cumberland*. *Ibid.*
- xv. An Act for widening and improving the Street called the *Netbergate*, in the Burgh of *Dundee*, in the County of *Forfar*. *Ibid.*
- xvi. An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing the Roads from the South Gate of *King's Lynn* into the Parishes of *East Walton*, *Narborough*, *Stoke Ferry* and *Downham Market*, in the County of *Norfolk*. *Ibid.*
- xvii. An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing the Roads from the East Gate of *King's Lynn* to the North End of *Babingley Lane*, and to extend the Road from thence to *Darlington* in the County of *Norfolk*. *Ibid.*
- xviii. An Act for altering and enlarging the Powers of several Acts for making and repairing the Roads from *Livingstone*, by the Kirk of *Shotts*, to the City of *Glasgow*, and other Roads and Bridges therein mentioned. *Ibid.*
- xix. An Act for repairing the Road leading from *Shankbill* in the County of *Kilkenny*, to the City of *Waterford*. *Ibid.*
- xx. An Act for altering and enlarging the Powers of Three Acts of His present Majesty, for making and repairing the Roads from the New Bridge over the Water of *Almond*, on the Confines of the Counties of *Edinburgh* and *Linlithgow*, by the Town of *Balbgate* to *Baillieston*, in the County of *Lanark*, and several other Roads mentioned in the said Acts.

- xxi. An Act for inclosing Lands in the Parish of *Whickham*, in the County of *Durham*. Page 439
- xxii. An Act for inclosing Lands in the Parish of *Barnham Broom*, and Parish or Hamlet of *Bickerstone*, in the County of *Norfolk*. *Ibid.*
- xxiii. An Act for inclosing Lands in the Parish of *Finchley*, in the County of *Middlesex*. *Ibid.*
- xxiv. An Act for inclosing and exonerating from Tythes, Lands in the Townships of *Lune*, *Holwick* and *Romaldkirk*, in the North Riding of the County of *York*. *Ibid.*
- xxv. An Act for inclosing certain Lands in the Hamlets of *Cbadlington West*, *Cbadlington East* and *Chilson*, in the Parish of *Charlbury*, in the County of *Oxford*. *Ibid.*
- xxvi. An Act for inclosing Lands in the Parish of *Bywell Saint Peter*, in the County of *Northumberland*. *Ibid.*
- xxvii. An Act to continue and amend an Act of His present Majesty, for repairing the Road from *Norwich* to *Aylsbam*, in the County of *Norfolk*; and to make and maintain the Road from *Aylsbam* to *Cromer*, and Part of the Road leading towards *Wolterton*, branching off from the *Cromer* Road, to the *Eagle Inn* in *Erpingham*, in the said County. *Ibid.*
- xxviii. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Dudley* to the *New Inn*, *Pattingham*, and also the Road from *Shut End*, to join the *Wolverhampton Turnpike Road*, in the Counties of *Worcester*, *Stafford* and *Salop*. *Ibid.*
- xxix. An Act for enlarging the Term and Powers of several Acts for repairing the Road from *Harlow Bush Common*, in the Parish of *Harlow*, to *Woodford*, in the County of *Essex*, and the Road from *Epping*, through the Parishes of *Northw Caldwell*, *Bassett*, *Bobbingworth*, *Higb Ongar*, *Chipping Ongar* and *Shelley*, to the *Four Want Way*, in the Parish of *Shelley*, and from thence through the Parishes of *Higb Ongar* and *Norton Mandeville*, to the Parish of *Writtle*, in the said County. 440
- xxx. An Act for inclosing Lands in the Parishes of *Hatfield*, *Thorne* and *Fisblake*, in the Manor of *Hatfield*, in the West Riding of the County of *York*. *Ibid.*
- xxxi. An Act for amending the Road from *Barton Bridge* into the *Manchester* and *Altrincham Turnpike Road*; and also a Branch therefrom, into the said Turnpike Road; all in the County of *Lancaster*. *Ibid.*
- xxxii. An Act for better assisting and collecting the Poor and other Rates in the Parish of *Christ Church* in the County of *Surrey*; for better regulating the Poor thereof; and for cleansing, watching, lighting and otherwise improving the Streets, Lanes and other Public Passages and Places in the said Parish, and for other Purposes relating thereto. *Ibid.*
- xxxiii. An Act for erecting and maintaining a Harbour and Works connected therewith, at *Dunure*, in the County of *Ayr*. *Ibid.*
- xxxiv. An Act for paving, lighting and cleansing the City of *Perth*, and for maintaining Police and good Order within the said City. *Ibid.*
- xxxv. An Act for widening, paving, improving and keeping in Repair the Streets, Lanes and other Passages in the Royal Burgh of

- of *Kirkcaldy*, in the County of *Fife*, for the better supplying the Inhabitants thereof with Water; and for other Purposes of Utility to the said Burgh. Page 440
- xxxvi. An Act to amend an Act made in the Parliament of *Ireland*, in the Twenty sixth Year of His present Majesty, for making and repairing Public Roads in the County of *Dublin*, with respect to the Roads within those Parts of the Baronies of *Uppercross* and *Newcastle*, which are situate on the South East Side of the great Turnpike Road leading from *Dublin* to *Cork*, by *Rathcoole* and *Naas*. Ibid.
- xxxvii. An Act for continuing several Acts for laying a Duty of Two Pennies *Scots*, or One Sixth Part of a Penny Sterling, on every Pint of Ale, Beer or Porter, that shall be vended or sold within the Town of *Dumfries* and Privileges thereof. 441
- xxxviii. An Act for building and maintaining a Bridge over the Water of *Doon*, which runs between the Parishes of *Ayr* and *Maybole*, in the County of *Ayr*. Ibid.
- xxxix. An Act for building a Bridge over the River *North Esk* near the Village of *Marykirk*, in the County of *Kincardine*. Ibid.
- xl. An Act for more effectually repairing certain Roads in the County of *Berwick*, and for building a Bridge over the River *Whitadder*, in the said County. Ibid.
- xli. An Act to continue and enlarge the Term and Powers of Two Acts of His present Majesty, for repairing the Road leading from *Berwick upon Tweed*, by *Ayton Bridge*, to *Dunglas Bridge*; and the Roads from *Billie Causeway* and *Preston Bridge*, to join the said Road at or near *Cockburnspath Tower*, in the County of *Berwick*. Ibid.
- xlii. An Act for enlarging the Term and Powers of several Acts of His present Majesty, for making and maintaining the Roads communicating with the *West India* and *East India* Docks, and for repairing the *Cannon Street* Road, and for making and maintaining a new Road to *Barking*, and a Road from the *Romford* and *Whitechapel* Road to *Tilbury Fort*, in the Counties of *Middlesex* and *Essex*. Ibid.
- xliii. An Act for improving the Navigation from the *Hythe* at *Colchester* to *Wivenhoe* in the County of *Essex*; and for better paving, lighting, watching, cleansing and improving the said Town of *Colchester*. Ibid.
- xliv. An Act for making and maintaining a Road from the *Wem* and *Whitechurch* Road, to the *Sandford* and *Hodnet* Road, both in the County of *Salop*. 442
- xlv. An Act to continue and amend Two Acts of His present Majesty for repairing several Roads leading from the *Bell*, in *Stoke Ferry*, in the County of *Norfolk*, and the Road from *Metbwood Warren House* to a Place called the *Devil's Ditch*, in the said County. Ibid.
- xlvi. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Abingdon* to *Swinford*, in the County of *Berks*. Ibid.
- xlvii. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Vinehall*, in the County of *Suffex*, to *Cripps's Corner*, and from thence to *Staplecross*, and from *Cripps's Corner* to the Town of *Rye*, in the said County. Ibid.
- xlviii. An

- xlviii. An Act for repairing and improving the Roads leading to and from *Tiverton*, in the County of *Devon*. Page 442
- xlix. An Act for regulating the Rates and Charges to be received by the *London Dock Company*, upon Wines and Spirits landed and warehoused in the *London Docks*. *Ibid.*
- i. An Act for vesting certain Estates late of the Right Honourable *George Lord Viscount Sackville* deceased, situate in the Borough Town and Parish of *East Grinstead*, in the County of *Suffex*, in Trustees, upon Trust to sell the same; and to lay out the Monies thence arising in the Purchase of other Estates, to be settled to the same Uses as the Estates so sold. 449
- ii. An Act for effectually separating the several Churches or Chapelries of *Nailsea* and *Bourton* otherwise *Flax Bourton* otherwise *Boreton*, in the County of *Somerset*, from the Rectory and Parish Church of *Wraxhall*, in the said County, and for uniting the several Churches or Chapelries of *Nailsea* and *Bourton* otherwise *Flax Bourton* otherwise *Boreton* aforesaid, into and making the same one distinct and separate Rectory. *Ibid.*
- iii. An Act for inclosing Lands in *Scarning, Hoc, Worthing* and *Dillington*, in the County of *Norfolk*. *Ibid.*
- liii. An Act for inclosing Lands in the Manor, Lordship or Forest of *Westward*, in the Parish of *Westward*, in the County of *Cumberland*. *Ibid.*
- liv. An Act for inclosing Lands in the Township of *Cholmondeston*, in the Parish of *Añon*, in the County of *Chester*. *Ibid.*
- lv. An Act for inclosing certain Tracts, or Parcels of Common and Waste Grounds, called *Fulwood Moor* and *Cadeley Moor*, within and Parcel of the Forest of *Fulwood*, in the County Palatine of *Lancaster*. *Ibid.*
- lvi. An Act for inclosing Lands in the Parish of *Long Compton*, in the County of *Warwick*. 450
- lvii. An Act for inclosing and exonerating from Tythes, Lands in the Parishes of *Great Paxton* and *Toseland*, in the County of *Huntingdon*. *Ibid.*
- lviii. An Act for inclosing Lands in the Townships of *Wigton, Woodside* and *Waverton*, within and Parcel of the Barony of *Wigton* in the County of *Cumberland*. *Ibid.*
- lix. An Act for inclosing Lands in the Parish of *Saint John the Baptist, Peterborough*, in the County of *Northampton*. *Ibid.*
- lx. An Act for making a Navigable Canal from the River *Avon*, at or near *Morgan's Pill*, in the Parish of *Easton* in *Gordano* otherwise *Saint George's*, in the County of *Somerset*, to or near the River *Tone*, in the Parish of *Saint James* in *Taunton*, in the said County, and a certain navigable Cut therein described. *Ibid.*
- lxi. An Act for paving, lighting, cleansing, widening and otherways improving the Streets of the Burgh of *Dunfermline*, increasing the Supply of Water, extending the Royalty of the said Burgh; and for other Purposes therein mentioned relative thereto. *Ibid.*
- lxii. An Act for repealing so much of an Act of the Thirty ninth and Fortieth Year of His present Majesty, for repairing the Road from the Village of *Magor* to the Bridge Foot in the Town of *Chepstow*, in the County of *Monmouth*; and several other Roads in the Counties of *Monmouth, Gloucester, Hereford* and *Brecon*, as relates to the *Newport District* of Roads; and for granting further

- further and other Powers for repairing the Roads in the said District. Page 450
- lxiii. An Act for rendering more effectual several Acts for repairing the Turnpike Road from *Gramond Bridge* to the Town of *Queensferry* in the County of *Linlithgow*; and for altering and repairing the High Road leading from the West End of the Town of *Queensferry* to the Town of *Linlithgow*. *Ibid.*
- lxiv. An Act for providing a Workhouse for the Use of the Parish of *Saint Mary le Strand*, in the County of *Middlesex*, and Liberty of *Westminster*; and for better paving, lighting, cleansing, and watching the said Parish; and for other Purposes therein mentioned. 451
- lxv. An Act for continuing the Term and amending the Powers of an Act for repairing the Road leading from *Robeston Watban* to *Saint Clears*, and other Roads therein mentioned, in the Counties of *Pembroke* and *Carmarthen*. *Ibid.*
- lxvi. An Act to amend and render more effectual an Act of His present Majesty, for maintaining and improving the Docks and Warehouses, called *The Commercial Docks*, in the Parish of *Saint Mary Rotherhithe*, in the County of *Surrey*; and for extending the Powers of the said Act. *Ibid.*
- lxvii. An Act for vesting in the Justices of the Peace for the County of *Rutland* the New Gaol and Bridewell for that County, and the Ground purchased for the Scites thereof, and for confirming certain Rates and Proceedings relative thereto. 463
- lxviii. An Act to repeal certain Parts of an Act of His present Majesty for building Two Chapels, and providing Burial Grounds thereto, in the Town of *Birmingham*, in the County of *Warwick*, and for amending the said Act. *Ibid.*
- lxix. An Act for building and establishing a Church or Chapel of Ease, at *Buxton*, in the County of *Derby*. *Ibid.*
- lxx. An Act for erecting and maintaining a Bridge over the River *Clyde*, near *Garick* and *Dalserf*, in the County of *Lanark*. *Ibid.*
- lxxi. An Act for repealing so much of an Act of His present Majesty, as relates to making a Public Way over *Fosdyke Wash*, in the County of *Lincoln*; and for granting further Powers for building a Bridge over the said Wash. *Ibid.*
- lxxii. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Brombam Bridge*, in the County of *Bedford*, to *Olney*, and other Places, in the County of *Bucks*. *Ibid.*
- lxxiii. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Derby* to *Mansfield*, and several other Roads in the County of *Nottingham*. 464
- lxxiv. An Act for making and maintaining a Road from the Guide Post below *Haddon*, out of the *Bakewell* Turnpike Road, by *Grange Mill*, into the *Bentley* and *Asbbourne* Turnpike Road, in the County of *Derby*. *Ibid.*
- lxxv. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Roads from *Little Sheffield*, in the County of *York*, to *Sparrow Pit Gate*, and several other Places in the County of *Derby*; and for amending and making certain other Roads to communicate therewith. *Ibid.*
- lxxvi. An

- lxxvi. An Act to continue and amend an Act of His present Majesty for repairing the Road from *Fosbrook*, in the Parish of *Dillorn*, to *Cbedleton*, in the County of *Stafford*. Page 464
- lxxvii. An Act for continuing and amending Two Acts of His present Majesty, for repairing the Roads from *Baldock* to *Roxlyon*, and from *Roxlyon* to *Bourn Bridge*, in the Counties of *Hertford* and *Cambridge*. *Ibid.*
- lxxviii. An Act for continuing and amending several Acts for repairing the Roads from *Stevenage*, in the County of *Hertford*, to *Biggleswade*, in the County of *Bedford*; and other Roads therein described. *Ibid.*
- lxxix. An Act for reviving, continuing and enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Wimborne Minster* to *Blandford Forum*, in the County of *Dorset*. *Ibid.*
- lxxx. An Act for making and maintaining a Turnpike Road from or near a Place called *The Five Oaks*, in the Parish of *Billinghurst*, in the County of *Suffex*, to join the *Horsbam* and *Guildford* Turnpike Road on *Broadbridge Heath*, in the said County. 465
- lxxxii. An Act for continuing and amending Two Acts of His present Majesty, for repairing the Roads from *Golford Green*, in the Parish of *Cranbrooke*, to the Turnpike Road in the Parish of *Sandhurst*, and from the Green near *Benenden Church* to *Rolvenden Cross*, in the County of *Kent*. *Ibid.*
- lxxxiii. An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing several Roads to and from *Shawbury*, in the County of *Salop*. *Ibid.*
- lxxxiiii. An Act for allotting and inclosing Lands in the Parish of *Brightwell*, in the County of *Berks*. *Ibid.*
- lxxxv. An Act for inclosing Lands in the Parish of *Fyfield*, in the County of *Berks*. *Ibid.*
- lxxxvi. An Act for inclosing Lands in the Parish of *Garlington* in the County of *Oxford*. *Ibid.*
- lxxxvii. An Act for inclosing, and exonerating from Tythes, Lands in the Parish of *Little Ponton* otherwise *Little Paunton*, in the County of *Lincoln*. *Ibid.*
- lxxxviii. An Act for inclosing Lands in the Manors of *Llanfyllin* and *Mechen Uchoed*, in the County of *Montgomery*. *Ibid.*
- lxxxix. An Act for inclosing, and exonerating from Tythes, Lands in the Parish of *Somerby*, in the County of *Lincoln*. *Ibid.*
- lxxxix. An Act for inclosing Lands in the Manor of *Teirtref*, in the County of *Montgomery*. *Ibid.*
- xc. An Act for inclosing Lands in the Township of *Beeley*, in the County of *Derby*. 466
- xc. An Act for inclosing, and exonerating from Tithes Lands in the Parish of *Wilden*, in the County of *Bedford*. *Ibid.*
- xcii. An Act for inclosing Lands in the Parish of *Astley*, in the County of *Worcester*. *Ibid.*
- xciii. An Act for inclosing Lands in the Parishes of *Westbury upon Trym*, *Henbury* and *Compton Greenfield*, in the County of *Gloucester*. *Ibid.*
- xciv. An Act for inclosing Lands in the Manors and Townships of *Leighton* and *Thornton*, in the Parish of *Great Nelson*, in the County of *Chester*. *Ibid.*

- xcv. An Act for allotting, and exonerating from Tithes, Lands in the Parishes of *Great Chisbill* and *Little Chisbill*, in the County of *Essex*. Page 466
- xcvi. An Act for inclosing, and exonerating from Tithes, Lands in the Parish of *Pirton*, in the County of *Hertford*. *Ibid.*
- xcvii. An Act for inclosing, and exonerating from Tithes, Lands in the Township of *Osgodby*, and Parish of *Hemingbrough*, in the East Riding of the County of *York*. *Ibid.*
- xcviii. An Act for inclosing Lands in the Parishes of *Lyons, Kill, Clonoclis, Celbridge* and *Donnacompert*, in the County of *Kildare*. *Ibid.*
- xcix. An Act for inclosing Lands in the Parish of *Stewkley*, in the County of *Buckingham*. *Ibid.*
- c. An Act for inclosing Lands in the Parish of *Woolhampton*, and other Parishes and Places therein mentioned, in the County of *Berks*. *Ibid.*
- ci. An Act for more effectually repairing and improving certain Roads in the County of *Stirling*, and the Road from or near from the West End of the Town of *Linlithgow* to *Stirling*, in the Counties of *Linlithgow* and *Stirling*. 467
- cii. An Act for improving the Town of *Plymouth*, in the County of *Devon*. *Ibid.*
- ciii. An Act to enable Doctor *Robert John Thornton* to dispose of his Collection of Paintings, Drawings and Engravings, together with several Copies of certain Books therein mentioned, by way of Chance. *Ibid.*
- civ. An Act for altering and enlarging the Powers of an Act of His present Majesty, for paving, cleansing, lighting and watching the Parish of *Saint Michael*, in the Liberties of the City of *Limerick*, and adjoining the said City, and for preventing and removing Nuisances therein. *Ibid.*
- cv. An Act for enlarging the Powers of several Acts of His present Majesty, for making and maintaining the *Birmingham Canal* Navigations, and for further extending and improving the same. *Ibid.*
- cvi. An Act for making and maintaining a navigable Canal and a Railway or Tram Road from the River *Burry*, at or near the Village of *Penclawdd*, in the Parish of *Lanridian*, into the Township or Borough of *Loughor*; and divers Branches therefrom, all in the County of *Glamorgan*. *Ibid.*
- cvii. An Act for better assessing and collecting the Poor and other Parochial Rates of the Parish of *Clapham*, in the County of *Surrey*; and to alter, enlarge, rebuild or repair the present Workhouse, and to regulate the Poor thereof, and for other Purposes relating thereto; and to amend so much of an Act of the Fourteenth Year of His present Majesty, for rebuilding a Parish Church, as relates to the assessing the Church Rates by the Land Tax. *Ibid.*
- cviii. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Roads from *Ipswich* to the *Scole Inn Road*, and from *Claydon* to the *Bury St. Edmund's Road*, and from *Taxley Bull* to *Eye* and *Lanthorn Green*, in the County of *Suffolk*. *Ibid.*
- cix. An Act for making and maintaining a Road from *Kingston upon Thames* to *Leatherhead*, in the County of *Surrey*. 468

- cx. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Roads leading to and through the Town of *Goudbursh*, in the County of *Kent*. Page 468
- cx. An Act for making and maintaining a Road from *Long Preston* to *Sawley*, in the West Riding of the County of *York*. *Ibid.*
- cxii. An Act for enlarging the Term and Powers of Two Acts, of His present Majesty, for repairing the Roads from *Brimmington* and *Chesterfield*, to several Places, all in the County of *Derby*. *Ibid.*
- cxiii. An Act for enlarging the Term and Powers of an Act, of His present Majesty, for repairing the Road from *Little Tarmouth* to *Blythburgh*, and from *Brampton* to *Halesworth*, in the County of *Suffolk*. *Ibid.*
- cxiv. An Act for effectuating an Agreement between the Reverend *Anthony Hamilton* Doctor of Divinity, Rector of the Rectory and Parish Church of *Great Hadham*, in the County of *Hertford*, and *James Gordon* Esquire; and for accelerating the Sale to the said *James Gordon* of certain Lands heretofore enjoyed, as Parcel of the said Rectory, for the Purpose of redeeming the Land Tax of such Rectory. *Ibid.*
- cxv. An Act for inclosing Lands in the Township and Parish of *Seaton Ross*, in the East Riding of the County of *York*. *Ibid.*
- cxvi. An Act to enable the Master and Brethren of the Hospital of *King James*, in *Gateshead*, in the County of *Durham*, to grant Leases of Lands thereto belonging, and to enable the Lord Bishop of *Durham* to make Statutes and Ordinances for the Government of the said Hospital. *Ibid.*
- cxvii. An Act for inclosing Lands in the Parishes of *Newmarket* and *Cum*, in the County of *Flint*. 469
- cxviii. An Act for inclosing Lands in the Parishes of *Llanarmon*, *Llandegla* and *Bryneglwys*, in the Counties of *Denbigh* and *Flint*. *Ibid.*
- cxix. An Act for inclosing Lands in the Parishes of *Fundenball* and *Aswellthorpe*, in the County of *Norfolk*. *Ibid.*
- cxx. An Act for inclosing Lands in the Parish of *Stoke Talmage*, in the County of *Oxford*. *Ibid.*
- cxxi. An Act for inclosing and embanking Lands within the Townships of *Warton with Lindeth* and *Silverdale*, in the Parish of *Warton*, in the County Palatine of *Lancaster*. *Ibid.*
- cxxii. An Act for making and maintaining a Railway from or near the Public Wharf of the *Brecknock* and *Abergavenny* Canal, in the Parish of *Saint John the Evangelist*, in the County of *Brecon*, to or near to a certain Place called *Parton Crofts*, in the Parish of *Eardisley*, in the County of *Hertford*. *Ibid.*
- cxxiii. An Act for making a Railway from the *Brecknock* and *Abergavenny* Canal, in the Parish of *Llanwenarth*, to or near to *Llanvihangel Crucorney*, in the County of *Monmouth*. *Ibid.*
- cxxiv. An Act for inclosing, draining and embanking Lands in *Braunton*, in the County of *Devon*. *Ibid.*
- cxv. An Act for more equally assessing and collecting the Poor Rates, in the Parish of *Bromley Saint Leonard*, in the County of *Middlesex*. *Ibid.*
- cxvi. An Act for repairing, enlarging and improving the Parish Church of *Hungerford*, in the Counties of *Berks* and *Wilts*. *Ibid.*

- cxxvii. An Act for more effectually making and repairing certain Roads in the County of *Haddington*; and for rendering more effectual the Statute Labour of the said County. *Page 470*
 cxxviii. An Act for inclosing Lands in the Manor of *Pudsey*, in the Parish of *Calverley*, in the West Riding of the County of *Tork*. *Ibid.*
 cxxix. An Act for inclosing Lands in, or belonging to the Parishes of *Caistor*, *North Kelsey*, *South Kelsey*, *Clixby*, *Grasby* and *Searby cum Owmbly*, in the County of *Lincoln*. *Ibid.*
 cxxx. An Act for dividing, allotting and inclosing Lands, in the several Parishes of *Biddeslane Saint Nicholas*, *Biddeslane Saint Peters* and *Slaughterford*, in the County of *Wilts*. *Ibid.*
 cxxxii. An Act for inclosing *Quernmore Moor* within and Parcel of the Forest of *Quernmore*, in the Parish of *Lancaster*, in the County Palatine of *Lancaster*. *Ibid.*
 cxxxiii. An Act for enlarging the Powers of Two Acts of His present Majesty, for inclosing and embanking the Marsh called *Mall-draeth* and *Corfddawgau*, in the County of *Anglesey*; and for draining and preserving the inclosed Lowlands contiguous thereto. *Ibid.*
 cxxxiiii. An Act for making and maintaining a Railway from or near *Spittal*, in the County of *Durham*, to *Kelso*, in the County of *Roxburgh*; and for erecting and maintaining a Bridge over the River *Tweed* from the Parish of *Norbam*, in the County of *Durham*, to the Parish of *Coldstream*, in the County of *Berwick*. *Ibid.*
 cxxxv. An Act for providing a Chapel of Ease and an additional Burial Ground for the Parish of *Saint Mary Issington*, in the County of *Middlesex*. *Ibid.*
 cxxxvi. An Act for authorizing the Payment into the Bank of *England*, under the Direction of His Majesty's High Court of Chancery, in the Name of the Accountant General of the said Court, of the Portions provided for the younger Children of the Most Honourable *Arthur* late Marquis of *Downshire*, by the Most Honourable *Mary* now Marchioness Dowager of *Downshire* and Baroness *Sandys*, by the Settlement made after, in pursuance of Articles executed before their Marriage, and for exonerating the Estates comprised in the said Articles and Settlement from the same. *Ibid.*
 cxxxvii. An Act for enabling the Archbishop of *Canterbury* to grant Building and Repairing Leases of Estates at *Deal* and *Cliffe*, in the County of *Kent*, belonging to the See of *Canterbury*; and for other Purposes. *471*
 cxxxviii. An Act for inclosing Lands in the Parishes of *Elmswell*, *Great Ashfield*, *Hunston* and *Norton*, in the County of *Suffolk*. *Ibid.*
 cxxxix. An Act for inclosing Lands in the Parish of *Hampton*, in the County of *Middlesex*. *Ibid.*
 cxl. An Act for allotting Lands in the Parishes of *Wells next the Sea*, *Warham All Saints*, *Warham Saint Mary Magdalen* and *Warham Saint Mary the Virgin*, in the County of *Norfolk*. *Ibid.*
 cxli. An Act for inclosing Lands in the Township of *Killington*, in the Parish of *Kirkby Lonsdale*, in the County of *Westmorland*. *Ibid.*
 cxlii. An Act for inclosing Lands in the Parish of *Tilebury*, in the County of *Berks*. *Ibid.*
 cxliii. An Act for inclosing several Open and Common Fields, Meadows,

- dows, Pastures and other Commonable and Waste Lands in the several Parishes of *Beenham* and *Padworth*, in *Berks*. Page 471
- cxliii. An Act for the Improvement of the Port and Town of *Liverpool*, and amending the several Acts relating to the Docks, Quays and other Works belonging to the said Port. *Ibid.*
- cxliv. An Act for making a Harbour and Wet Dock, at or near *Saint Nicholas Bay*, in the Parish of *Saint Nicholas* and *All Saints*, in the Isle of *Thanet*, in the County of *Kent*; and for making a Navigable Canal from the said Harbour to the City of *Canterbury*. 472
- cxlv. An Act to enable the Company of Proprietors of the *Kent Water Works* to raise a further Sum of Money, and to alter and enlarge the Powers of an Act of His present Majesty, for making the said Water Works, and to extend the same. *Ibid.*
- cxlvi. An Act for paving, cleansing, lighting and watching the Streets, and otherwise regulating the Police of the Town of *Dumfries*. *Ibid.*
- cxlvii. An Act for improving the Harbour of *Dumfries*, and the Navigation of the River *Nith*. *Ibid.*
- cxlviii. An Act for extending the Horse Towing Path on the Banks of the River *Severn* from *Worcester Bridge* to a certain Place below the City of *Gloucester*, called the *Lower Parting*, situate at the Corner of *Portham Mead*, in the County of *Gloucester*. *Ibid.*
- cxlix. An Act for inclosing and draining Lands in the Parish of *Llanasa*, in the County of *Flint*. *Ibid.*
- cl. An Act for amending an Act of King *Charles* the Second, for making the Precinct of *Covent Garden* Parochial; and for increasing the Stipends of the Rector, Curate, Clerk and Sextons of the said Parish. *Ibid.*
- cli. An Act to enable the Vestrymen of the Parish of *Saint Mary le Bone*, in the County of *Middlesex*, to build a new Parish Church, and Two or more Chapels; and for other Purposes relating thereto. *Ibid.*
- clii. An Act for repairing the Parish Church of *Sevenoaks*, in the County of *Kent*. 473
- cliii. An Act for amending an Act of His present Majesty, for more equally and effectually assessing and collecting the Poor Rates, within the Parish of *Saint Botolph without Aldgate*, in the County of *Middlesex*. *Ibid.*
- cliv. An Act for paving, improving and regulating the Streets and Public Places in the Borough and Parish of *Barnstable*; and for the better Regulation of the present Markets, and providing others therein. *Ibid.*
- clv. An Act for paving and improving the Streets and other Public Passages and Places which are or shall be made upon a Piece of Ground belonging to the *Brewers' Company*, in the Parish of *Saint Pancras*, in the County of *Middlesex*. *Ibid.*
- clvi. An Act for making a Public Carriage Road from *Kentish Town* to *Upper Holloway*, in the County of *Middlesex*. *Ibid.*
- clvii. An Act for making and maintaining a Road from *Ightham*, in the County of *Kent*, to the Turnpike Road leading from *London* to *Maidstone*, in the said County. *Ibid.*
- clviii. An Act for repairing the Road through the Parishes of *Saint Michael*, *Saint Alban*, *Saint Peter*, *Shenley Ridge* and *South Mims*, in the Counties of *Hertford* and *Middlesex*. *Ibid.*

- clix. An Act to continue and amend Two Acts of His present Majesty for repairing several Roads leading to and through the Borough of *Bodmin*, in the County of *Cornwall*, and for amending certain other Roads passing through the said Borough and the Parish of *Lanhydrock*, in the said County. Page 473
- clx. An Act for inclosing Lands in the Manor and Parish of *Kirtlington*, in the County of *Oxford*. Ibid.
- clxi. An Act for inclosing Lands in the Parish of *New Radnor*, in the County of *Radnor*. 474
- clxii. An Act for inclosing Lands in the Parishes of *Dolgelley* and *Llangelynin*, commonly called *Celynin*, in the County of *Merioneth*. Ibid.
- clxiii. An Act for inclosing Lands in the Township of *Langset* otherwise *Langside*, in the Parish of *Penifson*, in the West Riding of the County of *York*. Ibid.
- clxiv. An Act for inclosing Lands in the Parish of *Burbam*, in the County of *Kent*. Ibid.
- clxv. An Act for inclosing Lands in the Parishes of *Llanarthney*, *Llanon*, *Llandebye* and *Llanfhwangel Aberbythick*, in the County of *Carmarthen*. Ibid.
- clxvi. An Act for erecting a Bridge over the River *Thames* from or near the *Three Cranes*, in the Parishes of *Saint James Garlick Hyshe* and *Saint Martin Vintry*, in the City of *London*, to the opposite Bank of the said River, in the Parish of *Saint Saviour*, in the County of *Surrey*; and for making proper Streets and Avenues to communicate therewith. Ibid.
- clxvii. An Act for making a navigable Canal between the Cities of *Bath* and *Bristol*, and also for supplying with Water the Inhabitants of the City of *Bristol* and its Neighbourhood. 549
- clxviii. An Act to vary and alter the Line of a Cut authorized to be made by an Act of the Thirty sixth Year of His present Majesty, for making a Canal from the River *Exe* near *Topsham*, in the County of *Devon*, to the River *Tone* near *Taunton*, in the County of *Somerset*; and to amend the said Act. Ibid.
- clxix. An Act for confirming certain Articles of Agreement entered into between the Company of Proprietors of the *Grand Junction Canal* and certain Persons, for supplying with Water the Inhabitants of the Parish of *Paddington*, and the Parishes and Streets adjacent, in the County of *Middlesex*. Ibid.
- clxx. An Act to enable the Company of Proprietors of the *Grand Surrey Canal* to make a Collateral Cut, communicating therewith, in the Parish of *Saint Mary Rotherhithe*, in the County of *Surrey*; and to enable the said Company to complete the said Canal; and for amending the several Acts relating thereto. Ibid.
- clxxi. An Act for completing and maintaining *The East Country Dock* at *Rotherhithe*, in the County of *Surrey*. 550
- clxxii. An Act for erecting a new Market Place in the Town or Borough and Manor of *Gosport*, in the County of *Southampton*. 574
- clxxiii. An Act for paving and improving the Streets and other public Passages and Places in the Parishes of *Saint John the Baptist* and *Saint Benedicth*, in the Town of *Glasstonbury*, in the County of *Somerset*. Ibid.
- clxxiv. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Doncaster* to *Bawtry*, in the County of *York*. Ibid.
- clxxv. An

- clxxv. An Act to amend and render more effectual an Act of His present Majesty, for making and maintaining a Road from the Borough of *Southwark* to the *Kent Road*, in the County of *Surrey*. Page 574
- clxxvi. An Act for inclosing certain Lands called *Coe* otherwise *Cow Lea*, in the Parish of *Saint Mary the Less*, in the Town of *Cambridge*, in the County of *Cambridge*. Ibid.
- clxxvii. An Act for inclosing Lands in the Parish of *Tilthead*, in the County of *Wilts*. 575
- clxxviii. An Act for vesting certain Estates late of *George Hamilton*, of *Tyrella*, in the County of *Down*, in *Ireland*, Esquire, deceased, in Trustees to be sold, for Payment of Debts and Legacies, and for laying out the Surplus of the Monies arising from such Sale in the Purchase of other Estates in *Ireland*, to be settled to the same Uses as the Estates so sold. Ibid.
- clxxix. An Act for making, under the Direction of His Majesty's High Court of Chancery in *Ireland*, a Partition of Part of the *Irish* Estates of the Right Honourable *Edward* late Earl *Beaulieu*, in conformity to an Award therein mentioned. Ibid.
- clxxx. An Act for vesting certain Estates in the County of *Tyrone*, in *Ireland*, devised by the Will of Sir *George Savile*, Baronet, deceased, in Trustees to be sold, and for laying out the Purchase Money under the Direction of the High Court of Chancery, in other Estates to be settled in lieu thereof, and to the same Uses. Ibid.
- clxxxi. An Act to enable the Dean of the Cathedral Church of the Holy and Undivided Trinity, *Dublin*, to accept Surrenders and grant Leases of certain Lands called *The Dean's Grange*, in the County of *Dublin*, and to remove Doubts respecting the Validity of Leases heretofore made thereof. Ibid.
- clxxxii. An Act for enabling the Dean of *Windsor* and *Wolverhampton*, and his Successors, to grant Leases and Licences for opening and working Mines within the Lands belonging to the Manor of *Wolverhampton*, and for augmenting the Income of the Sacrist of the Collegiate Church or Royal Free Chapel of *Wolverhampton*. Ibid.
- clxxxiii. An Act for vesting in *John Theophilus Daubuz* Esquire, an undivided Moiety of certain Premises situate at *Low Layton*, in the County of *Essex*, and for applying the Purchase Money in the Purchase of other Estates to be settled to the subsisting Uses of the Will of *Edward Martin* deceased. Ibid.
- clxxxiv. An Act for empowering the Trustees of certain Lands, Tenements and Hereditaments in the Counties of *Lincoln* and *Nottingham*, called *The Decreed Lands*, to make Sale of a sufficient Part thereof for paying off Incumbrances. 576
- clxxxv. An Act for vesting Part of the devised Estates of *Henry Vipont* deceased, in Trustees to be sold, and for laying out the whole Purchase Money, under the Direction of the High Court of Chancery, in the Purchase of other Estates to be settled in lieu thereof, and to the same Uses. Ibid.
- clxxxvi. An Act to enable the Trustees of the Will of *Thomas Peter Legh* Esquire, deceased, to purchase Estates for the Benefit of their Trust, and to sell certain of the Estates devised by the Will of the said *Thomas Peter Legh*, for raising Money to pay for such purchased Estates, and for reimbursing a Sum expended

- is the Redemption of the Land Tax, charged on other Estates of the said *Thomas Peter Legh*. Page 576
- clxxxvii. An Act for inclosing and dividing the Commons and Waste Lands in the Parishes of *Hornchurch, Romford* and *Havering*, within the Manor and Liberty of *Havering atte Bower*, in the County of *Essex*. Ibid.
- clxxxviii. An Act for inclosing Lands in the Manor or Township of *Norbury*, in the Parish of *Stockport*, in the County of *Chester*. Ibid.
- clxxxix. An Act for inclosing Lands in the Parish of *Kingston*, in the County of *Hereford*. Ibid.
- exc. An Act for inclosing Lands in the Parish of *Brombam*, in the County of *Wilts*. Ibid.
- exci. An Act for inclosing Lands in the Parish of *Minty*, in the County of *Gloucester*. Ibid.
- excii. An Act for inclosing, and exonerating from Tithes, Lands in the Parishes of *Great Wymondley, Little Wymondley*, and *Ippollits*, in the County of *Hertford*. Ibid.
- exciii. An Act to enable the *Severn and Wye* Railway and Canal Company to raise a further Sum of Money for the Completion of their Works, and for levying a Tonnage Rate on certain Vessels and Goods now exempted, and further to extend the Powers granted to the said Company. 577
- exciv. An Act for erecting Five distinct Rectories and Parishes within the Rectory and Parish of *Simonburn*, in the County of *Northumberland*, and for separating the same from the Rectory and Parish Church of *Simonburn*, and for providing Parish Churches, Church Yards, and Parsonage Houses for the same; and for restraining the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, in the County of *Kent*, from presenting to the Rectory of *Simonburn*, or the said new Rectories, any other Persons than Chaplains in the Royal Navy. Ibid.
- excv. An Act for constructing a Harbour at *Portleven* in *Mounts Bay*, in the County of *Cornwall*. Ibid.
- excvi. An Act for the Improvement of the Harbour of *Sutton Pool* in the Port of *Plymouth*, in the County of *Devon*. Ibid.
- excvii. An Act for regulating and converting the Statute Services in the County of *Pertb*, and for more effectually making and regulating the Highways, Bridges and Ferries within the said County. Ibid.
- excviii. An Act for more effectually repairing and maintaining certain Roads and Bridges in the County of *Pertb*. Ibid.
- excix. An Act for establishing a Ferry across the River *Thames* at *Woolwich*, in the County of *Kent*. Ibid.
- ec. An Act for building a Church in and for the Parish of *Newry*, in the Counties of *Down* and *Armagh*. Ibid.
- cci. An Act to amend an Act of the Forty ninth Year of His present Majesty, for erecting a new Gaol and House of Correction and new Court Houses, for the County Palatine of *Durham*, and making an equal County Rate for those Purposes. Ibid.
- ccii. An Act for increasing the Rates on Coals conveyed on the River *Itchin*, in the County of *Southampton*, and for amending and rendering more effectual the several Acts relating thereto. 578
- cciii. An Act for raising an additional Sum of Money for carrying into Execution the several Acts for widening the Entrance into the

- the City of London, near Temple Bar, for making a more commodious Street at Snow Hill, and for raising Money on the Credit of the Orphans Fund for those Purposes, and for extending the Powers of the said Acts. Page 578
- cciv. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Bawtry* to *Selby*; in the West Riding of the County of *York*. Ibid.
- ccv. An Act for repealing an Act of His present Majesty, for repairing and maintaining the Road from the *Eynesford* Turnpike Road, in the Parish of *Shoreham*, in the County of *Kent*, to the Turnpike Road in the Parish of *Farnborough*, leading from *Sevenoaks* to *Bromley*, in the said County. Ibid.
- ccvi. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from the Brick Kilns on *East Malling Heath* to *Pembury Green*, and from *Branbridges* to the *Four Wents*, in the County of *Kent*; and for making a Road therefrom into the *Mereworth* and *Hadlow* Road, in the same County. Ibid.
- ccvii. An Act to confirm certain Articles of Agreement between the Most Noble *John Duke of Atholl*, the Right Honourable *Edward Earl of Derby*, the Right Reverend *Claudius Lord Bishop of Sodor and Man*, the Honourable *Edward Stanley* commonly called *Lord Stanley*, the Reverend *Daniel Mylrea*, *William Scott*, *John Cofnaban*, and the Clergy of the *Isle of Man*; and for other Purposes. Ibid.
- ccviii. An Act for extinguishing all Rights of Common and other Rights in respect to the Glebe Land belonging to the Church of *Hartbill*, in the County of *Chester*, in, upon or under the uninclosed Waste Lands in the Township of *Hartbill*, in the same County; and such other Lands in the same Township as have been heretofore inclosed, and taken from the Waste Lands in the same Township; and for vesting a Piece or Parcel of Land, called *Hook Loont*, situate in the same Township (subject as therein mentioned) in the very Reverend *Hugh Cholmondeley*, and his Successors, perpetual Curates of *Hartbill* aforesaid, in lieu and Satisfaction of such Rights. Ibid.
- ccix. An Act for confirming certain Building Leases of Lands in *Newington*, in the County of *Surrey*, granted by the Dean and Chapter of *Canterbury*, jointly with their Lessee, *Thomas Brandon* Esquire, not warranted by the Provisions of an Act made in the Fourteenth Year of the Reign of His present Majesty; and for empowering the said Dean and Chapter, and their Lessees for the Time being of their Estates in *Newington*, to grant Building Leases of Parts of the said Premises; and for other the Purposes therein mentioned. 579
- ccx. An Act for vesting in the Trustees of the Charity Schools of the Parish of *Saint Mary Matfelon* otherwise *Whitechapel*, in the County of *Middlesex*, the legal Estate of Two undivided Third Parts belonging to the said Charity Schools in a Farm and Lands at *Sandon* and *Much Baddow*, in the County of *Essex*, and to enable the said Trustees to perfect a Partition of the said Farm and Lands, and for other Purposes. Ibid.
- ccxi. An Act for vesting certain Parts of the entailed Estates of *Thomas Graham* Esquire in Trustees in Trust, to sell the same, and

- and to apply the Money to arise by such Sale in purchasing the Debts and Incumbrances affecting certain Lands belonging to the said *Thomas Graham* in Fee Simple, and thereafter to entail those Lands, freed from Incumbrances, in lieu of those Parts of the entailed Estates hereby directed to be sold. Page 579
- ccxii. An Act for vesting in the surviving Trustees of the Will of *John Wallinger Arnold Wallinger Esquire*, deceased, in ancient Demesne, to be holden of the Liberty, Honour, or Manor of *Havering atte Bower*, in the County of *Essex*, a certain Estate called *Hare Hall*, in Trust to sell. Ibid.
- ccxiii. An Act for vesting in Trustees the Two undivided Sixteenth Parts, and One thirty second Part, late of *John Ulric Collins Esquire*, deceased, of a certain Messuage, Farm and Lands, in the Parishes of *Tottenham* and *Edmonton*, in the County of *Middlesex*, in Trust, to convey the same, respectively, unto *William Horton Esquire*, as to certain Parts thereof; and as to the remaining Parts to *James Clark Esquire*, upon Payment by them, respectively, of a certain Sum of Money for the Purchase of the same, and for investing such Monies in the Purchase of Lands and Hereditaments in the Names of the Trustees, for the Benefit of *Charlotte Collins*, the Widow, and of the infant Children of the said *John Ulric Collins*, the Devisees named in his Will. Ibid.
- ccxiv. An Act for exchanging an Estate belonging to *Michael Hicks Beach Esquire*, in Fee, for Part of his Estate under Settlement. 580
- ccxv. An Act for effectuating an Exchange between *William Squire Esquire*, and *William Thomas Squire*, an Infant, of a Fee Simple Estate, belonging to the said *William Squire*, and situate in the Parish of *Tasley*, in the County of *Huntingdon*, for an undivided Moiety belonging to the said *William Thomas Squire*, in certain Public Houses and Lands situate in the several Counties of *Northampton*, *Lincoln*, *Huntingdon*, and the Isle of *Ely* in *Cambridgeshire*. Ibid.
- ccxvi. An Act to enable the Trustees of certain Lands, called *The Stone Fields*, situate in the Parish of *Saint Mary Islington*, in the County of *Middlesex*, to grant Building Leases thereof. Ibid.
- ccxvii. An Act for inclosing Lands in the Parish of *Drayton*, in the County of *Berks*. Ibid.
- ccxviii. An Act for inclosing Lands in the United Parishes of *Sulhamstead Abbots* and *Sulhamstead Bannister* otherwise *Meales*, in the County of *Berks*. Ibid.
- ccxix. An Act for inclosing Lands in the Parishes of *Great Waddingfield cum Chilton* and *Great Coniard*, in the County of *Suffolk*. Ibid.
- ccxx. An Act for making and maintaining a Road from the *Kent Road*, in the County of *Surrey*, to *Deptford*, in the County of *Kent*, and a Branch therefrom to *Horsleydown*, in the said County of *Surrey*. Ibid.
- ccxxi. An Act for dividing, and exonerating from Tythes certain Lands in the Parish of *Ecclesfield*, and West Riding of the County of *York*. Ibid.

LOCAL AND PERSONAL ACTS

NOT PRINTED.

1. AN Act for inclosing Lands in the Parishes of *Brilley, Eardisley* and *Huntington*, in the County of *Hereford*.
2. An Act for inclosing Lands in the Parish of *Mattistall Bergh*, in the County of *Norfolk*.
3. An Act for inclosing the Commons and Waste Lands in the Townships or Hamlets of *Over Stonnall* and *Lynn*, *Lower Stonnall* and *Tbornes*, *Shenstone*, *Woodend*, and *Footherley*, *Little Hay*, *Chesterfield*, and *Little Aston*, in the Manors of *Shenstone* and *Little Aston*, in the Parish of *Shenstone*, in the County of *Stafford*.
4. An Act for inclosing Lands in the Parish of *Cabourne*, in the County of *Lincoln*.
[And for making Compensation for Tithes.]
5. An Act for inclosing Lands in the Parish of *Overbury*, in the County of *Worcester*.
[And for making Compensation for Tithes.]
6. An Act for inclosing Lands in the Manor of *Tboralby*, and Parish of *Aisgarth*, in the North Riding of the County of *York*.
7. An Act for inclosing Lands in the Parish of *Stradbroke*, in the County of *Suffolk*.
8. An Act for inclosing Lands in the Parish of *Bathley* otherwise *Bale*, in the County of *Norfolk*.
9. An Act for inclosing Lands in the Parish of *Barney*, in the County of *Norfolk*.
10. An Act for inclosing Lands in the Parish of *Marloes*, in the County of *Pembroke*.
11. An Act for inclosing Lands in the Parishes of *Tbrushhorpe* and *Hannab cum Hagnaby*, in the County of *Lincoln*.
[And for making Compensation for Tithes.]
12. An Act for inclosing Lands in *Griffenhall*, *East Bilney* and *Great Bistering*, in the County of *Norfolk*.
13. An Act for inclosing Lands in the Parish of *Hail*, in the County of *Cumberland*.
[And for making Compensation for Tithes.]
14. An Act for inclosing Lands in the Township of *Tbreapland*, in the County of *Cumberland*.
[And for making Compensation for Tithes.]
15. An Act to amend an Act (a) of His present Majesty, for inclosing Lands in *Chapel Allerton*, in the West Riding of the County of *York*.
16. An Act for dividing Lands in the Parish of *Powerstock*, in the County of *Dorset*.
17. An Act for inclosing Lands in the Parish of *Welborne*, in the County of *Norfolk*.
18. An Act for inclosing Lands in the Parish of *Booton*, in the County of *Norfolk*.
19. An Act for inclosing Lands in the Parish of *Great Snoring*, in the County of *Norfolk*.

(a) [48 G. 3. c. v.]

20. An

20. An Act for inclosing *Bailey Hope Pasture*, in the Parish of *Bewcastle*, in the County of *Cumberland*.
21. An Act for inclosing Lands in the Township of *Righton*, in the East Riding of the County of *York*.
[*And for making Compensation for Tithes.*]
22. An Act for inclosing Lands in the Parish of *Shapwick*, in the County of *Dorset*.
23. An Act for inclosing Lands in the Parishes of *Foulsham* and *Themelthorpe*, in the County of *Norfolk*.
24. An Act for inclosing a certain Open Field called *Mints Feet*, in the Parish of *Kirkby in Kendal*, in the County of *Westmorland*.
25. An Act to dissolve the Marriage of *William Doidge Taunton* with *Henrietta Taunton* his now Wife, and to enable him to marry again; and for other Purposes therein mentioned.
26. An Act for inclosing Lands in the Parish of *Allensmore*, in the County of *Hereford*.
27. An Act for inclosing Lands in the Parish of *Askham Bryan*, in the County of the City of *York*.
[*And for making Compensation for Tithes.*]
28. An Act for inclosing, and exonerating from Tithes, Lands in the Parish of *Croxton*, in the County of *Cambridge*.
29. An Act for inclosing Lands in the Parish of *Farnborough*, in the County of *Southampton*.
[*And for making Compensation for Tithes.*]
30. An Act for inclosing Lands in the Parishes of *Hindolveston*, *Swanton Novers* and *Wood Norton*, in the County of *Norfolk*.
31. An Act for inclosing Lands in the Township of *Weslerdale*, in the North Riding of the County of *York*.
32. An Act for inclosing Lands in the Township of *Great Broughton*, in the North Riding of the County of *York*.
33. An Act for inclosing, and exonerating from Tithes, Lands in the Parish of *Asby juncta Partney*, in the County of *Lincoln*.
34. An Act for inclosing *Bawdsley Common*, in the County of *Suffolk*.
35. An Act for inclosing Lands in the Parishes of *North and Middle Littleton*, and *South Littleton*, in the County of *Worcester*.
[*And for making Compensation for Tithes.*]
36. An Act for inclosing Lands in the Parish of *Longstanton All Saints*, in the County of *Cambridge*.
37. An Act for inclosing Lands in *Wymington*, in the County of *Bedford*.
[*And for making Compensation for Tithes.*]
38. An Act for inclosing Lands in the Parishes of *Cbeddar*, *Priddy* and *Rodney Stoke*, in the County of *Somerset*.
39. An Act for inclosing Lands in the Parish of *Stalbridge*, in the County of *Dorset*.
40. An Act for allotting Lands in the Parish of *Shepreth*, in the County of *Cambridge*.
41. An Act for inclosing Lands in the Manor and Parish of *Caverfwall*, in the County of *Stafford*.
42. An Act for inclosing Lands in the Manor of *Perry Barr*, in the County of *Stafford*.
43. An Act for inclosing Lands in the Tythings or Hamlets of *Tbaicham Berough*, *Henwick*, *Colthrop*, *Parsonage* and *Awbery Street*,

- Street, and a certain Common called *Ham Marsh*, in the Tithing of *Greenham*, in the Parish of *Thatcham*, in the County of *Berks*.
44. An Act for inclosing Lands in the Parishes of *Drayton* and *Bawburgh*, in the County of *Norfolk*, and in the Parish and Hamlet of *Helleston*, in the same County and in the County of the City of *Norwich*.
45. An Act for inclosing Lands in the Parish of *Wickhampton*, in the County of *Norfolk*.
46. An Act for inclosing Lands in the Manor and Parish of *Clifton*, in the County of *Westmoreland*.
[And for making Compensation for Tithes.]
47. An Act for inclosing *Butler's Wood*, in the Parish of *Lockerly*, in the County of *Southampton*.
48. An Act for inclosing Lands in the Manor of *High Ireby*, in the Parish of *Ireby*, in the County of *Cumberland*.
[And for making Compensation for Tithes.]
49. An Act for inclosing Lands in the Parish of *Aberdaron*, and other Parishes and Places therein mentioned, in the County of *Carnarvon*.
[Allotment to His Majesty]
50. An Act for inclosing Lands in the Parish of *East Down*, in the County of *Devon*.
51. An Act for inclosing Lands in *Pagbill*, otherwise *Paull*, in the East Riding of the County of *York*.
52. An Act for inclosing Lands in the Parishes of *Great Eversden* and *Little Eversden*, in the County of *Cambridge*.
[And for making Compensation for Tithes. No Lease of Vicar's Allotment without Consent of the King, as Patron of the Vicarage of the Parish Church of Great Eversden.]
53. An Act for inclosing Lands in *Hungerford*, in the Counties of *Berks* and *Wills*.
54. An Act for inclosing Lands in the Manor of *Battleball*, within the Liberties of the Borough of *Colchester*, in the County of *Essex*.
55. An Act for inclosing Lands in the Parish of *Heybridge*, in the County of *Essex*.
56. An Act for allotting Lands in the Parish of *Great Bradley*, in the County of *Suffolk*.
57. An Act for inclosing Lands in the Parishes of *Llanfihangel Rhoſſycorn*, and *Llanybyther*, in the County of *Carmarthen*.
58. An Act for inclosing Lands in the Parish of *Brinkley*, in the County of *Cambridge*.
[And for making Compensation for Tithes.]
59. An Act for inclosing Lands in the Parish of *Churchill*, in the County of *Worcester*.
[And for making Compensation for Tithes.]
60. An Act for inclosing Lands in the Parish of *Wheatacre Burgh* otherwise *Burgh Saint Peter*, in the County of *Norfolk*.
61. An Act for inclosing Lands in the Hamlet of *Fiddington*, in the Parish of *Ashchurch*, in the County of *Gloucester*.
[And for making Compensation for Tithes. No Lease of Vicar of Tewkesbury's Allotment without Consent of the King as Patron of the said Vicarage.]
62. An Act for enabling the acting Trustees and Executors of the Will of *Chaloner Arcedeckne* Esquire, respectively to invest the Monies by such Will directed to be invested in the Purchase of Freehold

- Freehold Hereditaments in *Suffolk*, in the Purchase of Freehold and Copyhold Hereditaments in the same County.
63. An Act for settling and securing certain Parts of the Barony and Estate of *Logie Elphinstone*, in the County of *Aberdeen*, to and in favour of *Robert Dalrymple Horn Elphinstone* Esquire, and the Series of Heirs entitled to take by certain Deeds of Entail made by *John Horn* of that Ilk, deceased, and under the Conditions and Limitations specified in the said Deeds; and, in lieu thereof, for vesting certain Parts of the Barony and Estate of *Horn*, lying in the said County, in the said *Robert Dalrymple Horn Elphinstone*, and the Series of Heirs described in the Marriage Contract between him and *Grene Dalrymple Horn Elphinstone* his Wife.
64. An Act for effecting the Sale of certain Estates in the County of *Glamorgan*, Part of the Estates settled pursuant to the Will of *Thomas Pryce* Esquire, and for laying out the Monies to arise by such Sales in the Purchase of more convenient Estates to be settled to the former Uses; and for other Purposes.
65. An Act for establishing and confirming an Exchange of Glebe Lands belonging to the Rectory of *Little Plumstead*, with the Rectory of *Witton with Brundall* annexed, in the County of *Norfolk*, for Lands of *Charles Whaites* Esquire, in the Parishes of *Little Plumstead*, *Great Plumstead* and *Witton*, in the same County.
66. An Act for inclosing Lands in the Parish of *Harefield*, in the County of *Middlesex*.
67. An Act to empower the Master, Brothers and Sisters of the Royal Hospital or Free Chapel of *Saint Katherine*, near the Tower of *London*, to sell a certain Piece or Parcel of Land with the Appurtenances, situate and being in the Parish of *Stepney* otherwise *Stebonheath*, in the County of *Middlesex*, unto *William Mellish*, of *Shadwell*, in the said County of *Middlesex*, Esquire, and to apply the Money arising upon such Sale in the Purchase of other Lands, to be subject to the like Uses.
68. An Act for enabling the Co-heiresses of *Edward Sulyarde* Esquire, deceased, and their Husbands, to pay the Sum of Three thousand Pounds for the Benefit of His Majesty, in Satisfaction of the Claim of His Majesty, his Heirs and Successors, to the Manor and Estate of *Haughley*, in the County of *Suffolk*.
69. An Act for inclosing Lands in the Parish of *Chaddlesworth*, in the County of *Berks*.
70. An Act for inclosing Lands in the Parish of *Eardisland*, in the County of *Hereford*.
71. An Act for inclosing Lands in the Manors of *Sway Quarr*, *Sway Romsey* and *Arnewood*, in the Parishes of *Boldre* and *Hordle*, in the County of *Southampton*.
- [And for making Compensation for Tithes.]
72. An Act for confirming and establishing the Division and Allotment of a certain Common Parcel of Waste Land, called *Morston Common*, within the Parish of *Pembridge*, in the County of *Hereford*.
73. An Act to dissolve the Marriage of the Right Honourable *Valentine Browne* Lord *Cloncurry* with *Eliza Georgiana* Lady *Cloncurry*, his now Wife, and to enable him to marry again; and for other Purposes therein mentioned.
74. An Act to enable *William Butcher* (now called *William Rodbard*) Esquire, and his Issue, to use the Surname and Arms of *Rodbard*, pursuant to the Will of *Henry Rodbard* Esquire, deceased.

THE
STATUTES AT LARGE.

Anno Regni GEORGII III. Britanniarum Regis,
Quinquagesimo Primo.

‘ **A**T the Parliament begun and holden at *Westminster*, the Twenty
‘ second Day of *June*, *Anno Domini* 1807; in the Forty seventh
‘ Year of the Reign of our Sovereign Lord *GEORGE* the Third,
‘ by the Grace of God, of the United Kingdom of *Great Britain*
‘ and *Ireland*, King, Defender of the Faith; and from thence con-
‘ tinued, by several Prorogations and Adjournments, to the Fifteenth
‘ Day of *January* 1811, being the Fifth Session of the Fourth Par-
‘ liament of the United Kingdom of *Great Britain* and *Ireland*.’

C A P. I.

An Act to provide for the Administration of the Royal Au-
thority, and for the Care of His Majesty's Royal Person,
during the Continuance of His Majesty's Illness; and for the
Resumption of the Exercise of the Royal Authority by His
Majesty. [5th February 1811.]

‘ **W**HEREAS by reason of the severe Indisposition with which
‘ it hath pleased God to afflict the King's Most Excellent
‘ Majesty, the Personal Exercise of the Royal Authority by His
‘ Majesty is, for the present, so far interrupted, that it becomes ne-
‘ cessary to make Provision for assisting His Majesty in the Adminis-
‘ tration and Exercise of the Royal Authority, and also for the Care
‘ of his Royal Person during the continuance of His Majesty's In-
‘ indisposition, and for the Resumption of the Exercise of the Royal
‘ Authority by His Majesty;’ Be it therefore enacted by the King's
‘ Most Excellent Majesty, by and with the Advice and Consent of the
‘ Lords Spiritual and Temporal, and Commons, in this present Parlia-
‘ ment assembled, and by the Authority of the same, That His Royal
‘ Highness *George Augustus Frederick* Prince of *Wales* shall have full
‘ Power and Authority, in the Name and on the Behalf of His
‘ Majesty, and under the Stile and Title of “ *Regent of the United*
‘ *Kingdom of Great Britain and Ireland*,” to exercise and administer
‘ the Royal Power and Authority to the Crown of the United King-
‘ dom of *Great Britain* and *Ireland* belonging; and to use, execute and
‘ perform all Authorities, Prerogatives, Acts of Government and Ad-
‘ ministration of the same, which lawfully belong to the King of the
‘ said United Kingdom to use, execute and perform; subject to such
‘ Limitations, Exceptions, Regulations and Restrictions, as are herein-
‘ after specified and contained; and all and every Act and Acts which
‘ shall be done by the said Regent, in the Name and on the Behalf of

Prince of Wales
appointed
Regent.

His Majesty, by virtue and in pursuance of this Act, and according to the Powers and Authorities hereby vested in him, shall have the same force and Effect to all Intents and Purposes as the like Acts would have if done by His Majesty himself, and shall to all Intents and Purposes be full and sufficient Warrant to all Persons acting under the Authority thereof; and all Persons shall yield Obedience thereto, and carry the same into Effect, in the same manner and for the same Purposes as the same Persons ought to yield Obedience to and carry into Effect the like Acts done by His Majesty himself; any Law, Course of Office, or other Matter or Thing to the contrary notwithstanding.

Form of Signature of Regent.

II. And be it further enacted, That as to all Authorities given and Appointments made in the Name and on the Behalf of His Majesty, and all other Acts, Matters and Things usually done under the Authority of the Royal Sign Manual, the Signature of the Regent in the Form following; that is to say, *George P. R.* or in cases where the Royal Signature has usually been affixed in Initials only, then in the Form *G. P. R.*, shall be as valid and effectual, and have the same Force and Effect as His Majesty's Royal Sign Manual, and shall be deemed and taken to be to all Intents and Purposes His Majesty's Royal Sign Manual, and be obeyed as such.

When Powers of Act to cease.

III. And be it further enacted, That when His Majesty shall by the Blessing of God be restored to such a State of Health as to be capable of resuming the Personal Exercise of his Royal Authority, and shall have declared his Royal Will and Pleasure thereupon, as hereinafter provided, all and every the Powers and Authorities given by this Act, for the Exercise and Administration of His Royal Power and Authority, or for the using, executing and performing the Authorities, Prerogatives, Acts of Government and Administration of the same, which belong to the King of the United Kingdom of *Great Britain and Ireland* to use, execute and perform, or for the Care of His Majesty's Royal Person, shall cease and determine; and no Act, Matter or Thing, which, under this Act, and previous to such Declaration might be done in the Administration of His Majesty's Royal Power and Authority, or in the using, exercising or performing any such Authorities, Prerogatives, Acts of Government or Administration as aforesaid, or in the Care of His Majesty's Royal Person, by virtue and in pursuance of this Act, shall, if done after such Declaration of His Majesty's Royal Will and Pleasure, be thenceforth valid or effectual.

Acts of Regent to remain, unless countermanded by His Majesty.

IV. Provided always, and be it further enacted, That all Persons holding any Offices or Places, or Pensions during His Majesty's Pleasure, at the time of such Declaration, under any Appointment or Authority of the Regent, or Her Majesty, under the Provisions of this Act, shall continue to hold the same, and to use, exercise and enjoy all the Powers, Authorities, Privileges and Emoluments thereof, notwithstanding such Declaration of the Resumption of the Royal Authority by His Majesty, unless and until His Majesty shall declare his Royal Will and Pleasure to the contrary; and all Orders, Acts of Government or Administration of His Majesty's Royal Authority, made, issued or done by the said Regent, before such Declaration, shall be and remain in full Force and Effect, until the same shall be countermanded by His Majesty.

V. Provided also, and be it further enacted, That no Acts of Regal Power, Prerogative, Government or Administration of Government, of what Kind or Nature soever, which might lawfully be done or executed by the King's Most Excellent Majesty, personally exercising his Royal Authority, shall, during the Continuance of the Regency by this Act established, be valid and effectual, unless done and executed in the Name and on the Behalf of His Majesty, by the Authority of the said Regent, according to the Provisions of this Act, and subject to the Limitations, Exceptions, Regulations and Restrictions hereinafter contained.

In what cases
only Acts of Re-
gent valid.

VI. And be it further enacted, That the said Regent, before he shall act or enter upon his said Office of Regent, shall take the following Oaths:

Regent to take
the following
Oaths.

I DO sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*.

So help me GOD.

I DO solemnly promise and swear, That I will truly and faithfully execute the Office of Regent of the United Kingdom of *Great Britain and Ireland*, according to an Act of Parliament passed in the Fifty first Year of the Reign of His Majesty King *George* the Third, intituled, An Act [*here insert the Title of this Act*]; and that I will administer, according to Law, the Power and Authority vested in me by virtue of the said Act; and that I will in all Things, to the utmost of my Power and Ability, consult and maintain the Safety Honour and Dignity of His Majesty and the Welfare of his People.

So help me GOD.

I DO faithfully promise and swear, That I shall inviolably maintain and preserve the Settlement of the true Protestant Religion, with the Government, Worship, Discipline, Rights and Privileges of the Church of *Scotland*, as established by the Laws made there in Prosecution of the Claim of Right, and particularly by an Act, intituled, *An Act for securing the Protestant Religion, and Presbyterian Church Government*, and by the Acts passed in the Parliament of both Kingdoms, for Union of the Two Kingdoms.

So help me GOD.

Which Oaths shall be taken before His Majesty's most Honourable Privy Council; who are hereby required and empowered to administer the same, and to enter the same in the Books of the said Privy Council.

VII. And be it further enacted, That the said Regent shall, at the time of his taking such Oaths as aforesaid, and before the Members of the Privy Council administering the same, make, subscribe, and audibly repeat the Declaration mentioned in an Act made in the Thirtieth Year of King *Charles* the Second, intituled, *An Act for the more effectual preserving the King's Person and Government, by disabling Papists from sitting in either House of Parliament*; and shall produce a Certificate of his having received the Sacrament of the Lord's Supper in any of the Royal Chapels, signed by the Person administering the same; which Certificate shall be sufficient Evidence of the said Regent's having received the Sacrament; and such Declaration and Certificate shall respectively be registered in the Books of the Privy Council.

Regent on taking
Oaths, to sub-
scribe Decla-
ration 30 Car. 2.
Stat. 2. and
produce Certifi-
cate of having
taken the Sacra-
ment.

VIII. Provided always, and be it enacted, That until after the First Day of *February* One thousand eight hundred and twelve, if

Provido as to
Regent granting
Peerages, &c.

Parliament shall be then assembled, and shall have been sitting for Six Weeks immediately previous to the said First Day of *February* One thousand eight hundred and twelve, or if Parliament shall be then assembled, but shall not have been so sitting for Six Weeks, then until the Expiration of Six Weeks after Parliament shall have been so assembled and been sitting; or if Parliament shall not then be assembled, then until the Expiration of Six Weeks after Parliament shall have been assembled and sitting, next after the said First Day of *February* One thousand eight hundred and twelve, the Regent shall not have or exercise any Power or Authority to grant, in the Name and on the Behalf of His Majesty, any Rank, Title or Dignity of the Peerage, by Letters Patent, Writ of Summons, or any other manner whatever, or to summon any Person to the House of Lords by any Title to which such Person shall be the Heir Apparent, or to determine the Abeyance of any Rank, Title or Dignity of Peerage, which now is or hereafter shall be in Abeyance, in favour of any of the Coheirs thereof by Writ of Summons, or otherwise.

As to Regent
granting Offices
in Reversion, &c.
Exception.

IX. Provided also, and be it further enacted, That the said Regent shall not, until after the said First Day of *February* One thousand eight hundred and twelve, or the Expiration of such Six Weeks as aforesaid, have Power or Authority to grant, in the Name or on the Behalf of His Majesty, any Office or Employment whatever, in Reversion, or to grant for any longer Term than during His Majesty's Pleasure, any Office, Employment, Salary or Pension whatever, except such Offices and Employments in Possession for the Term of the natural Life, or during the good Behaviour of the Grantee or Grantees thereof respectively, as by Law must be so granted: Provided always, that nothing herein contained, shall in any manner affect or extend to prevent or restrain the granting of any Pensions under the Provisions of an Act passed in the Thirty ninth Year of the Reign of His present Majesty, intituled, *An Act for the Augmentation of the Salaries of the Judges of the Courts in Westminster Hall, and also of the Lords of Session, Lords Commissioners of Judicature, and Barons of Exchequer in Scotland; and for enabling His Majesty to grant Annuities to Persons in certain Offices in the said Courts of Westminster Hall, on their Resignation of their respective Offices; and of another Act passed in the Forty eighth Year of His present Majesty, intituled, An Act for enabling His Majesty to grant Annuities to the Judges of the Courts of Session, Judicatory and Exchequer in Scotland, upon the Resignation of their Offices; and of another Act passed in Ireland, in the Fortieth Year of the Reign of His present Majesty, intituled, An Act to enable His Majesty to grant Annuities to the Lord High Chancellor, and to the Judges of the Court of King's Bench, Master of the Rolls, Judges of the Courts of Common Pleas and Exchequer, Judge or Commissary of the Court of Prerogative, the Judge of the Court of Admiralty, the Chairman of the Quarter Sessions of the County of Dublin, and Assistant Barristers of the several other Counties, on the Resignation of their respective Offices; and to amend an Act passed in the Thirty sixth Year of His present Majesty, intituled, An Act for encreasing the Salaries of the Chief and other Judges of the Courts of King's Bench and Common Pleas, and of the Chief Baron and other Barons of the Court of Exchequer in this Kingdom; or to prevent or restrain the granting of any Pensions out of the Revenues of the British Territories*

Provido.

39 G. 3. c. 110.

48 G. 3. 145.

40 G. 3. (J.) c.

ritories in the *East Indies*, under the Provisions of any Act or Acts of Parliament now in force, to such Persons as may have held the Office of Chief Justice or other Judge in the Supreme Courts of Judicature at *Fort William* in Bengal and at *Madras*, and the Office of Recorder of *Bombay*.

X. Provided also, and be it further enacted, That nothing in this Act contained, shall in any manner affect or extend to prevent or restrain the granting of any Pensions under the Provisions of an Act passed in the Forty first Year of the Reign of His present Majesty, intituled, *An Act for the better Regulation of His Majesty's Prize Courts in the West Indies and America, and for giving a more speedy and effectual Execution to the Decrees of the Lords Commissioners of Appeals*, and of another Act passed in the Forty third Year of His present Majesty, intituled, *An Act for the Encouragement of Seamen, and for the better and more effectual manning His Majesty's Navy; for regulating the Payment of Prize Money, and for making Provision for the Salaries of the Judges of the Vice Admiralty Courts in the Island of Malta, and in the Bermudas and Bahama Islands; and also of another Act passed in the Forty fifth Year of His present Majesty, intituled, An Act for the Encouragement of Seamen, and for the better and more effectually manning of His Majesty's Navy.*

XI And be it enacted, That nothing in this Act contained shall extend or be construed to extend to empower the said Regent, in the Name and on the Behalf of His Majesty, to give the Royal Assent to any Bill or Bills in Parliament, for repealing, changing, or in any respect varying the Order and Course of Succession to the Crown of this Realm, as the same stands now established by an Act passed in the Twelfth Year of the Reign of King *William the Third*, intituled, *An Act for the further Limitation of the Crown, and better securing the Rights and Liberties of the Subject; or to any Act for repealing or altering the Act made in the Thirteenth Year of the Reign of King *Charles the Second*, intituled, An Act for the Uniformity of Public Prayers and Administration of Sacraments, and other Rites and Ceremonies, and for establishing the Form of making, ordaining, and consecrating Bishops, Priests and Deacons in the Church of England; or the Act of the Fifth Year of the Reign of Queen *Anne*, made in *Scotland*, intituled, *An Act for securing the Protestant Religion and Presbyterian Church Government.**

XII. Provided also, and be it enacted, That if His said Royal Highness *George Augustus Frederick Prince of Wales* shall not continue to be resident in the United Kingdom of *Great Britain and Ireland*, or shall at any time marry a Papist, then and in either of such cases, all the Powers and Authorities vested in His said Royal Highness by this Act, shall cease and determine.

XIII. And whereas it is expedient that the Care of His Majesty's Royal Person should be committed to the Queen's Most Excellent Majesty, together with the sole Direction of such Portion of His Majesty's Household as shall be deemed requisite and suitable for the due Attendance on His Majesty's Sacred Person, and the Maintenance of his Royal Dignity; Be it therefore enacted, That the Care of His Majesty's Royal Person, and the disposing, ordering and managing of all Matters and Things relating thereto, shall be, and the same are hereby vested in the Queen's Most Excellent Majesty, during the Continuance of His Majesty's Indisposition; and that the

Proviso as to granting of Pensions under 41 G. 3. (U. K.) c. 96.
43 G. 3. c. 160.

45 G. 3. c. 72

As to empowering Regent to give the Royal Assent to repeal 12 & 13 W. 3. c. 2.

13 Car. 2. c. 4.

Scotch Act.

Regent residing in the Kingdom, Marrying a Papist.

Care of His Majesty's Person, and Direction and Appointments of a Part of His Majesty's Household, vested in Her Majesty.

sole Direction of His Majesty's Household, except the Lord Chamberlain of His Majesty's Household, the Captain of the Yeomen of His Majesty's Guard, and the Captain of the Honourable Band of Gentlemen Pensioners. shall be and is hereby vested in Her Majesty; and Her said Majesty shall have the full and sole Power and Authority, by any Instrument or Instruments in Writing signed and sealed by Her Majesty, to nominate and appoint, in case of any Vacancies arising by Resignation or Death, all the Officers and Persons belonging to His Majesty's Household, in the respective Departments thereof, whose Appointment, Nomination or Removal have heretofore been made by His Majesty; except the Lord Chamberlain of His Majesty's Household, and the Gentlemen and Grooms of His Majesty's Bedchamber, His Majesty's Equerries, the Captain of the Yeomen of His Majesty's Guard, and the Captain of the Honourable Band of Gentlemen Pensioners; and the Nomination and Appointment by Her Majesty, in Manner and Form aforesaid, shall be valid and effectual to all Intents and Purposes as if the same had been made or done by His Majesty in the accustomed manner; and the several Persons so appointed shall be entitled to the like Precedence, Privileges, Salaries, Wages, Profits and all other Emoluments, as the several Persons now holding and enjoying the same Offices are respectively entitled to: Provided always, that the Power and Authority given by this Act to Her Majesty, to nominate and appoint such Persons of His Majesty's Household as are not hereinbefore excepted, shall continue in force until the said first Day of *February*, or the Expiration of such Six Weeks as aforesaid, and no longer: Provided also, that Her said Majesty shall not have any Power or Authority to remove any Officer in any Department of His Majesty's Household, by this Act made subject to the Nomination or Appointment of Her Majesty, who shall have been nominated and appointed by His Majesty: Provided also, That until the Expiration of such Period as aforesaid, no Appointment shall be made to the Office of Lord Chamberlain of His Majesty's Household, now vacant, but that all the Duties of the said Office shall be performed by the Vice Chamberlain; and that during such Period as aforesaid, no Person holding the Office of Gentleman or Groom of His Majesty's Bedchamber, or being One of His Majesty's Equerries, shall be subject to be removed; and no Vacancy which shall arise by Death or Resignation of any of the Grooms or Gentlemen of His Majesty's Bedchamber, or of His Majesty's Equerries, shall be supplied or filled up, or any Appointment or Nomination made to supply any such Vacancy.

XIV. Provided always, and be it further enacted, That it shall not be lawful for any Officer in His Majesty's Household who is by this Act put under the Direction of Her Majesty, to make any Appointment to any Office to which such Officer may have the Power of Appointment for any longer Period than during His Majesty's Pleasure.

XV. And whereas the Execution of the weighty and arduous Trusts by this Act committed to the Queen's Most Excellent Majesty, may require the Assistance of a Council, with whom Her Majesty may consult and advise; Be it therefore enacted, That in order to assist and advise Her said Most Excellent Majesty in the several Matters aforesaid, there shall be, during the Continuance of His Majesty's Illness, a Council, consisting of *Charles* Lord Arch-

bishop

Proviso.

Proviso.

Proviso.

Officers of Household making Appointments.

Council appointed to assist Her Majesty.

bishop of *Canterbury*, *Edward* Lord Archbishop of *York*, *James* Duke of *Montrose*, *George* Earl of *Winchelsea* and *Nottingham*, *Hen- neage* Earl of *Aylesford*, *John* Lord *Eldon*, *Edward* Lord *Ellen- boroug*, and the Right Honourable Sir *William Grant*; which Council shall from time to time meet as Her Majesty shall be pleased to direct, and shall also have Power to meet in manner by this Act directed; and if it should happen that any of them the said *Charles* Lord Archbishop of *Canterbury*, *Edward* Lord Archbishop of *York*, *James* Duke of *Montrose*, *George* Earl of *Winchelsea* and *Nottingham*, *Hen- neage* Earl of *Aylesford*, *John* Lord *Eldon*, *Edward* Lord *Ellenbo- rough*, or the Right Honourable Sir *William Grant*, should depart this Life, or by Instrument in Writing communicated to Her Majesty, signify their Intention to decline to act, then and in such Case it shall be lawful for the Queen's Most Excellent Majesty, from time to time, by an Instrument in Writing signed and sealed by Her Majesty, revocable at her Will and Pleasure, to nominate and appoint some one Person, being or having been a Member of His Majesty's Most Honourable Privy Council, to be a Member of the said Council, to advise and assist Her Majesty as aforesaid, in the Room and Place of each and every of the said Councillors so departing this Life, or declining to act as aforesaid; which Nomination and Appointment shall be forthwith certified by an Instrument in Writing, signed and sealed by Her Majesty, to the Lords of His Majesty's Most Honourable Privy Council, and shall be entered in the Books of the said Privy Council.

XVI. And be it further enacted, That each and every Member of Her Majesty's Council shall, within the Space of Five Days after his Appointment by virtue of this Act, or by virtue of Her Majesty's Nomination and Appointment in manner aforesaid, take an Oath before the Lord High Chancellor or Keeper of the Great Seal, or Commissioners for keeping the Great Seal of *Great Britain*, or the Lord President of His Majesty's Privy Council, or the Chief Justice of the Court of King's Bench, for the time being respectively, or either of them, who are hereby severally and respectively required and empowered to administer the same, when required so to do by any Person so appointed a Member of Her Majesty's Council as aforesaid; and the Person administering such Oath, shall give to the Member of Her Majesty's Council taking the same, a Certificate of the same having been so taken, signed with his Hand; which Certificate shall be forthwith transmitted to His Majesty's Privy Council, and entered in the Books of the said Privy Council; and such Oath shall be in the Form following; that is to say,

Members of Her Majesty's Council to take Oath.

' I *A. B.* do solemnly promise and swear, That I will truly and faithfully counsel and advise the Queen's Most Excellent Majesty, according to the best of my Judgment, in all Matters and Things relating to the Trusts committed to Her Majesty, touching the Care of His Majesty's Royal Person, and the Resumption of the Personal Exercise of the Royal Authority by His Majesty.'

Oath

XVII. And be it further enacted, That Her Majesty's Council, or any Three or more of them, shall have Power and Authority at all times, when they shall judge it necessary, to meet, and call before them and examine upon Oath, the Physicians and all other Persons attendant on His Majesty, during the Continuance of his Illness, touching

Her Majesty's Council may examine the Physicians and others upon Oath.

touching the State of His Majesty's Health; and all Matters relating thereto (which Oath any Member of the said Council is hereby authorized and empowered to administer); and to ascertain the State of His Majesty's Health by all such other ways and means as shall appear to them to be necessary for that Purpose.

Council to meet, and declare State of His Majesty's Health; Copy of Declaration transmitted to President of Privy Council.

XVIII. And be it further enacted, That Three or more of the Members of the Council appointed to assist Her Majesty in the Execution of the Trusts committed to Her Majesty by this Act, shall, in case such Trusts shall then be in force, meet on some Day in the first Week in *April* One thousand eight hundred and eleven, and some Day in the first Week of every Third Month thereafter; and shall, whilst the said Trusts shall continue in force at every such Meeting, declare the State of His Majesty's Health at the time of each of such Meetings respectively, and shall forthwith transmit a Copy of such Declaration to the President of His Majesty's Most Honourable Privy Council, or in his Absence to one of His Majesty's Principal Secretaries of State, who shall thereupon cause the same to be inserted in the Books of the Privy Council.

Her Majesty and Council to notify His Majesty's Restoration to Health,

XIX. And whereas it is necessary that effectual Provision should be made that His Majesty may resume the Personal Exercise of his Royal Authority, as soon as His Majesty is restored to such a State of Health as to be capable of resuming the same; Be it therefore enacted, That when it shall appear to Her Majesty the Queen, and to any Four or more of the Council, appointed by this Act to assist Her Majesty in the Execution of the Trust committed to Her Majesty by this Act, assembled at any Meeting held in pursuance of Her Majesty's Royal Will and Pleasure signified for that Purpose, or assembled under the Direction of this Act, or in pursuance of His Majesty's Royal Will and Pleasure signified to Her Majesty and her Council for that Purpose; which Council of Her Majesty is hereby required to assemble in the Presence of Her Majesty, upon His Majesty's Royal Will and Pleasure being signified for that Purpose, that His Majesty is restored to such a State of Health as to be capable of resuming the Personal Exercise of the Royal Authority, it shall and may be lawful for Her said Majesty, by the Advice of any Four or more of her said Council, to notify the same, by an Instrument under Her Majesty's Hand, and signed also by the said Four or more of Her Majesty's said Council, and addressed to the Lord President of His Majesty's Most Honourable Privy Council for the time being, or in his Absence to One of His Majesty's Principal Secretaries of State; and the said Lord President or Secretary of State shall and is hereby required, on the Receipt thereof, to communicate the same to the said Regent, and to summon forthwith a Privy Council, and the Members of His Majesty's Most Honourable Privy Council are hereby required to assemble in consequence of such Summons; and the said Lord President, or in his Absence the said Secretary of State is required, in the Presence of any Six or more Privy Councillors so assembled, to cause the said Instrument to be entered on the Books of the said Privy Council.

to be entered in Books of Privy Council.

After such Entry, His Majesty may, by Sign Manual, require Privy Council to assemble.

XX. And be it further enacted, That if at any time after the said Instrument under the Hand of Her Majesty, and of four or more of her said Council, shall have been received and entered as aforesaid, His Majesty shall think proper, by an Instrument under his Sign Manual, to require the Lord President of His Majesty's Most Honourable

nourable Privy Council for the time being, or, in his Absence, one of His Majesty's Principal Secretaries of State, to summon a Council in His Majesty's Presence, consisting of any Number of Persons not less than nine, whom His Majesty shall name, and who shall be or shall have been Members of His Majesty's Most Honourable Council, not being Members of Her Majesty's Council, the said Lord President or Secretary of State shall and he is hereby required to summon such Persons accordingly; and as well the said Lord President or Secretary of State, as the other Persons so summoned, shall and they are hereby required to attend at the Time and Place appointed by His Majesty; and such Persons so assembled shall be and be deemed to be a Privy Council for the Purpose hereinafter mentioned.

XXI. And be it further enacted, That if His Majesty, by the Advice of Six or more of such Privy Council so assembled, shall signify his Royal Pleasure to resume the Personal Exercise of his Royal Authority, and to issue a Proclamation declaring the same, such Proclamation shall be issued accordingly, countersigned by the said Six or more of the said Privy Council, and all the Powers and Authorities given by this Act shall from thenceforth cease and determine, and the Personal Exercise of the Royal Authority by His Majesty shall be and be deemed to be resumed by His Majesty, and shall be exercised by His Majesty, to all intents and purposes, as if this Act had never been made.

When Powers
of Act to cease.

XXII. And be it further enacted, That if His Royal Highness *George Augustus Frederick Prince of Wales* shall depart this Life during the Continuance of the Regency by this Act established, or cease to be Regent under any of the Provisions thereof, the Lords of His Majesty's Most Honourable Privy Council shall forthwith cause a Proclamation to be issued, in His Majesty's Name, under the Great Seal of the United Kingdom of *Great Britain and Ireland*, declaring the same: And if Her Majesty the Queen shall depart this Life during the time that the Care of His Majesty's Royal Person shall be committed to Her Majesty according to the Provisions of this Act, the Regent shall forthwith order and direct a Proclamation, under the Great Seal of the United Kingdom of *Great Britain and Ireland*, to be issued and published, declaring the same: And in case the Parliament in being at the time of the issuing of any Proclamation declaring the Death of the Regent or of Her Majesty, or at the time of the issuing of any Proclamation for the Resumption of the Personal Exercise of the Royal Authority by His Majesty, shall then be separated, by any Adjournment or Prorogation, such Parliament shall forthwith meet and sit.

Death of Regent
or Her Majesty,
Proclamation.

Resumption of
the Royal Authority,
Parliament to meet.

XXIII. Provided always, and be it further enacted, That in case any such Proclamation as aforesaid shall issue in any or either of such cases as aforesaid, at any time subsequent to the Dissolution or Expiration of a Parliament, and before the Day appointed by any Writs of Summons then issued for assembling a new Parliament, then and in such case the last preceding Parliament shall immediately convene and sit at *Westminster*, and be a Parliament to continue during the Space of Six Months and no longer, to all intents and purposes, as if the same Parliament had not been dissolved or expired, but subject to be sooner prorogued or dissolved: Provided also, that if any such Proclamation as aforesaid shall issue in any or either of such cases as aforesaid, upon or at any time after the Day appointed by any

Proviso for Dis-
solution or Ex-
piration of
Parliament.

Writ

Writ of Summons then issued for calling and assembling a new Parliament, and before such new Parliament shall have met and sat as a Parliament, such new Parliament shall immediately after such Proclamation convene and sit at *Westminster*, and be and be deemed to be a Parliament in being, to all intents and purposes, under the Provisions of this Act.

In case of Death of Her Majesty, in whom Care of His Majesty's Person vested.

XXIV. And be it also enacted, That in case of the Death of Her Majesty the Queen, the Care of His Majesty's Royal Person, and all and every the Powers and Authorities in and by this Act vested in Her Majesty, touching the Care of His Majesty's Royal Person, and the disposing, ordering and managing all matters and things relating thereto, shall be and the same are hereby vested in Her Majesty's Council, until due Provision shall have been made in relation thereto by Parliament: Provided nevertheless, That in such case nothing in this Act contained shall extend or be construed to extend, to empower the Regent, or the said Council, to nominate, appoint or remove any of the Officers or Persons of His Majesty's Household, by this Act made subject to the Nomination, Appointment or Removal of Her Majesty, until due Provision shall have been made by Parliament in that behalf.

In what Case Election of Members void.

XXV. And be it further enacted, That if any Person, being a Member of the House of Commons, shall accept of any Office of Profit from the Crown, by the Nomination and Appointment of the Regent in the Name and on behalf of His Majesty, or of Her Majesty the Queen, during the Continuance of the Regency hereby established, the Election of such Member shall be and is hereby declared to be void, and a new Writ shall issue for a new Election, in such and the like manner as if such Person had been appointed to such Office by His Majesty.

Issues of Money from Civil List to Her Majesty and the Royal Family.

XXVI. And be it further enacted, That the several Letters Patent, Letters of Privy Seal, and all other lawful Authorities, of what Nature or Kind soever, which have been granted or issued by His Majesty, by virtue whereof any Payments of any Sum or Sums of Money are directed to be paid out of the Monies applicable to the Use of His Majesty's Civil Government, for the Use of the Queen's Most Excellent Majesty, or for the Use of any of the Branches of His Majesty's Royal Family, shall continue to be, and the same are hereby enacted to continue and be of full force and effect respectively, during the Continuance of the Regency by this Act established; and that Warrants shall be issued by the Lord High Treasurer, or Lords Commissioners of the Treasury, for the Payment of the several Sums therein respectively contained; which Warrants the said Lord High Treasurer, or Lords Commissioners of the Treasury, are hereby respectively required to issue at the usual and accustomed Times, and in the usual and accustomed Manner.

60,000*l.* issued annually out of Civil List to His Majesty's Privy Purse.

XXVII. And be it further enacted, That the Lord High Treasurer or Lords Commissioners of His Majesty's Treasury for the time being, shall direct, and they are hereby required annually to direct the Sum of Sixty thousand Pounds to be issued out of the Monies of the Civil List Revenues to the Keeper of His Majesty's Privy Purse for the time being, in like manner, and at such Times and in such Proportions as has heretofore been usual and accustomed in respect to the Issue of the Sum of Sixty thousand Pounds as aforesaid; and that the said Keeper of His Majesty's Privy Purse shall, and he is

Application thereof.

hereby

hereby authorized and directed, during the Continuance of His Majesty's Indisposition, out of the Monies so issued to him, to make such Payments, and issue and apply such Sums, not exceeding the Sum of fifteen thousand four hundred and sixty one Pounds in the Whole in the Year, to such Persons, in such Proportions, and at such Times, for such Purposes, and on such Accounts and in such manner as he hath heretofore usually paid, issued and applied the same by the Authority and Direction of His Majesty; and the said Keeper of His Majesty's Privy Purse shall, and he is hereby authorized and directed to issue and pay to such Person as Her Majesty may think proper to appoint for this Purpose, out of such Sixty thousand Pounds as aforesaid, such Sums of Money, not exceeding Four thousand two hundred and fifteen Pounds in each Quarter of the Year in the Whole, the First Payment whereof shall be made for the current Quarter as soon as may be after the passing of this Act, as Her Majesty shall, by any Order or Orders in Writing made for that purpose, direct; to be by such Person so to be appointed as aforesaid, paid and applied in such Sums and Proportions, and to such Persons and for such Purposes, and upon such Accounts, and in such Manner, as the same have been heretofore accustomed to be paid and applied, under the immediate Direction and Authority of His Majesty; and such Person, so appointed as aforesaid, shall, before any such Money shall be issued to him after the passing of this Act, take an Oath before some one of Her Majesty's Council (which Oath each of Her Majesty's said Council is hereby authorized to administer), that he will faithfully apply and will justly account to Her Majesty for the faithful Application of such Sums of Money so issued to him as aforesaid; and such Person, so appointed as aforesaid, shall, from time to time, within One Month after the Receipt of every such Sum as aforesaid, render to Her Majesty a just and true Account of the Application thereof: Provided also, that the Remainder of the aforesaid Sum of Sixty thousand Pounds shall be invested by the said Keeper of His Majesty's Privy Purse in some of the Public Funds or Government Securities, in the Name of the Keeper of His Majesty's Privy Purse for the time being, in Trust for His Majesty; and that the net Surplus of the Revenues of the Duchy and County Palatine of *Lancaster* shall be from time to time paid under the Order of the Chancellor and Council of the said Duchy, into the Hands of the Keeper of His Majesty's Privy Purse, whose Receipt shall be a sufficient Discharge for the same, and shall by him be invested in some of the Public Funds or Government Securities, in Manner aforesaid; and that the Governor and Company of the Bank of *England* shall place the said several Sums on an Account to be raised in the Books of the said Governor and Company, intituled, "*The Account of the Keeper of His Majesty's Privy Purse;*" and that upon the Death or Resignation of the present and every other Keeper of His Majesty's Privy Purse hereafter to be appointed, all and every the said Stock or Stocks and Sum or Sums of Money arising from the Dividends which shall accrue thereon, shall immediately vest in the Successor of the present or any future Keeper of His Majesty's Privy Purse respectively, and the Keeper of His Majesty's Privy Purse for the time being is hereby required to lay out and invest the Dividends so accruing as aforesaid, from time to time, in the Purchase of other Stocks and Securities on the like

Part thereof at
the Disposal of
Her Majesty.

Proviso.

Application of
Revenues of
Duchy of Lan-
caster.

Account,

Account, and that the Keeper of His Majesty's Privy Purse for the time being, shall from time to time execute Declarations of Trust of all such Funds and Securities, declaring that the same are held in Trust for His Majesty, by Instruments to be executed under his Hand and Seal, to be deposited with Her Majesty.

Keeper of Privy Purse and Person appointed by Her Majesty to take Oath.

XXVIII. Provided always, and be it enacted, That the said Keeper of His Majesty's Privy Purse, and such Person so to be appointed as last aforesaid by Her Majesty, shall, on or before the First Day of *January* One thousand eight hundred and twelve, and on or before the First Day of *January* in every succeeding Year during the Continuance of this Act, respectively take an Oath before the Barons of the Court of Exchequer, or one of them, in the Form following :

Oath.

‘ I *A.B* do swear, That according to the best of my Knowledge, Belief or Information, no Part of the Money which has been issued to me for the Service of His Majesty's Privy Purse, by virtue of an Act, intituled, *An Act [here insert the Title of this Act]*, between the First Day of *January* and the First Day of *January* has been applied directly or indirectly for the Benefit, Use or Behoof of any Member of the House of Commons, or, so far as I am concerned, applicable, directly or indirectly, to the Purpose of supporting or procuring an Interest in any Place returning Members to Parliament.

‘ So help me GOD.’

39 & 40 G. 3.
c. 88.

‘ XXIX. And whereas an Act passed in the Thirty ninth and Fortieth Years of the Reign of His present Majesty, intituled, *An Act concerning the Disposition of certain Real and Personal Property of His Majesty, his Heirs and Successors, and also the Real and Personal Property of Her Majesty, and of the Queen Consort for the Time being* : And whereas it is necessary that Provision should be made for the Care of the Real and Personal Estate and Property of His Majesty, during his Indisposition, and for the Preservation thereof for the Use and future Disposal of His Majesty ;’ Be it therefore enacted, That all Persons having the Care or Management of His Majesty's Real or Personal Estate or Property, or any Part thereof, now vested in any Trustees for the Use of His Majesty, shall be and are hereby made and declared to be subject to the Controul, Order, Direction, Appointment and Removal of the several and respective Trustees of the Real and Personal Estate and Property of which they are respectively in the Care and Management ; and shall from time to time, and whenever required so to do, account to the respective Trustees of the several and respective Parts of the Real and Personal Estate and Property of which they so have the Care and Management, for all the Rents, Issues, Profits, Dividends, Interest and Sums of Money arising or accruing therefrom respectively ; and shall apply, pay over, lay out, invest or otherwise dispose of the same, for the Use of His Majesty, in such manner as shall be from time to time ordered and directed by such Trustees respectively, and as to such Trustees shall appear most advisable and beneficial for the Care and Improvement of such Real and Personal Estate and Property, and the Preservation thereof, for His Majesty's Use and future Disposal ; and all the Real and Personal Estate and Property of

Care of His Majesty's Real and Personal Estate, and Property, under 39 & 40 G. 3. c. 88.

of His Majesty, in relation to which no Disposition shall have been made by His Majesty before his Illness, and which shall not now be vested in any Trustee or Trustees for His Majesty's Use, shall immediately from and after the passing of this Act vest in the Queen's Most Excellent Majesty, His Royal Highness the Regent, and the Keeper of His Majesty's Privy Purse for the time being, as Trustees thereof for the Use of His Majesty, and for the Protection and Care thereof during His Majesty's Illness, and the Preservation thereof for His Majesty's Use and future Disposal; and Her said Majesty, and His said Royal Highness the Regent, and the Keeper of His Majesty's Privy Purse, may appoint a Secretary and such other Persons as may appear to them to be necessary for the Management of and keeping the Accounts of the said Trust, with such Salaries, to be paid out of the Proceeds of the Trust Property, as may appear to the said Trustees to be proper; and all Persons in the Care and Management of any Real or Personal Estate or Property, so vested in such Trustees as last aforesaid, under this Act, shall in like manner as aforesaid be subject to the Order, Controul, Direction, Appointment or Removal of such Trustees as last aforesaid, and shall account to such Trustees in like manner as is hereinbefore directed, in relation to such Real and Personal Estate and Property as was vested in Trustees before the passing of this Act; and shall in like manner as aforesaid apply, pay over, lay out, invest or otherwise dispose of the Rents, Issues, Profits, Dividends, Interests and Sums of Money arising or accruing therefrom respectively, according to the Order and Direction of such Trustees as aforesaid: Provided always, that all Dividends arising from any Public Funds or Securities shall be from time to time invested and laid out in the Purchase of other like Funds or Public Securities, unless any other Order or Direction shall be given by the Trustees thereof respectively; and all Trustees in whom any Real or Personal Estate or Property was vested, before the passing of this Act, or in whom the same is vested by the Provisions of this Act, shall hold all such Estates and Property for the Use and Benefit of His Majesty, and preserve the Produce thereof, and of all Rents, Issues, Profits, Dividends, Interest and Sums of Money arising and accruing therefrom, for His Majesty's Use and Benefit, and for the future Disposal of His Majesty, in case no Disposition shall have been made thereof by His Majesty before his Illness; and all such Real and Personal Estate and Property, and Rents, Issues, Profits, Produce, Dividends, Interest and Sums of Money aforesaid, arising and accruing therefrom, whereof no Disposition shall have been made by His Majesty before his Illness, shall, if no Disposition thereof shall hereafter be made by His Majesty, go and be disposed of according to Law: Provided always, that nothing in this Act contained shall be construed to invalidate or in any manner to affect any Disposition which shall have been made, or which shall hereafter be made, by His Majesty, by Deed, Will or otherwise, of any such Property or Proceeds thereof as aforesaid, either before or after His Majesty's Illness, which would have been or would be a good and valid Disposition of such Property, if this Act had not passed.

XXX. And whereas His Majesty hath been accustomed from time to time, by the Advice and on the Recommendation of the Commissioners of the Treasury, to make Grants out of the Droits of the

Power to Regent to dispose of Droits of the Crown and Admiralty.

• the Crown and of the Admiralty to Persons concerned or interested
 • in the Capture of any Vessels and Cargoes, or other Property, con-
 • demned to or becoming vested in His Majesty, as Droits of the
 • Crown or of the Admiralty, or to Persons praying for Relief as of
 • His Majesty's Bounty in any cases of Damage or Injury sustained
 • by them on account of or in any manner connected with any Capture
 • or Prize, or occasioned by any Engagement with Ships of the
 • Enemy; Be it therefore enacted, That the said Regent shall have
 full Power and Authority, by the Advice and on the Recommendation
 of the Commissioners of the Treasury for the time being, or any
 Three or more of them, out of the Droits of the Crown or the
 Droits of the Admiralty, or any Part or Parts thereof, from time to
 time to make any such Grants to Persons concerned or interested in
 the Capture of any Vessels or Cargoes, or other Property, which
 have been or may hereafter be condemned to or become vested in
 His Majesty as Droits of his Crown, or of the Admiralty, or to any
 Person or Persons praying for Relief in any Cases of Damage or
 Injury sustained by or on account of any Matter or Thing arising out
 of or in any manner connected with Capture or Prize, or occasioned
 by any Engagement with Ships or Vessels of the Enemy, in such
 manner as His Majesty hath heretofore by the Advice of the said
 Commissioners been accustomed to make any Grants of the same.

C A P. II.

An Act for continuing to His Majesty certain Duties on Malt,
 Sugar, Tobacco and Snuff, in *Great Britain*; and on Pen-
 sions, Offices and Personal Estates in *England*; for the Ser-
 vice of the Year One thousand eight hundred and eleven.

[8th March 1811.]

Bills placed in
 Exchequer
 issuable thereout
 in common with
 other Monies.

XLV. AND it is hereby also enacted and declared, That the said
 Exchequer Bills in the Hands of the said Tellers shall be locked up,
 and secured as Cash, according to the Course of the Exchequer, and
 shall be taken and esteemed as so much in part of the Remains, in
 real Money, wherewith each of the said Tellers shall from time to time
 stand charged, in common with other the Monies in the said Ex-
 chequer; any Law or Usage to the contrary notwithstanding; and
 that it shall be lawful for the said Commissioners of the Treasury to
 issue and apply the same from time to time to such Services as shall
 then have been voted by the Commons of the United Kingdom of
Great Britain and Ireland in this present Session of Parliament.

[This Act, except the Clause above inserted, is similar to 50 G. 3. c. 1.]

C A P. III.

An Act for raising the Sum of Ten millions five hundred thou-
 sand Pounds, by Exchequer Bills, for the Service of *Great*
Britain for the Year One thousand eight hundred and eleven.

[8th March 1811.]

" Treasury empowered to raise £10,500,000 by Exchequer Bills, in
 " manner prescribed by 48 G. 3. c. 1. § 1, 2. Treasury to apply the
 " Money raised. § 3. Principal of said Bills charged on first Sup-
 " plies of next Session. § 4. Interest thereon of 3^d. per Cent. per
 " Annum.

“ *Diem.* § 5. Said Bills to be current at the Exchequer, &c. after
 “ *April* 5, 1812. § 6. Bank of *England* empowered to advance
 “ £6,500,000 on the Credit of this Act, notwithstanding 5 & 6 W.
 “ & M. c. 20. § 7. Act may be altered or repealed this Session. § 8.

C A P. IV.

An Act for raising the Sum of One million five hundred thousand Pounds, by Exchequer Bills, for the Service of *Great Britain* for the Year One thousand eight hundred and eleven.
 [8th *March* 1811.]

[On the like Terms as under c. 3. of this Session.]

C A P. V.

An Act for raising the Sum of One million, by Treasury Bills, for the Service of *Ireland* for the Year One thousand eight hundred and eleven.
 [8th *March* 1811.]

“ *Irisb* Treasury may issue Bills to a certain Extent to bear Interest. § 1. Bills issued not to exceed £1,000,000. Bills, if not paid off, shall be taken in Payment of the Revenue in *Ireland*, after such Time as the Treasury shall appoint, and Interest shall cease. § 2, 3. Money to be carried to the *Irisb* Consolidated Fund. § 4. Said Bills to be chargeable thereon. § 5. Bank of *Ireland* empowered to advance £1,000,000 on the Credit of this Act. § 6.

C A P. VI.

An Act for taking an Account of the Population of *Great Britain*, and of the Increase or Diminution thereof.

[22d *March* 1811.]

‘ WHEREAS it is expedient to take an Account of the total Number of Persons now within the Kingdom of *Great Britain*, together with the progressive Increase or Diminution thereof from the Year One thousand eight hundred to and for the Year One thousand eight hundred and ten:’ May it therefore please Your Majesty that it may be enacted; and be it enacted by the King’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 within that Part of *Great Britain* called *England* the respective Overseers of the Poor, or some substantial Householder of every Parish, Township and Place to be appointed as hereinafter mentioned, and within that Part of *Great Britain* called *Scotland*, such Persons as shall be for that Purpose appointed in the manner hereinafter mentioned, to act in and for every Parish and Place, shall, at the Time and in the Manner hereinafter directed, severally take an Account of the Number of Persons who shall be actually found at the time of taking such Accounts to be within the Limits of such Parishes, Townships and Places respectively, and shall set down the several Particulars respecting the same, according to the Form prescribed in the Schedule annexed to this Act.

Overseers of the Poor, &c. to take Account of Number of Persons, &c.

II. And, for the more speedy and effectual obtaining of such Accounts, be it further enacted, That a sufficient Number of printed

Printed Copies of Act, &c. transmitted by King’s
 Copies

Printers to Clerks
of the Peace, &c.

Act and Sched-
ules to be dis-
tributed.

High Constables
to deliver the
Schedules,
to officiating
Minister,

Overseer, &c.

and to take an
Account of
Number of
Persons therein,

and prepare An-
swers to Ques-
tions.

Copies of this Act and of the Schedule thereto shall, so soon as conveniently may be after the passing of this Act, be transmitted by His Majesty's Printer to the Clerks of the Peace and Town Clerks of the several and respective Counties, Ridings, Divisions, Precincts, Sokes, Franchises, Liberties, Cities, Boroughs, Towns and Counties Corporate in that Part of *Great Britain* called *England*; and that the said several Clerks of the Peace and Town Clerks shall and they are hereby required, with all convenient Speed, to cause the said Act to be distributed amongst the Clerks of the Divisional Meetings within their respective Limits; and also to cause a sufficient Number of the Schedule to this Act annexed to be delivered to the High Constables, or where there are no High Constables to such other proper Officers who have the Execution of Precepts from Justices of the Peace to inferior Officers within their respective Limits, at the *Easter* Quarter-Sessions of the Peace in the Year One thousand eight hundred and eleven; and within that Part of *Great Britain* called *Scotland*, a sufficient Number of printed Copies of this Act and of the Schedule thereto, shall in like manner be transmitted to the Sheriff Deputes, Stewart Deputes and Provosts of the Royal Burghs of *Edinburgh* and *Glasgow*, who shall cause a sufficient Number of the said Schedule to be delivered to such Persons and at such Times as are for that Purpose hereinafter mentioned.

III. And be it further enacted, That within that Part of *Great Britain* called *England*, the High Constables or other proper Officers so described as aforesaid, within their respective Jurisdictions aforesaid, shall, at the said *Easter* Quarter-Sessions of the Peace in the Year One thousand eight hundred and eleven, pursuant to the Directions aforesaid, receive from the Clerks of the Peace or Town Clerks, the said printed Schedules, and forthwith deliver or cause to be delivered One such Schedule to the Rector, Vicar, Curate or other officiating Minister, and One other such Schedule to One of the Overseers of the Poor of every Parish, Township or Place, as well within Towns Corporate as without, in their respective Limits, and also One such Schedule to the Overseer or Overseers of every Extra-parochial Place within the said Limits, or instead thereof to some One substantial Householder residing within the said Parish, Township or Extra-parochial Place, and well acquainted therewith, if he shall be directed so to do by any Justice of the Peace within the District; and thereupon the said Overseers or substantial Householders as aforesaid, taking to their Assistance the Churchwardens or Chapelwardens, Side-men, Parish Clerk and Vestry Clerk (if any) and employing, if they shall think fit, the Constables, Tythingmen, Headboroughs, or other Peace Officers, for such Parishes, Townships or Places (such several Persons being hereby required to be aiding and assisting therein for that Purpose) shall, upon the Twenty seventh Day of *May* in the Year One thousand eight hundred and eleven, proceed to take an Account in Writing of the Number of Persons at that time being within the Limits of such Parishes, Townships and Places respectively, and inform themselves of the several Particulars relating to the Matters specified in the Six first Questions in the said Schedule, by proceeding together or separately from House to House, or otherwise, as they shall judge expedient for the better Execution of this Act; and from such Information shall prepare an Answer or Return to the said Questions, according to the Form prescribed in the said Schedule,

Schedule, and shall sign the same with their Names and respective Additions, as such Overseers or substantial Householders as aforesaid; and the better to enable the said Overseers or substantial Householders as aforesaid, to make such Answers and Returns, they, and the Persons so assisting them as aforesaid, are hereby authorized and empowered to ask all such Questions of the Persons within the said Parish, Township or Place respecting themselves and the Number and Quality of the Persons constituting their respective Families, as shall be necessary for stating the Particulars required to be stated concerning them, in the said Answers and Returns; and every such Person refusing to answer, or wilfully giving a false Answer to such Questions, or any of them, shall, for every such Refusal or false Answer, forfeit a Sum not exceeding Five Pounds, nor less than Forty Shillings, at the Discretion of the Justice or Justices before whom Complaint thereof shall be made.

Penalty.

IV. And be it further enacted, That every Rector, Vicar, Curate or other Officiating Minister of every Parish, Township or Place (Extra-parochial or otherwise) in *England*, including Free Chapels, Donatives and Peculiars, to whom such Schedule shall have been delivered as aforesaid, shall forthwith prepare an Answer or Return to the Questions relative to Baptisms, Burials and Marriages in the said Schedule set forth, and shall, on or before the Twentieth Day of *June* One thousand eight hundred and eleven, duly transmit such Answer or Return to the Bishop, within the Limits of whose Diocese the said Parish, Township or Place is situate; and the several Bishops shall, on or before the Tenth Day of *July* One thousand eight hundred and eleven, transmit the same to the Archbishops of their respective Provinces, and thereupon the said Archbishops shall, on or before the First Day of *August* One thousand eight hundred and eleven, cause the same to be laid before His Majesty's Most Honourable Privy Council, who shall cause an Abstract thereof to be prepared and laid before both Houses of Parliament, within Three Months after the said First Day of *August*, or if Parliament shall not be then sitting, within the first Fourteen Days of the Session next ensuing.

Officiating Ministers to transmit Answers to Questions relative to Baptisms, &c. to Bishop.

Transmitted to Archbishop. Laid before Privy Council. Abstract laid before Parliament.

V. And be it further enacted, That the Justices of the Peace, or any Two or more of them, within their respective Jurisdictions in *England*, shall, at or so soon as conveniently may be after the said *Easter Quarter-Sessions* in the Year One thousand eight hundred and eleven, appoint a Time and Place, or Times and Places, (which Time shall be not sooner than the Twenty fourth Day of *June*, nor later than the Twentieth Day of *July*, in the Year One thousand eight hundred and eleven, and may be at the *Midsummer Quarter-Session* if they shall think fit), for the Overseers of the Poor of the several Parishes, Townships and Places, within their respective Divisions or Limits, or for such substantial Householders as aforesaid, as the case may be, to attend them for the Purpose of this Act, with Returns and Answers to the said Six first Questions stated in the Schedule to this Act annexed, and cause Notice of such Time and Place to be given to such Overseers and Householders respectively, according to the Form in the Schedule to this Act, and also to the High Constables, or where there are no High Constables, to such other proper Officers as aforesaid; and thereupon the said Overseers or substantial Householders as aforesaid, or some One of them, in and

Justices to appoint a Time and Place for Overseers, &c. to attend with Returns and Answers.

Notice.

Overseers, &c. to deliver Returns upon Oath.

for every such Parish, Township or Place, shall and they are hereby required to attend the Justices of the Peace at such Meeting or Meetings respectively, and then and there deliver to the said Justices in Writing, signed by himself or themselves, a just and true Answer and Return to the said Questions upon Oath, (or being of the People called *Quakers*, on Affirmation), as hereinafter directed; and the said High Constables, or other proper Officers so described as aforesaid, shall, and they are hereby required to attend the said respective Meetings for the Purposes hereinafter directed.

Justices to receive Answers, &c.; to administer Oath.

Power to examine Overseers, &c.; to adjourn Meetings; to deliver Answers, &c. to High Constables, indorse Returns, and transmit to Clerks of the Peace, &c.

VI. And be it further enacted, That the said Justices of the Peace shall and they are hereby required to receive and take, at such Meetings so to be appointed by them as aforesaid, the Answers and Returns to be made pursuant to the Directions aforesaid, and then and there to administer to the said Overseers or substantial Householders respectively, the Oath or Affirmation contained in the said Schedule; and, if they see Cause, to examine such Overseers and Householders upon Oath or Affirmation, touching any of the Matters contained in such Questions and Answers, and, if necessary, to adjourn the said Meetings to any Time or Times, not later than the said Twentieth Day of *July*, and to any Place or Places, in order that the said Returns may be rendered more complete or satisfactory; and shall then deliver such Answers and Returns to the respective High Constables or other proper Officers as aforesaid, who shall thereupon indorse on each of such Returns the Name of the County, and also of the Riding, Division, Rape, Wapentake, Lathe, Precinct, Soke, Franchise, Liberty, City, Borough, Town or County Corporate, wherein the Parish, Township or Place therein mentioned, is situate, and shall deliver or transmit such Returns, together with a true and perfect List of every Parish, Township and Place, and also of the Overseers and Householders aforesaid, to whom such Schedule shall have been delivered as aforesaid, to the several Clerks of the Peace and Town Clerks for the Jurisdiction in which the said Justices are authorized to act, at their respective Offices, on or before the Twenty seventh Day of *July* One thousand eight hundred and eleven.

Sheriff Deputes, &c. in Scotland, to appoint Schoolmasters, &c. to take Account.

Sheriffs' Officers, &c. to deliver Schedules to Persons so appointed, who shall take Account of Number of Persons, &c. and prepare Answers to Questions.

VII. And be it further enacted, That within that Part of *Great Britain* called *Scotland*, the Sheriff Deputes and Stewart Deputes, or their Substitutes, in their respective Counties and Stewartries, and the Provost of the Royal Burghs of *Edinburgh* and *Glasgow* within the said Burghs, shall nominate and appoint, in Writing under the Hand of their respective Clerks, the Schoolmaster, or other fit Person or Persons, in each Parish or Place, to take account of the several Matters required by this Act; and the Sheriffs' Officers, Stewarts' Officers and Town Officers respectively, are required forthwith to deliver the said Schedule to the Schoolmaster, Person or Persons so appointed; and on the said Twenty seventh Day of *May* One thousand eight hundred and eleven, the Schoolmaster, Person or Persons so appointed, shall proceed to take Account of the Number of Persons at that time within the Limits of their respective Parishes and Places, and inform themselves of the several Particulars relating to all the Matters specified in the said Schedule, by proceeding from House to House, or otherwise as they shall judge expedient, for the better Execution of this Act, and from such Information as aforesaid, shall prepare an Answer or Return to all the said Questions, according

according to the Form prescribed in the said Schedule, and shall then exhibit the same to the Minister of the Parish for his Correction and Approbation, and for any Observations which he may think fit to write thereupon; and the several Schoolmasters and other Persons appointed shall thereafter sign the same with their Names and ordinary Designations; and the better to enable them to make such Answers or Returns as aforesaid, they are hereby authorized and empowered to ask all such Questions of the Persons within their respective Parishes, respecting themselves and the Number and Quality of the Persons constituting their respective Families, as shall be necessary for stating the Particulars required to be stated concerning them in the said Answers and Returns; and every such Person refusing to answer, or wilfully giving a false Answer to such Questions, or any of them, shall, for every such Refusal or false Answer, forfeit a Sum not exceeding Five Pounds, nor less than Forty Shillings, at the Discretion of any Justice of the Peace before whom the Complaint thereof shall be made.

VIII. And be it further enacted, That the Sheriff Deputes and Stewart Deputes, or their Substitutes, for *Scotland*, and the Provosts of the Royal Burghs of *Edinburgh* and *Glasgow*; within their respective Jurisdictions, shall appoint a Time or Times, which shall not be sooner than the First Day of *June*, nor later than the last Day of *June*, in the Year One thousand eight hundred and eleven, for the Schoolmaster, Person or Persons appointed by them as aforesaid, to attend at their Offices; or at such other Places as they shall appoint, with the Returns and Answers to all the Questions stated in the Schedule to this Act; and the said Sheriff Deputes, Stewart Deputes or their Substitutes, and Provosts, shall cause Notice to be given to them respectively for that Purpose accordingly; and shall then and there receive the Answers and Returns to be made as aforesaid, and administer the Oath contained in the said Schedule to the Schoolmaster, Person or Persons appointed to make such Returns as aforesaid; and such Sheriff Deputes, Stewart Deputes or their Substitutes, and Provosts aforesaid, if they see Cause, may examine the said Schoolmaster, Person or Persons upon Oath, touching any of the Matters contained in such Questions and Answers, and shall thereafter direct their respective Clerks to indorse the same with the Name of the County or Stewartry, or District thereof, wherein the Parish or Place therein mentioned is situated; or otherwise, in Cases where the said Sheriff Deputes, Stewart Deputes or their Substitutes shall think proper, they shall direct the Schoolmasters and other Persons aforesaid, to verify the said Returns and Answers upon Oath, before any Justice of the Peace within the County or Stewartry, and thereafter to transmit the Schedule, previous to the said last Day of *June*, in any convenient manner to the said Sheriff Deputes, Stewart Deputes, or their Substitutes; who shall direct the same to be indorsed as aforesaid.

IX. And be it further enacted, That the several Accounts so taken in Writing by the Overseers and Schoolmasters, or other Persons so appointed as aforesaid, in every Parish, Township or Place within *Great Britain*, for the Purpose of preparing the aforesaid Answers and Returns, shall be safely kept and preserved by the Churchwardens or Chapelwardens in *England*; and by the Schoolmasters or other Persons appointed as aforesaid in *Scotland*, for the time being,

Sheriff Deputes, &c. to appoint a Time for Schoolmasters, &c. to attend with Returns, &c.

Sheriff, &c. to receive same upon Oath; to examine upon Oath, and cause Return to be indorsed; may direct Returns and Answers to be verified upon Oath before Justice of the Peace.

Accounts taken throughout G. B. for preparing Answers, &c. preserved by Churchwardens, &c.; and delivered over to Successors. of Clerks of the

Peace, &c.
and Sheriff
Deputes, &c.
to transmit Re-
turns to Secre-
tary of State.
Abstract laid be-
fore Parliament.

of the several Parishes, Townships or Places to which the same relate, and shall be delivered over by them to their Successors in Office respectively; and that the said Clerks of the Peace and Town Clerks throughout that Part of *Great Britain* called *England*, and the Sheriff Deputes, Stewart Deputes or their Substitutes, and Provoests in *Scotland*, shall, on or before the First Day of *August* One thousand eight hundred and eleven, transmit, with all convenient Speed, such Answers and Returns as they shall have received in manner aforesaid (together with a List of the Parishes, Townships and Places within their respective Counties, Stewartries, Ridings or Divisions, from whence no Returns have been made to them) to the Office of His Majesty's Principal Secretary of State for the Home Department; and that the same shall be digested and reduced into Order by such Officer as such Secretary of State shall appoint for the Purpose; and that an Abstract thereof shall be laid before both Houses of Parliament, within Three Months after the said First Day of *August*, or if Parliament shall not then be sitting, within the First Fourteen Days of the Session next ensuing.

Allowance for
Trouble and
Expences:

X. And be it further enacted, That there shall be paid and allowed for the Trouble and Expences of the several Persons employed in the Transactions aforesaid, for every Return which shall be so made and transmitted to the Clerks of the Peace and Town Clerks respectively, pursuant to the Directions aforesaid, the Sums following; *videlicet*, To the Clerk of the Peace or Town Clerk, for the Return which shall be made from every such Parish, Township or Place in *England*, the Sum of One Shilling; to the High Constable or other proper Officer in *England*, for the like, the Sum of One Shilling and Six Pence; to the Clerks of the Justices of the Peace throughout *England*, for the like, the Sum of One Shilling; and that the Justices of the Peace in *England*, at their respective *Midsummer* Quarter-Sessions, or at the *Michaelmas* Quarter-Sessions following, in the Year One thousand eight hundred and eleven, shall and they are hereby required to make an Order upon their respective Treasurers, to pay the same out of the Rates to be made and collected for the respective Counties, Ridings, Divisions, Precincts, Sokes, Franchises, Liberties, Cities and Counties Corporate, or shall cause the same to be paid out of the Poor Rates of and for such Counties Corporate, or Places as have no County Rates; and also, that the said Justices in *England*, at their said *Midsummer* Quarter-Sessions or at the *Michaelmas* Quarter-Sessions following, may and they are hereby required to allow to the several Overseers, Householders, Parish Clerks or Vestry Clerks, in *England*, a reasonable Compensation for the Trouble necessarily taken, and also for the Expences (if any) by them necessarily incurred in the Execution of this Act, and shall order Payment thereof to be made out of the Poores Rate of the several Parishes, Townships or Places respectively, and shall thereafter allow the same in the Annual Accounts of the several Overseers of the Poor.

In Scotland from
Land Tax

XI. And be it further enacted, That the Sheriff Deputes, Stewart Deputes or their Substitutes, and Provoests of the Royal Burghs of *Edinburgh* and *Glasgow* in *Scotland*, may and they are hereby required to allow to the Sheriff Clerks or Town Clerks respectively, for the Return which shall be made and transmitted from every Parish or Place in *Scotland*, the Sum of One Shilling; and to the Sheriffs'

Sheriffs' Officer or Town Officer, who shall distribute the Schedule to the Schoolmasters and others, for the like, the Sum of Two Shillings and Six Pence; and the said Sheriff Deputes, Stewart Deputes or their Substitutes, and Provofts, may and they are hereby required to allow to the Schoolmasters and others a reasonable Compensation for the Trouble by them necessarily taken, and also for the Expences (if any) by them necessarily incurred in the Execution of this Act; and to order Payment thereof, and also of the Sums respectively payable to the Sheriffs' Clerk, Stewarts' Clerk or Town Clerk, and to the Sheriffs' Officer or Town Officer, to be made by the Collector of the Land Tax of and for the Shire, Stewarty or other Place, (as the case shall require) out of any Money in his Hands; and such Collector shall and is hereby authorized to pay the same accordingly.

XII. And be it further enacted, That every such Clerk of the Peace, Town Clerk, High Constable, Constable, Tythingman, Headborough or other such Officer as aforesaid, and also every such Churchwarden, Chapelwarden, Sidesman, Parish Clerk, Vestry Clerk, Overseer of the Poor, Householder, Schoolmaster or other Person so appointed as aforesaid, making wilful Default in any of the Matters required of them respectively by this Act, shall, for every such wilful Default, forfeit a Sum not exceeding Five Pounds, nor less than Forty Shillings, at the Discretion of the Justice or Justices before whom Complaint thereof shall be made: And in case any of the before mentioned Officers and other Persons shall have so made Default, or shall have omitted to attend with or respecting the Answers and Returns at the appointed Time, the said Justices in *England*, and Sheriff Deputes, Stewart Deputes or their Substitutes, and Provofts, in *Scotland*, may, and they are hereby required forthwith to nominate and appoint some other Person or Persons in their Stead, to execute the Provisions of this Act; and the Person or Persons so nominated and appointed shall, instead of the Officer or Person so making Default, or omitting to attend as aforesaid, be entitled to receive the Fees or Compensation hereinbefore mentioned; and shall also be liable to the same Penalty in case of making wilful Default.

XIII. And be it further enacted, That the several Forfeitures and Penalties inflicted by this Act shall, if not immediately paid, be levied by Distress and Sale of the Offender's Goods and Chattels, by virtue of a Warrant under the Hand and Seal of any Justice of the Peace, having Jurisdiction where such Offender shall dwell, rendering to the said Offender the Overplus (if any) after the Charge of such Distress and Sale shall be deducted; and in case sufficient Distress shall not be found, then it shall be lawful for such Justice to commit such Offender to the Common Gaol, there to remain without Bail or Mainprize for a Term not exceeding Three Calendar Months, unless the said Forfeiture and Charges shall be sooner paid; and the said Forfeitures, when recovered in *England*, shall be paid, One Half to the Informer, and the other Half to the said respective Treasurers, to be applied in Aid of the Rates aforesaid; and any Person shall be deemed a competent Witness for the Execution of any of the Purposes of this Act, notwithstanding his paying or being liable to pay towards such Poors Rate or County Rates; and in case the said Forfeitures shall be recovered in *Scotland*,

Clerks of the Peace, &c. making Default.

Penalty.

Other Persons appointed.

Recovery and Application of Penalties.

they shall be paid, One Half to the Informer, and the other Half to the Collector of the Land Tax of such County or Stewartry, wherein the said Default shall be committed, to be by him applied in Aid of the Expenditure incurred by reason of this Act.

SCHEDULE.

QUESTIONS to which, by Directions of an Act passed in the Fifty first Year of the Reign of His Majesty King George the Third, intituled, *An Act for taking an Account of the Population of Great Britain, and of the Increase or Diminution thereof*, written Answers are to be returned by the Rector, Vicar, Curate or Officiating Minister, and Overseers of the Poor, or by some other substantial House holder of every Parish, Township and Place (including those Places also which are Extra-parochial) in *England*; and by the Schoolmasters or other Persons to be appointed under the said Act for every Parish and Place in *Scotland*; signed by them respectively, and attested upon Oath or Affirmation by the said Overseers, or by such other substantial Householders as aforesaid, in *England*, and by the Schoolmasters or other such Persons as aforesaid in *Scotland*.

QUESTIONS addressed to the OVERSEERS in *England*; and to the SCHOOLMASTERS in *Scotland*: Who are respectively required to take an Account of the Resident Population by proceeding from House to House on the Twenty seventh Day of *May* One thousand eight hundred and eleven, and on the Days immediately subsequent thereto, if one Day shall not be sufficient; and they are also required to specify in Writing the Name of the Parish or Place in the Schedule, and whether it be usually called a Parish, Township, Tything, Quarter, or by what other Denomination.

- 1st. How many Inhabited Houses are there in your Parish, Township or Place; and by how many Families are they occupied?
- 2d. How many Houses are now building, and therefore not yet inhabited?
- 3d. How many other Houses are uninhabited?
- 4th. What Number of Families in your Parish, Township or Place, are chiefly employed in and maintained by Agriculture; how many Families are chiefly employed in and maintained by Trade, Manufacture or Handicraft; and how many Families are not comprized in either of the Two preceding Classes?

N. B. The total Number of Families in answer to this Question must correspond with the Number of Families in answer to the 1st Question.

- 5th. How many Persons (including Children of whatever Age) are there actually found within the Limits of your Parish, Township or Place, at the time of taking this Account, distinguishing Males and Females, and exclusive of Men actually serving in His Majesty's Regular Forces, in the Old Militia, or in any *Embodied* Local Militia, and exclusive of Seamen either in His Majesty's Service, or belonging to Registered Vessels?

6th.

- 6th. Referring to the Number of Persons in 1801, To what Cause do you attribute any remarkable Difference in the Number at present ?
- 7th. Are there any other Matters, which you may think it necessary to remark, in Explanation of your Answers to any of the preceding Questions ?

QUESTIONS addressed to the OFFICIATING MINISTERS in England, by whom a Return is to be made to the Bishop on or before the Twentieth Day of June One thousand eight hundred and eleven.

- 1st. What was the Number of Baptisms and Burials in your Parish, Township or Place, in the several Years 1801, 2, 3, 4, 5, 6, 7, 8, 9 and 10; distinguishing Males from Females ?
- 2d. What has been the Number of Marriages in your Parish, Township or Place, in the several Years 1801, 2, 3, 4, 5, 6, 7, 8, 9 and 10 ?
- 3d. Are there any Matters, which you think it necessary to remark, in Explanation of your Answers to either of the preceding Questions ? Especially whether any and what annual Average Number of Baptisms, Burials and Marriages, may, in your Opinion, take place in your Parish, without being entered in the Parish Register ?

FORM of Answers by the OVERSEERS, &c. in England, and SCHOOLMASTERS, &c. in Scotland, to the Questions contained in the Schedule to an Act, 51 Geo. III. intituled, An Act for taking an Account of the Population of Great Britain, and of the Increase or Diminution thereof.

Name and Description of Parish, &c.	Question 1 st .		Question 2 ^d .	Question 3 ^d .	Question 4 th . OCCUPATIONS.		Question 5 th . Persons, including Children, of whatever Age.		
	Inhabited Houses.	By how many Families occupied.	Houses now building.	Other Houses uninhabited.	Families chiefly employed in Agriculture.	Families chiefly employed in Trade, Manufactures and Handicraft.	All other Families not comprised in the Two preceding Classes.	Males.	Females.
<p><i>N. B. If any Family occupies Two or more Houses in different Parishes, Townships or Places, the Individuals belonging to such Family are to be numbered only in those Parishes, Townships or Places, where they severally happen to be at the Time of taking the Account.</i></p>									

6th Question. Referring to the Number of Persons in 1801, To what Cause do you attribute any remarkable Difference in the Number at present?

7th Question. Are there any other Matters, which you may think it necessary to remark, in Explanation of your Answers to any of the preceding Questions?

ATTESTATION on Oath [or, Affirmation] by the Overseers or substantial Householders in England, and by the Schoolmasters in Scotland.

I, *A. B.* One of the Overseers, Schoolmaster [or, a substantial Householder] of the Parish, Township, &c. of _____ in the County of _____ do swear [or affirm] That the above Return contains, to the best of my Knowledge and Belief, a full and true Answer to the Questions contained in the Schedule to an Act, intituled, *An Act for taking an Account of the Population of Great Britain, and of the Increase or Diminution thereof.*

The abovementioned *A. B.* was sworn [or affirmed] (in England) before us the Justices of the Peace in and for the County of _____ of _____ C. D. and E. F.

this _____ Day of _____ (in Scotland) before me the Sheriff Depute of the County of _____ of _____ G. H.

FORM of Answers by the CLERGYMEN in ENGLAND to the Questions contained in the Schedule to an Act, 51^o GEO. III. intitled, *An Act for taking an Account of the Population of Great Britain, and of the Increase or Diminution thereof.*

Diocese of _____ and County, &c.		Deanry, or Jurisdiction, &c.		City, Town, &c.		Parish or Chapelry, &c.	
QUESTION 1 st .				QUESTION 2 ^d .			
YEARS.	BAPTISMS.		BURIALS.		YEARS.	NUMBR OF MARRIAGES.	
	Males.	Females.	Males.	Females.			
1801					1801		
1802					1802		
1803					1803		
1804					1804		
1805					1805		
1806					1806		
1807					1807		
1808					1808		
1809					1809		
1810					1810		

REMARKS in Explanation of the Matters stated in Answer to the several Questions.

1st Question.

2^d Question.

3^d Question.—Annual Average Number of unentered Baptisms—Burials—Marriages.—
(Here assign Reason of Non-entry.)

CERTIFICATE of the CLERGYMAN.

I, *A. B.* [Rector, Vicar, Curate, or Officiating Minister,] of the Parish, Chapelry, &c of _____ in the County of _____ do certify, That the above Return contains, to the best of my Knowledge and Belief, a full and true Answer to the several Questions contained in the Schedule to an Act, intitled, *An Act for taking an Account of the Population of Great Britain, and of the Increase or Diminution thereof.*

Witness *C. D.* One of the Overseers [or, substantial Householder] of the Parish of _____ this _____ Day of _____

A. B.

II.

FORM of the PRECEPT for giving Notice to High Constables and Householders, in *England*, of the Time and Place appointed by Justices of the Peace for taking the Answers and Returns under this Act.

The County, &c. } To the Constable [Tythingman, or Headborough]
to wit. } of in the said County.

YOU are hereby required, with all convenient Speed, to give or cause to be given Notice to the High Constable of the Hundred of and to the Overseers of the Poor of every Parish, Township or Place, within the said Hundred; and if there is no Overseer therein, then to some substantial Householder therein; that they are severally required to appear at on the Day of next, at the Hour of in the Forenoon, before such of His Majesty's Justices of the Peace as shall be then and there assembled, and that the said Overseers or Householders as aforesaid, or some One of them, for every such Parish, Township or Place, are then and there to deliver upon Oath or Affirmation, a just and true Account, in Writing, signed by themselves, containing an Answer to the several Questions propounded in the Schedule to an Act, 51^o Geo. III. intituled, *An Act for taking an Account of the Population of Great Britain, and of the Increase or Diminution thereof.* Given under my Hand, [or, our Hands] this Day of in the Year One thousand eight hundred and

III.

FORM of the OATH or AFFIRMATION to the Return.

YOU shall swear [or, affirm] that the Answers and Return now made by you to the several Questions contained in the Schedule annexed to an Act, 51^o Geo. III. intituled *An Act for taking an Account of the Population of Great Britain, and of the Increase or Diminution thereof*, is a full and true Answer to the said Questions, to the best of your Knowledge and Belief.

IV.

FORM of INDORSEMENT by the High Constables in *England*, and by the Sheriff's Clerk or Town Clerk in *Scotland*.

County, or Stewartry of
Riding, Division or District of
Hundred, Rape, Wapentake, Lathe, Precinct, Soke, Fraichise or Liberty of
City, Borough, Town or County Corporate of
Parish, Township, &c. of

C A P, VII.

An Act to amend Two Acts of the Thirteenth and Thirty second Years of His present Majesty, relating to the Wages of Persons employed in the Silk Manufacture.

[22^d March 1811.]

WHEREAS by an Act passed in the Thirteenth Year of His present Majesty, intituled, *An Act to empower the Magistrates therein mentioned to settle and regulate the Wages of Per-*

'sons employed in the Silk Manufacture within their respective Jurisdictions; and by an Act passed in the Thirty second Year of His present Majesty, intituled, *An Act for extending the Provisions of an Act made in the Thirteenth Year of the Reign of His present Majesty, intituled, An Act to empower the Magistrates therein mentioned, to settle and regulate the Wages of Persons employed in the Silk Manufacture within their respective Jurisdictions, to Manufactories of Silk mixed with other Materials; and for the more effectual Punishment of Buyers and Receivers of Silk purloined and embezzled by Persons employed in the Manufactures thereof,* Provision is made for settling and regulating the Wages and Prices of Work of the Journey-men Weavers in the Manufacture of Silk, and in the Manufacture of Silk mixed or wrought up with any other Materials, within the Cities of London and Westminster, and County of Middlesex: And whereas it is expedient that the Provision therein made should be applied to the Wages and Prices of Work of the Journeywomen Weavers employed in the said Manufactures; Be it therefore enacted by the King'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 passing of this Act, all Power and Authority, and every Regulation and Provision, in, by and under the said Acts respectively given and made, exercised and enforced, for settling, regulating, ordering and declaring the Wages and Prices of Work of the Journey-men Weavers in the said Manufactures of Silk, or of Silk mixed or wrought up with any other Materials, shall be deemed and taken to be given and made, and shall and may be exercised and enforced within the several and respective Districts of the Cities of London and Westminster, and the County of Middlesex, in the said Acts mentioned, for settling, regulating, ordering and declaring the Wages and Prices of Work of the Journeywomen Weavers employed in the said Manufactures of Silk, or of Silk mixed or wrought up with any other Materials, in as full and ample a manner as the said Power and Authority, Regulations and Provisions, with all Pains, Penalties and Forfeitures for the Breach thereof, are enacted by the said Acts respectively, for regulating the Wages and Prices of the Work of Journey-men Weavers in the said Manufactures respectively.

Powers of recited Acts for settling Journey-men's Wages in Silk Manufacture to extend to Wages of Journeywomen within London and Westminster, &c.

C A P. VIII.

An Act for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters.

[22d March 1811.]

"NUMBER of Forces 84,801. § 1.

VI. And be it further enacted, That it shall be lawful for any Court Martial, before which any Non-commissioned Officer or Soldier shall be tried and convicted of Desertion, to direct, if it shall so think fit, in addition to any other Punishment such Court may award for any such Desertion, that such Defenter be marked on the left Side, Two Inches below the Arm-pit, with the Letter (D.) such Letter not to be less than half an Inch long, and to be marked upon the Skin with some Ink or Gunpowder, or other Preparation so as to be visible, and conspicuous, and not liable to be obliterated.

Mark affixed on Body of Deserters.

X. Pro-

Sentence of
Transportation
in India, &c,
notified by
Judge of One
of the Supreme
Courts.

Order for Trans-
portation.

39 & 40 G. 3.
c. 79. § 13.

Officers and
Soldiers im-
prisoned upon
a Charge of a
Criminal Of-
fence, acquitted,
entitled to
Arrears.
Convicted,
Penalty.

X. Provided always, and be it further enacted, That, whenever any Sentence of Transportation passed by any Court Martial holden in the *East Indies*, or in His Majesty's Settlements of the *Cape of Good Hope* or *Ceylon*, or in any Settlements occupied by His Majesty's Forces beyond the *Cape of Good Hope*, is to be carried into Execution, or Mercy shall be extended to any Offender liable to the Punishment of Death by the Sentence of any Court Martial in the *East Indies*, upon Condition of Transportation; the same shall be notified in Writing by the Commander in Chief of His Majesty's Forces in *India*, or, in the Absence of the Commander in Chief, then by the Adjutant General for the time being to some Judge of One of the Supreme Courts of Judicature of the Presidencies of *Fort William*, *Fort Saint George* or *Bombay*, or the Chief Justice or other Judge at the Island of *Ceylon* or the *Cape of Good Hope*, or any such other Settlement as aforesaid; and thereupon such Judge shall make an Order for the Transportation of such Offender, upon the Terms and for the Time which shall be specified in such Notification, and shall also make such other Order or Orders, and do all such other Acts consequent upon the same as any such Judge is authorized to make or do under an Act passed in a Parliament holden in the Thirty ninth and Fortieth Years of His Majesty's Reign, intituled, *An Act for establishing further Regulations for the Government of the British Territories in India, and the better Administration of Justice within the same*, with respect to Offenders ordered to be transported by Sentence of the Criminal Courts in *India*, and the Governor and Council of such Presidency respectively shall and they are hereby required to take Order for the Transportation of all such Offenders accordingly.

XVII. And be it further enacted, That no Officer, Non-commissioned Officer or Soldier who shall be arrested and committed to Prison upon a Charge of any Criminal Offence, shall receive any Part of his Pay from the Day of such Commitment till the Day of his Return to the Regiment, Troop or Company to which he shall belong, provided that if he shall be acquitted of the Offence for which he was committed, he shall upon his Return to his Corps be entitled to receive all Arrears of Pay which were growing due during the Time of his Confinement; but if he shall be convicted, he shall forfeit all Right to any Pay from the Day of his Commitment during the Time of his Confinement, as well under the original Commitment as under any Commitment consequent upon such Conviction, and until the Day of his Return to the Regiment, Troop or Company to which he shall belong: Provided always, that it shall be lawful for the Secretary at War for the time being, to order the Issue and Payment to any such Officer, Non-commissioned Officer or Soldier, during any such Commitment or Imprisonment, or either of them, or any Part thereof, of the Pay of any such Officer, Non-commissioned Officer or Soldier, or of any Proportion of such Pay, or of any Arrears thereof, either during such Commitment or Imprisonment, or after the Discharge of such Officer, Non-commissioned Officer or Soldier after Conviction or otherwise, as shall appear to the Secretary at War to be proper, and the Order of the Secretary at War for the Payment of such Pay or Arrears, shall be a sufficient Discharge for such Payment.

XXII. Provided always, and be it further enacted, That it shall be lawful for any such General Courts Martial, by their Sentence or Judgment to inflict corporal Punishment, not extending to Life or Limb, or Imprisonment, as such Court shall think fit, on any Soldier for Immoralities, Misbehaviour or Neglect of Duty.

General Courts Martial may inflict corporal Punishment.

XXVII. And whereas it may also be expedient that Officers of His Majesty's Land Forces when employed in conjunction with Officers in the Service of the United Company of Merchants of *England* trading to the *East Indies* should, in certain Cases, be associated for the Purpose of holding Courts Martial; Be it enacted and declared, That when and as often as there may be Occasion, it shall and may be lawful for Officers of His Majesty's Land Forces, and of the Forces in the Service of the United Company of Merchants of *England* trading to the *East Indies*, to sit in conjunction at Courts Martial, and to proceed in the Trial of any Officer or Soldier, in like manner, to all intents and purposes, as if such Courts Martial were composed of Officers of His Majesty's Land Forces, or of Officers in the Service of the said United Company only; with this Distinction that, upon the Trial of any Officer or Soldier of His Majesty's Land Forces, Regard shall be had to the Regulations and Provisions made by or in pursuance of this Act; and the Oaths administered to the several Members of the Court Martial shall be in the Terms by this Act prescribed; and upon the Trial of any Officer or Soldier in the Service of the said United Company, Regard shall be had to the Regulations and Provisions made by or in pursuance of an Act passed in the Twenty seventh Year of the Reign of His late Majesty King *George the Second*, intituled, *An Act for punishing Mutiny and Desertion of Officers and Soldiers in the Service of the United Company of Merchants of England trading to the East Indies, and for the Punishment of Offences committed in the East Indies, or at the Island of Saint Helena*; and the Oaths administered to the several Members of the Court Martial shall be in the Terms prescribed by the same Act.

Officers of the King's Forces and Officers in E. I. Service may sit in conjunction at Courts Martial, &c.

27 G. 2. c. 9.

LXXV. Provided nevertheless, and it is hereby enacted and declared by the Authority aforesaid, That, from and after the said Twenty fourth Day of *March* One thousand eight hundred and eleven, when and as often as any Person or Persons shall be enlisted as a Soldier or Soldiers in His Majesty's Land Service, he or they shall, within Four Days, but not sooner than Twenty four Hours, after such enlisting respectively, be carried or go with some Officer, Non-commissioned Officer or Private Soldier belonging to the Recruiting Party by which he shall be enlisted, or with the Person employed on the Recruiting Service with whom he shall have enlisted, before some Justice of the Peace of any County, Riding, City or Place, or Chief Magistrate of any City or Town Corporate, residing or being next to or in the Vicinity of the Place and acting for the Division or District where such Person or Persons shall have been enlisted, and not being an Officer in the Army, and before such Justice or Chief Magistrate, he or they shall be at Liberty to declare his or their Dissent to such enlisting; and upon such Declaration, and returning the enlisting Money, and also each Person so dissenting paying the Sum of Twenty Shillings for the Charges expended or laid out upon him, together with such full Rate allowed by Law for the Subsistence or Diet and Small Beer furnished to such Recruit subsequent to the Period of his having been enlisted, such Person or

Proviso for Persons hastily enlisting.

In what case such Persons deemed to be enlisted.

Persons

Persons so inlisting shall be forthwith discharged and set at Liberty, in the Presence of such Justice or Chief Magistrate; but if such Person or Persons shall refuse or neglect, within the Space of Twenty four Hours, to return and pay such Money as aforesaid, he or they shall be deemed and taken to be inlisted, as if he or they had given his or their Assent thereto before the said Justice or Chief Magistrate; and if such Person or Persons shall declare his or their having voluntarily inlisted himself or themselves, then such Justice or Chief Magistrate shall, and he is hereby required forthwith to read over, or in his own Presence to cause to be read over, to such Person or Persons the Third and Fourth Articles of the Second Section, and the First Article of the Sixth Section of the Articles of War against Mutiny and Desertion, and to tender and administer to such Person or Persons respectively, not only the Oath of Fidelity mentioned in the said Articles of War, but also the Oath mentioned in the Schedule to this Act annexed, marked (A.), or if the Person shall be desirous of inlisting without any Limitation of Period of Service, the Oath in the Schedule to this Act annexed, marked (B.); and if such Person or Persons shall take the said Oaths, then such Justice or Chief Magistrate shall, and he is hereby required forthwith to certify under his Hand the inlisting and swearing, together with the Place of the Birth, Age and Calling, if known, of such Person or Persons, in the Form mentioned in the Schedule to this Act annexed, marked (C.), if the Oath in the Form marked (A.) shall have been taken, and in the Form marked (D.) if the Oath in the Form marked (B.) shall have been taken, except in the case of Recruits inlisted to serve either in His Majesty's Troops, or in the Forces of the *East India Company*, according as His Majesty shall think fit, in pursuance of an Act passed in the Thirtieth Year of the Reign of His Majesty, intituled, *An Act for better recruiting the Forces of the East India Company*, in which case every such Recruit shall, instead of the said Oath of Fidelity, and of the Oath contained in the Schedule (A.) or (B.) to this Act annexed, take the Oath of Allegiance directed by the said Act of the Thirtieth Year of His Majesty, and contained in the Schedule to this Act annexed, marked (E.); and the Justice or Chief Magistrate shall certify such Inlisting and Swearing accordingly in the Form mentioned in the Schedule to this Act annexed, marked (F.); and except also in the case of Recruits enlisted for the special Purpose of serving in the *East Indies*, in the Forces of the *East India Company* only, in pursuance of an Act passed in the Fiftieth Year of the Reign of His Majesty, intituled, *An Act to amend Two Acts relating to the raising Men for the Service of the East India Company, and the quartering and billeting such Men, and to Trials by Regimental Courts Martial*, in which case every such Recruit shall, instead of the said Oath of Fidelity, take the Oath directed to be taken by the said Act of the Fiftieth Year of His present Majesty aforesaid, and contained in the Schedule to this Act annexed, marked (G.), and instead of the Oath of Service contained in the Schedule (A.) or (B.) to this Act annexed, shall take the Oath directed to be taken by the said recited Act of the Fiftieth Year aforesaid, and contained in the Schedule to this Act annexed marked (H.), and the Justice or Magistrate shall certify such Inlisting and Swearing accordingly, in the Form mentioned in the Schedule to this Act annexed, marked (I.); and if any such Person

Justices to read over to them certain Sections of the Articles of War, and administer Oaths.

Recruits inlisted under 39 G. 3. c. 109. for E. I. C. Service, &c. take Oath of Allegiance.

Recruits inlisted under 50 G. 3. c. 87. take Oaths in Schedules (G.) and (H.)

or Persons so to be certified, shall wilfully refuse to take the said Oath of Fidelity before the said Justice or Chief Magistrate, it shall and may be lawful for such Officer, from whom he has received such Money as aforesaid, to detain and confine such Person or Persons until he or they shall take the said Oath of Fidelity; and every Military Officer that shall act contrary hereto, or offend herein, shall incur the like Penalty and Forfeiture as is by this Act to be inflicted upon any Officer for making a false and untrue Muster; and the Penalty and Forfeiture shall be levied and recovered in the same manner as any Penalties or Forfeitures are by this Act to be levied or recovered: Provided always, that every Non-commissioned Officer or Private Soldier, who shall enlist any Recruit, shall, at the Time of such enlisting, enquire the Christian and Surname, and Place of Abode of such Recruit, and either take the same down in Writing, or give the same to the Non-commissioned Officer commanding the Recruiting Party to be so taken down: Provided also, that it shall be lawful for any Justice of the Peace to discharge any Person who shall have hastily enlisted, and who shall apply to him to declare his Dissent within such Four Days as aforesaid, upon Payment of the Sum of Money required to be paid by any Recruit declaring his Dissent under this Act, notwithstanding no Officer, Non-commissioned Officer or Private Soldier, belonging to the Recruiting Party shall be with the Recruit, if it shall appear to such Magistrate upon the Examination of such Recruit or of any other Person that the Recruiting Party has left the Place where such Recruit was enlisted, or that such Recruit could not procure any Non-commissioned Officer belonging to such Party to go with such Recruit before the Justice of the Peace; and the Sum paid by such Recruit upon his Discharge shall be kept by the Justice of the Peace, and paid when demanded to any Person belonging to the Recruiting Party entitled thereto demanding the same.

Name and Residence of Recruits taken down.

Justices may discharge Persons hastily enlisting themselves, on paying Enlisting Money.

LXXIX. And be it further enacted, That any Person who shall voluntarily surrender or deliver himself up as a Deserter, from any Regiment or Corps of His Majesty's Forces, or who upon being apprehended for Desertion or any other Offence shall in the Presence of the Magistrate confess himself to be a Deserter from any such Regiment or Corps, shall be deemed to have been duly enlisted and to be a Soldier, and shall be hable to serve in any such Regiment or Battalion or Corps of His Majesty's Forces, as His Majesty shall think fit to appoint, whether such Person shall have been ever actually enlisted as a Soldier or not.

Persons surrendering as Deserters deemed to have been duly enlisted.

XCI. And whereas several Soldiers, being duly listed, do afterwards desert, and are often found wandering or otherwise absenting themselves illegally from His Majesty's Service, it is hereby further enacted, That it shall and may be lawful for the Constable, Headborough or Tithingman, of the Town or Place where any Person, who may be reasonably suspected to be such a Deserter, shall be found, or for any Officer or Soldier in His Majesty's Service, to apprehend, or cause such suspected Person to be apprehended, and to bring or cause him to be brought before any Justice of the Peace, living in or near such Town or Place, who hath hereby Power to examine such suspected Person; and if, by his Confession, or the Testimony of One or more Witnesses or Witnesses upon Oath, or by the Knowledge of such Justice of the Peace,

Justices may commit Deserters.

Peace,

Peace, it shall appear or be found that such suspected Person is a listed Soldier, and ought to be with the Troop or Company to which he belongs, such Justice of the Peace shall forthwith cause him to be conveyed to the Gaol of the County or Place where he shall be found; or the House of Correction, or other public Prison in such Town or Place where such Deserter shall be apprehended; or to the *Savoy*, in case such Deserter shall be apprehended within the City of *London* or *Westminster*, or Places adjacent; or to the Provost Marshal in case such Deserter shall be apprehended within the City or Liberties of *Dublin*, or Places adjacent; and transmit an Account thereof to the Secretary at War for the Time being, in *London*, or if the Deserter be apprehended in *Ireland*, to the Chief Secretary to the Chief Governor or Governors thereof, to the End that such Person may be removed by an Order from the Office of the said Secretary at War, or Chief Governor or Governors, and proceeded against according to Law: And the Keeper of every Gaol, House of Correction or Prison, in which such Deserter shall at any time be confined, shall receive such Subsistence for the Maintenance of such Deserter during the time that he shall continue in his Custody, as by His Majesty's Regulations is or shall from time to time be directed in that behalf, and the Keeper of every Gaol, House of Correction or other public Prison of the City, Town or Place at or in which the Party or Person conveying such Deserter shall halt on the March, shall and he is hereby required to receive and confine every such Deserter who shall be delivered into his Charge and Custody by any Non commissioned Officer or Soldier, who shall be conveying such Deserter under any lawful Order, Warrant or Authority, while on the Road from the Place where he was apprehended to the Place to which he is to be conveyed, without any other Warrant or Authority for so doing than the Production of the Warrant of the Justice of the Peace on which such Deserter shall have been taken, or some Order from the Office of the Secretary at War, or of the Chief Governor or Governors of *Ireland*, and shall be entitled to One Shilling for the safe Custody of the said Deserter, while the Party or Person conveying him shall halt on the March; any Law, Usage or Custom to the contrary notwithstanding.

Officers, &c.
embezzling, &c.
Military Stores,
&c. may be tried
by a Court
Martial.

CIII. And be it further enacted by the Authority aforesaid, That every Commission Officer, Storekeeper or Commissary, or Deputy or Assistant Commissary, or other Person employed in the Commissariat Department, or in any manner in the Care or Distribution of any Money, Provisions, Forage or Stores, belonging to His Majesty's Forces, or for their Use, that shall embezzle or fraudulently misapply, or cause to be embezzled or fraudulently misapplied, or shall knowingly or wilfully permit or suffer any Money, Provisions, Forage, Arms, Clothing, Ammunition or other Military Stores to be embezzled or fraudulently misapplied or to be spoiled or damaged, may be tried for the same by and before a General Court Martial, and it shall be lawful for such Court Martial to adjudge any such Person to be transported as a Felon for Life, or for any certain Term of Years, or to suffer such Punishment of Pillory, Fine, Imprisonment, Dismissal from His Majesty's Service, and Incapacity of serving His Majesty in any Office Civil or Military as any such Court shall think fit according to the Nature and Degree of the Offence, or that such Person shall forfeit Two hundred Pounds, and that such Person shall,

Penalty.

in addition to any other Punishment, make good, at his own Expence, the Loss and Damage thereby sustained, to be ascertained by such Court Martial; which shall have Power to seize the Goods and Chattels of the Person so offending, and sell them for the Payment of the said Two hundred Pounds, and such Damage: And if sufficient Goods and Chattels cannot be found and seized, then the Person so offending shall be committed to Prison or the Common Gaol, there to remain (in addition to any other Punishment or Imprisonment) for Six Months without Bail or Mainprize, and until he shall pay such Deficiency; and after the said Sum shall be recovered and levied, the same shall be applied and disposed of as His Majesty shall direct and appoint.

For want of
Distress Offender
committed.

Application of
Forfeiture.

CVI. And, for the Encouragement of the due and well clothing of the Troops, be it hereby further enacted, That the Lord High Treasurer, or the Commissioners of the Treasury for the time being, may, if he or they see convenient, at the End of every Six Months, issue the Money due for the Clothing of the several Regiments, Troops and Companies: And the Paymaster General for the time being is hereby directed to pay the same to such Person or Persons only as have a regular Assignment from the Colonel or Commandant or Person authorized by Law to make such Assignment, and the Receipt of the Person or Persons having or being lawfully entitled to such Assignment, shall be from time to time taken for the same.

Treasury may
issue out Money
for Clothing.

Paymaster Ge-
neral to pay
Clothing
Money.

SCHEDULE (A.)

Form of Oath.

I do make Oath, That I am or have been (*as the case may be*) [*state Occupation if any, or state if of none*] and to the best of my Knowledge and Belief was born in [*state County, Parish, Place, &c.*] and that I am of the Age of Years; that I do not belong to the Militia, or to any other Regiment, or to His Majesty's Navy or Marines, and that I will serve His Majesty, his Heirs and Successors, for the Period of [*this Blank to be filled up by the Magistrate with Seven Years for Infantry, Ten Years for Cavalry, and Twelve Years for the Artillery, if the Person enlisting is of the Age of Eighteen Years or upwards; but if under Eighteen Years, then the Difference between his Age and Eighteen to be added to such Seven, Ten or Twelve Years, as the case may be*] Years, provided His Majesty should for so long require my Service; and also for such further Term, not exceeding Six Months, as shall be directed by the Commanding Officer on any Foreign Station, and not exceeding Three Years, as shall be directed by any Proclamation of His Majesty: Provided always, that in the latter case the said additional Period shall determine whenever Six Months of continued Peace, to be reckoned from the Ratification of any Definitive Treaty, shall have elapsed subsequent to the Expiration of the said [*Seven, Ten or Twelve, as the case may be*] Years.

SCHEDULE (B.)

Form of Oath.

I do make Oath, that I am, or have been, (*as the case may be*) [*state Occupation if any, or state if of none*] and to the best of my Knowledge and Belief was born in [*state County, Parish, Place, &c.*] and that I am of the Age of _____ Years; that I do not belong to the Militia or any other Regiment, or to His Majesty's Navy or Marines; and that I will serve His Majesty, his Heirs and Successors, until I shall be legally discharged.

SCHEDULE (C.)

Form of Justice's Certificate.

I *A.B.* One of His Majesty's Justices of the Peace of
(*or Chief Magistrate of*
) do hereby certify, That *C.D.* appearing to be
_____ Years old, _____ Feet _____ Inches high,
Complexion, _____ Eyes, _____ Hair, came before me at
_____ on the _____ Day of _____ One thousand eight
hundred and _____, and stated himself to be of the Age of _____
Years, and that he had no Rupture, and was not troubled with Fits,
and was no ways disabled by Lameness, Deafness or otherwise, but
had the perfect Use of his Limbs and Hearing, and was not an
Apprentice; and acknowledged that he had voluntarily enlisted
himself for the Bounty of _____ to serve His Majesty
King George the Third, his Heirs and Successors, in the
_____ Regiment of _____ commanded by _____ and
did engage to serve for the Period of _____ [*This Blank
to be filled up by the Magistrate with Seven Years for Infantry, Ten
Years for Cavalry, and Twelve Years for the Artillery, if the Person
enlisting is of the Age of Eighteen Years or upwards; but if under
Eighteen Years, then the Difference between his Age and Eighteen to be
added to such Seven, Ten or Twelve Years, as the case may be*] Years,
provided His Majesty should for so long require his Service; and
also for such further Period as His Majesty shall please to direct, not
to exceed in any case Three Years, and to determine whenever Six
Months shall have elapsed of continued Peace subsequent to the Ex-
piration of the Term of [*Seven, or Ten, or Twelve*] Years. And I
do hereby certify, That in my Presence the Third and Fourth Ar-
ticles of the Second Section, and the First Article of the Sixth
Section of the Articles of War against Mutiny and Desertion were
read over to him, and that he took the Oath of Fidelity mentioned in
the said Articles of War, and also the Oath above set forth, and that
he received the Sum of _____ on being attested; and that
I have given to the said *C.D.* a Duplicate of this Certificate, signed
with my Name.

SCHEDULE (D.)

Form of Justice's Certificate.

I *A.B.* One of His Majesty's Justices of the Peace of
(*or Chief Magistrate of*
) do hereby certify, That *C.D.* appearing to be

be Years old, Feet Inches high,
 me at Complexion, Eyes, Hair, came before
 eight hundred and , on the Day of One thousand
 of Years, and that he had no Rupture, and was not
 troubled with Fits, and was no ways disabled by Lameness, Deafness
 or otherwise, but had the perfect Use of His Limbs and Hearing,
 and was not an Apprentice, and acknowledged that he had voluntar-
 ily enlisted himself for the Bounty of to serve His
 Majesty King *George* the Third, his Heirs and Successors, in the
 Regiment of commanded by until
 he should be legally discharged: And I do hereby certify, that in
 my Presence the Third and Fourth Articles of the Second Section,
 and the First Article of the Sixth Section, of the Articles of War
 against Mutiny and Desertion, were read over to him, and that he
 took the Oath of Fidelity mentioned in the said Articles of War, and
 also the Oath to the Effect above set forth, and that he received the
 Sum of on being attested, and that I have
 given to the said *C.D.* a Duplicate of this Certificate signed with my
 Name.

SCHEDULE (E.) [39 G. 3. c. 109. *the same as Schedule (C.)*
of 47 G. 3. Sess. 1. c. 32.]

SCHEDULE (F.) [Form of Justice's Certificate, *the same as Sched-*
ule (D.) of 47 G. 3. Sess. 1. c. 32.]

SCHEDULE (G.)

Oath of Allegiance.

I *A.B.* being enlisted to serve in the [Infantry or Artillery, *as the*
case may be] of the *East India* Company, do swear, That I will
 bear true Allegiance to our Sovereign Lord King *George*, and that
 I will, as in Duty bound, defend him in his Person, Crown and
 Dignity, against all his Enemies; and I swear that I will also be
 true to the said United Company, and will duly observe and obey all
 their Orders, and the Orders of their Generals and Officers who shall
 be lawfully set over me.

SCHEDULE (H.)

I *A.B.* do make Oath, That I am (or have been, *as the case may*
be) [*state Occupation if any, or state if of none*], and to the best of
 my Knowledge and Belief was born in [*state County, Parish or Place,*
&c.] and that I am of the Age of Years, and that I do
 not belong to the Militia or to any Regiment in His Majesty's Service,
 or to His Majesty's Navy or Marines, and that I will serve the United
 Company of Merchants of *England*, trading to the *East Indies*,
 until I shall be duly and legally discharged [*or if the Recruit enlists*
for limited Service, then leave out the Words scored under and insert]
 for the Period of Twelve Years [*if the Person enlisting is of the Age of*
Eighteen Years or upwards, but if under Eighteen Years, then the Dis-
ference between his Age and Eighteen to be added to such Twelve Years,
as the case may be, and such Period to be inserted instead of Twelve
Years]

' should be employed in His Majesty's Fleet and Naval Service, under
 ' the Direction of the Lord High Admiral or Commissioners for
 ' executing the Office of Lord High Admiral of the United King-
 ' dom of *Great Britain and Ireland*: And whereas the said Royal
 ' Marine Forces may frequently be quartered on Shore, where they
 ' will not be subject to the Laws relating to the Government of His
 ' Majesty's Forces by Sea; yet nevertheless it being requisite, for
 ' the retaining of such Forces in their Duty, that an exact Dis-
 ' cipline be observed; and that Marines who shall mutiny or stir up
 ' Sedition, or shall desert His Majesty's Service, be brought to a
 ' more exemplary and speedy Punishment than the Law will allow;'

Be it enacted by the King'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 Authori-
 ty of the same, That, from and after the Twenty fifth Day of
March One thousand eight hundred and eleven, if any Person being
 entered or in Pay as an Officer of Royal Marines, or who is or shall
 be listed or in Pay as a Non-commissioned Officer or Private Man, in
 any Division of Royal Marines in His Majesty's Service, and on the
 Twenty fifth Day of *March* One thousand eight hundred and eleven,
 shall remain in such Service, or during the Continuance of this Act,
 shall be voluntarily entered and in Pay, as a Marine Officer or Pri-
 vate Man in His Majesty's Service; and being ordered or employed
 in such Service, at any time during the Continuance of this Act,
 on Shore in any Place within the said Kingdom, or in any other of
 His Majesty's Dominions, or in Foreign Parts, shall begin, excite,
 cause or join in any Mutiny or Sedition in the Company to which he
 doth or shall belong, or in any other Company, Troop or Regiment,
 either of Marine or Land Forces, in His Majesty's Service; or shall
 not use his utmost Endeavours to suppress the same, or coming to
 the Knowledge of any such Mutiny, or intended Mutiny, shall not,
 without Delay, give Information thereof to his Commanding Officer;
 or shall desert His Majesty's Service, or, being actually entered as a
 Marine in any Company, shall list himself in any other Company,
 Troop or Regiment, or enter as a Seaman in His Majesty's Service,
 without first having a Discharge in Writing from the Officer com-
 manding in Chief the Company in which he last served as a Marine, in
 which case he shall be reputed a Deserter; or shall be found sleeping
 upon his Post; or shall leave it before relieved; or shall hold Corre-
 spondence with any Rebel or Enemy of His Majesty, or give them
 Advice or Intelligence of any Kind, by any ways or means, or in any
 manner whatsoever; or shall treat with such Rebels or Enemies, or
 enter into any Condition with them, without His Majesty's Licence,
 or Licence of the Lord High Admiral of the United Kingdom of
Great Britain and Ireland, or Three or more of the Commissioners for
 executing the Office of Lord High Admiral of the United Kingdom
 of *Great Britain and Ireland* for the time being; or shall strike or
 use any Violence against his Superior Officer being in the Execu-
 tion of his Office; or shall disobey any lawful Command of his Su-
 perior Officer; all and every Person and Persons so offending in any
 or either of the Matters before mentioned, on Shore, in any Part
 of this Kingdom, or in any other of His Majesty's Dominions, or
 in Foreign Parts, shall suffer Death, or such other Punishment as by
 a Court Martial shall be inflicted.

Admiralty empowered to make Articles for Punishment of Mutiny and Detention, &c.

and to constitute Courts Martial. Articles of War transmitted to Judges.

Oaths to be taken by Members of Divisional Courts Martial, &c.

IV. And be it further enacted, That it shall and may be lawful to and for the said Lord High Admiral, or Three or more of the Commissioners for executing the Office of Lord High Admiral, at any time during the Continuance of this Act, to make and establish Rules and Articles in Writing, under his or their respective Hand or Hands, for the Punishment of Mutiny and Desertion, Immorality, Misbehaviour and Neglect of Duty, in any of His Majesty's Royal Marine Forces while on Shore, in any Part of this Kingdom, or in any other of His Majesty's Dominions or in Foreign Parts, and for bringing Offenders against the same to Justice; and to erect and constitute Courts Martial, with Power to try, hear and determine any Crimes or Offences specified in such Rules and Articles, and inflict Punishments, by Sentence or Judgment for the same, according to the true Intent and Meaning of this Act; and all such Articles of War shall from time to time, as soon after the same shall have been established as the same can be done, be transmitted by the Secretary of the Admiralty for the time being to the Judges of His Majesty's Courts at *Westminster* and *Dublin* and into *Scotland* respectively.

VI. Provided also, and be it further enacted, That in all Trials by any Divisional or Detachment Courts Martial which shall be held by virtue of this Act, or of any Articles of War established in pursuance thereof, every Member assisting at such Trial, before any Proceedings be had thereupon, shall take the Oaths hereinafter mentioned upon the Holy Evangelists (which Oaths shall and may be administered by the President of the Court to the other Members thereof, and to the President by any Member having first taken the said Oaths); that is to say,

‘ YOU shall well and truly try and determine according to your Evidence in the Matter now before you.

‘ So help you GOD.’

‘ I *A. B.* do swear, That I will duly administer Justice according to the Rules and Articles for the better Government of His Majesty's Royal Marine Forces when on Shore, and according to an Act of Parliament now in force for the Punishment of Mutiny and Desertion, and of other Crimes therein mentioned, without Partiality, Favour or Affection; and if any Doubt shall arise (which is not explained by the said Articles or Act of Parliament) according to my Conscience and the best of my Understanding, and the Custom of War.

So help me GOD.’

And the President of every such Court Martial (not being under the Rank of a Captain) shall be appointed by the Commanding Officer of the Division or Detachment directing such Court Martial; and every such Divisional or Detachment Court Martial is hereby authorized and directed to administer an Oath to every Witness that shall appear before them.

[*This Act, except the Clauses above inserted, is similar to 50 G. 3. c. 14.*]

C A P. X.

An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and thirty three, certain Acts of the Parliament of *Ireland*, so far as the same relate to the Improvement

provement of the City of *Dublin*, by making wide and convenient Passages through the same. [25th *March* 1811.]

WHEREAS an Act was made in the Parliament of *Ireland* 21 & 22 G. 3. (1.) c. 17. 30 G. 3. in the Twenty first and Twenty second Years of His present Majesty's Reign, intituled, *An Act for the Improvement of the City of Dublin, by making wide and convenient Passages through the same, and for regulating the Coal Trade thereof*, which was to continue in force until the Twenty fifth Day of *March* One thousand seven hundred and eighty eight; which said recited Act, by an Act 23 & 24 G. 3. (1.) c. 31. made in the Parliament of *Ireland* in the Twenty third and Twenty fourth Years of His present Majesty's Reign, was amended and continued until the Twenty fifth Day of *March* One thousand eight hundred and ten; and by another Act made in the Parliament of *Ireland* in the Thirtieth Year of His Majesty's Reign, 30 G. 3. (1.) c. 19. was further amended; and by another Act made in the Forty ninth 49 G. 3. c. 72. Year of His present Majesty's Reign was further continued: And whereas it is expedient that the said several recited Acts should be further continued, so far as the same relate to the Improvement of the City of *Dublin*; Be it therefore enacted by the King'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 the said several recited Acts, and every of them, so far as the same relate to the Improvement of the City of *Dublin*, by making wide and convenient Passages through the same, and all Clauses, Provisions and Regulations in the said recited Acts, or any of them contained, and all Powers and Authorities whatever given or created by the said recited Acts, or any of them, for the Purpose of carrying into Effect such Improvement of the said City of *Dublin*, and for the making such wide and convenient Passages through the same, shall be and the same are hereby further continued, and shall remain and be in force until the Twenty fifth Day of *March* One thousand eight hundred and thirty three, and no longer.

So far as they relate to the Improvement of *Dublin*,

continued till *March* 25, 1833.

Acts may be altered, &c.

II. And be it further enacted, This this Act, and the said several recited Acts hereby continued, or any of them, may be amended, altered or repealed by any Act or Acts to be passed in this present Session of Parliament.

CHAPTER XI.

An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and thirty two, certain Acts of the Parliament of *Ireland*, so far as the same relate to the Duty on Coals imported into the Harbour of *Dublin*, and to the regulating the Coal Trade thereof. [25th *March* 1811.]

WHEREAS by an Act made in the Parliament of *Ireland*, 21 & 22 G. 3. (1.) c. 4. holden in the Twenty first and Twenty second Years of His present Majesty's Reign, intituled, *An Act for the Improvement of the City of Dublin, by making wide and convenient Passages through the same, and for regulating the Coal Trade thereof*; it was, among other Things, enacted, That, from and after the First Day of *May* One thousand seven hundred and eighty two, until the Twenty fifth Day of *March* which should be in the Year One thousand

23 & 24 G. 3.
(1) c.
30 G. 3. (1) c.

49 G. 3. c. 72.

Additional Duty
of 1s. per Ton of
Coals, not the
Produce of Ire-
land, continued
till March 25,
1832.

21 & 22 G. 3.
(1) c. repealing
so much of Irish
Act 6 G. 3. as
relates to the
buying and sell-
ing of Coals,

‘ thousand seven hundred and eighty eight, there should be granted,
‘ raised, levied and paid to His Majesty, his Heirs and Successors,
‘ a net Additional Duty of One Shilling for and upon every Ton
‘ of Coals, not being the Produce of *Ireland*, which should be im-
‘ ported or brought into the Harbour of *Dublin* during the time
‘ aforesaid, and so in Proportion for any greater or less Quantity;
‘ the said Duty to be paid over and above all Duties then payable
‘ on the same: And whereas by an Act made in the Parliament of
‘ *Ireland*, in the Twenty third and Twenty fourth Years of His
‘ present Majesty’s Reign, for continuing and amending the said
‘ recited Act of the Twenty first and Twenty second Years, the said
‘ Duty was further continued until the Twenty fifth Day of *March*
‘ One thousand eight hundred and ten; and by an Act made in
‘ the Parliament of *Ireland* in the Thirtieth Year of His Majesty’s
‘ Reign, the said recited Act of the Twenty first and Twenty second
‘ Years was further amended; and by an Act made in the Forty
‘ ninth Year of His present Majesty’s Reign, all the said recited
‘ Acts were further continued until the Twenty fifth Day of *March*
‘ One thousand eight hundred and eleven; And whereas it is ex-
‘ pedient that the said Duty should be further continued;’ May it
‘ therefore please Your Majesty that it may be enacted; and be it
‘ enacted by the King’s Most Excellent Majesty, by and with the
‘ Advice and Consent of the Lords Spiritual and Temporal, and Com-
‘ mons, in this present Parliament assembled, and by the Authority of
‘ the same, That, from and after the Twenty fourth Day of *March*
‘ One thousand eight hundred and eleven, until the Twenty fifth Day
‘ of *March* One thousand eight hundred and thirty two, and no longer,
‘ the said additional Duty of One Shilling for and upon every Ton of
‘ Coals not being the Produce of *Ireland*, which shall be imported or
‘ brought into the Harbour of *Dublin* during the time aforesaid, shall
‘ continue to be raised, levied, collected and paid unto His Majesty,
‘ his Heirs and Successors, and that the said Duty shall be raised,
‘ levied and applied in such Manner, and by such Ways and Means,
‘ and for such Purposes and with such Exceptions, Limitations and
‘ Restrictions, and subject to such Account, as is mentioned and
‘ provided by the said hereinbefore recited Acts, or any of them, with
‘ respect to the Duty granted or continued by the said recited Acts,
‘ or any of them.

‘ II. And whereas by the said recited Act made in the Parlia-
‘ ment of *Ireland*, in the Twenty first and Twenty second Years
‘ of His present Majesty’s Reign, so much of an Act made in
‘ *Ireland* in the Sixth Year of the Reign of His late Majesty King
‘ *George* the First, intituled, *An Act for the more effectual preventing*
‘ *the engrossing and regrating of Coals in this Kingdom*, and of every
‘ other Act or Acts of Parliament theretofore made in the said
‘ Kingdom, was repealed and made null and void, as tended in any
‘ Degree to prevent any Person or Persons, Bodies Politic or Cor-
‘ porate, from buying or laying up in One Year more than a certain
‘ Quantity of Coals, or to give the Lord Mayor or any Magistrate,
‘ Minister or Churchwarden, a Power to enter the Cellars, Houses
‘ or Yards, or any Persons buying Coals, and to direct the Coals
‘ therein to be sold, or to give the Lord Mayor of the City of *Dub-*
‘ *lin*, a Power to compel to be brought up to the Quay and sold,
‘ any Coals on board any Ship or Gabbard, which Coals should
‘ have

‘ have been previously sold to any Person resident in the said City
 ‘ of *Dublin*, or to any Person or Persons trading or dealing in Coals,
 ‘ or to limit the Number of Factors, Burfers or Agents, for buying
 ‘ and selling of Coals in the City of *Dublin*, or to require them or
 ‘ any Person purchasing Coals for Sale, or keeping any Yard therein
 ‘ for selling Coals, to take out any Licence on account of the same
 ‘ or give Security, or take any Oath as a Factor, Burfer or Agent,
 ‘ or to prevent any Person keeping a Gabbard, Lighter or Boat, for
 ‘ the Purpose of carrying Coals; and it was also by the said recited
 ‘ Act of the Twenty first and Twenty second Years aforesaid enacted,
 ‘ that every Person or Persons, Bodies Politic or Corporate, should
 ‘ be at full Liberty to buy and sell Coals at such Prices and Times,
 ‘ in such Manner and Quantities and Form, and to such Persons as
 ‘ he, she or they should choose, any Law to the contrary in any
 ‘ wise notwithstanding;’ Be it further enacted, That so much and
 ‘ such Parts of the said recited Act of the Twenty first and Twenty
 ‘ second Years aforesaid, as is and are hereinbefore last rehearsed and
 ‘ set forth, shall be and the same are hereby continued, and shall be
 ‘ and remain in full Force and Effect until the said Twenty fifth Day
 ‘ of *March* One thousand eight hundred and thirty two, and no
 ‘ longer.

continued till
 March 25,
 1832.

III. And be it further enacted, That this Act and the said
 several recited Acts hereby continued, or any of them, may be
 amended, altered or repealed, by any Act or Acts to be passed in
 this present Session of Parliament.

Act may be
 altered, &c.

C A P. XII.

‘ An Act to continue, until the Twenty fifth Day of *March* One
 ‘ thousand eight hundred and twelve, an Act for regulating
 ‘ the Drawbacks and Bounties on the Exportation of Sugar
 ‘ from *Ireland*. [25th *March* 1811.]

‘ **W**HEREAS the Act hereinafter mentioned has by Ex-
 ‘ perience been found useful and beneficial, and it is expedient
 ‘ that the same should be further continued in manner hereinafter men-
 ‘ tioned;’ Be it therefore enacted by the King’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 an Act made in the Forty
 ‘ seventh Year of His present Majesty’s Reign, intituled, *An Act to pro-
 ‘ vide more effectually for regulating the Drawbacks and Bounties on the
 ‘ Exportation of Sugar from Ireland, and for allowing British Plantation
 ‘ Sugar to be warehoused in Ireland, until the Twenty fifth Day of March
 ‘ One thousand eight hundred and eight*; and which, by an Act made in
 ‘ the last Session of Parliament, was continued until the Twenty-fifth
 ‘ Day of *March* One thousand eight hundred and eleven, shall be and
 ‘ the same is hereby further continued from the said Twenty fifth Day
 ‘ of *March* One thousand eight hundred and eleven, until and upon the
 ‘ Twenty fifth Day of *March* One thousand eight hundred and twelve,
 ‘ except only so much of the said recited Act of the Forty seventh
 ‘ Year aforesaid as relates to the allowing *British* Plantation Sugar to
 ‘ be warehoused in *Ireland*, and which, under the Provisions of an Act
 ‘ made in the Forty ninth Year of His present Majesty’s Reign, for
 ‘ continuing the said Act of the Forty seventh Year, is directed to
 ‘ be

47 G. 3. Sess. 1.
 c. 19.

50 G. 3. c. 19.

49 G. 3. c. 30.

48 G. 3. c. 32.

be warehoused, under the Provisions of an Act made in the Forty eighth Year of His present Majesty's Reign, for permitting Goods imported into *Ireland* to be warehoused or secured without the Duties due on the Importation thereof being first paid.

Act may be altered, &c.

II. And be it further enacted, That this Act, and the Act hereby continued, may be amended, altered or repealed by any Act passed in this Session of Parliament.

C A P. XIII.

An Act for further continuing, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, certain Bounties and Drawbacks on the Exportation of Sugar from *Great Britain*; and for suspending the Countervailing Duties and Bounties on Sugar, when the Duties imposed by an Act of the Forty ninth Year of His present Majesty shall be suspended; and for continuing so much of an Act of the Twenty seventh Year of His present Majesty as allows a Bounty upon Double Refined Sugar exported, until the Twenty fifth Day of *March* One thousand eight hundred and thirteen, and so much of the same Act as allows a Bounty on Raw Sugar exported, until the Twenty fifth Day of *March* One thousand eight hundred and twelve.

[25th *March* 1811.]

43 G. 3. c. 11.

WHEREAS an Act passed in the Forty third Year of His present Majesty, intituled, *An Act for discontinuing certain Drawbacks and Bounties on the Exportation of Sugar from Great Britain, and for allowing other Drawbacks and Bounties in lieu thereof, until the Fiftieth Day of January One thousand eight hundred and four* : And whereas an Act passed in the Forty fifth Year

45 G. 3. c. 93.

of His present Majesty, intituled, *An Act to amend Two Acts passed in the Forty third and Forty fifth Years of His present Majesty, for regulating the Drawbacks and Bounties on the Exportation of Sugar from Great Britain* : And whereas Three other Acts passed in the Forty sixth, Forty seventh and Forty eighth Years of His present Majesty, for further continuing the said Act of the Forty third

49 G. 3. c. 11.

Year of His present Majesty : And whereas another Act passed in the Forty ninth Year of His present Majesty, intituled, *An Act for further continuing until the Twenty fifth Day of March One thousand eight hundred and ten, certain Bounties and Drawbacks on the Exportation of Sugar from Great Britain; and for suspending the Countervailing Duties and Bounties on Sugar when the Duties imposed by an Act of the Forty sixth Year of His present Majesty shall be suspended* : And whereas an Act passed in the Forty ninth Year

49 G. 3. c. 98.

of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof* : And whereas by another Act

50 G. 3. c. 18.

passed in the Fiftieth Year of His Majesty, intituled, *An Act for further continuing, until the Twenty fifth Day of March One thousand eight hundred and eleven, certain Bounties and Drawbacks on the Exportation of Sugar from Great Britain; and for suspending the Countervailing Duties and Bounties on Sugar, when the Duties imposed*

by

‘ by an *Act* of the Forty sixth Year of His present Majesty shall be
 ‘ suspended: the Drawbacks allowed by the said recited *Act* passed
 ‘ in the Forty ninth Year aforesaid, and the Bounties allowed by the
 ‘ said recited *Act* of the Forty fifth Year of the Reign of His present
 ‘ Majesty, were further continued; and it is expedient that the said
 ‘ Drawbacks and Bounties so continued by the said last recited *Act*
 ‘ should be further continued;’ Be it therefore enacted by the
 King’s Most Excellent Majesty, by and with the Advice and Con-
 sent of the Lords Spiritual and Temporal, and Commons, in this
 present Parliament assembled, and by the Authority of the same,
 That the several Drawbacks in the Schedule to the said last recited
Act of the Forty ninth Year aforesaid annexed, and the Bounties
 in the Schedule to the said recited *Act* of the Forty fifth Year of
 the Reign of His present Majesty annexed, shall be respectively paid
 and allowed in like manner in every respect, and subject to and
 under, and according to the like Rules, Regulations, Restrictions,
 Penalties and Forfeitures, (except where any Alteration is made by
 this *Act*) as the said Drawbacks and Bounties were respectively paid
 or allowed before the passing of this *Act*.

II. And be it further enacted, That if it shall appear by Notice
 in the *London Gazette* published on the *Saturday* which shall happen
 next after the first *Wednesday* in *May*, the first *Wednesday* in *September*
 One thousand eight hundred and eleven, or the first *Wednesday* in
January One thousand eight hundred and twelve, that the Average
 Prices of Brown or Muscovado Sugar taken in manner directed by an
Act made in the Thirty second Year of the Reign of His present
 Majesty, intituled, *An Act for regulating the Allowance of the Draw-*
back and Payment of the Bounty on the Exportation of Sugar and for
permitting the Importation of Sugar and Coffee into the Bahama and
Bermuda Islands in foreign Ships, for the Four preceding Months
 computed to the *Wednesday* immediately preceding such *Saturday* as
 aforesaid, shall not have exceeded Seventy Shillings for an Hundred
 Weight exclusive of the Duties of Customs paid or payable thereon
 on the Importation into *Great Britain*, then and in every such case,
 the Drawback or Bounty in the Schedules to the said recited *Acts*
 passed in the Forty ninth and Forty fifth Years of His present Majesty
 aforesaid respectively annexed mentioned, as corresponding to or with
 the Price of which such Notice in the *London Gazette* shall have been
 given as aforesaid, shall be paid or allowed until Notice of any other
 Average shall in like manner appear in the *London Gazette* on any
 other of such *Saturdays* as before mentioned, and such Drawback or
 Bounty shall be paid or allowed in like manner in every respect, and
 subject and under and according to the like Rules and Regulations,
 Restrictions, Penalties and Forfeitures as any Drawbacks or Bounties
 were paid or allowed before the passing of the said first recited *Act*
 (except as any such Rules or Regulations are altered by the said
 recited *Acts* of the Forty ninth and Forty fifth Years aforesaid) and
 the whole of the Duty granted by an *Act* passed in the Forty first
 Year of the Reign of His present Majesty, intituled, *An Act for*
granting to His Majesty certain Duties of Customs on Timber, Sugar,
Raisins and Pepper, imported into and on Lead exported from Great
Britain, upon Sugar imported into Great Britain by the United
Company of Merchants of England trading to the East Indies, and
 warehoused according to Law, and sold at the Sales of the said
 Company.

Drawbacks in
 Schedule of
 49 G. 3. c. 98.
 and Bounties in
 Schedule to
 45 G. 3. c. 93.
 allowed (Excep-
 tion) as hereto-
 fore.

If by Notice in
 the *London*
Gazette the
 Average Prices
 of Brown or
 Muscovado Su-
 gar shall not
 have exceeded
 70s. per Cwt.
 Drawbacks al-
 lowed, &c.
 32 G. 3. c. 43.

41 G. 3 (U.K.)
 c. 28.

Company after the Thirtieth Day of *June* One thousand eight hundred and one, shall, upon Delivery thereof out of Warehouse for Exportation during the time of any Drawbacks or Bounties being paid or allowed under this Act in respect of *British* Plantation Sugar, be wholly drawn back under such Rules, Regulations, Restrictions, Penalties and Forfeitures, as any former Drawbacks are paid and allowed; any thing in an Act passed in the Thirty ninth Year of the Reign of His present Majesty contained to the contrary notwithstanding.

39 G. 3. c. 63.

49 G. 3. c. 98.

49 G. 3. c. 43.

‘ III. And whereas by an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*, the Lord High Treasurer or the Lords Commissioners of His Majesty’s Treasury, or any Three or more of them, are authorized to suspend the Payment of the additional Duties of Customs on Sugar, granted by the said last recited Act, either in the Whole or in Part, whenever the Average Price of Sugar ascertained as directed by the last recited Act, and by another Act passed in the Forty ninth Year of His Majesty, intituled, *An Act for regulating the Mode in which the Average Price of Brown or Muscovado Sugar, exclusive of the Duty thereon, is to be ascertained under the Provisions of an Act passed in the Forty sixth Year of His present Majesty* shall be below the Prices mentioned in the said first recited Act of the Forty ninth Year aforesaid: And whereas it is expedient, that, during the Period of such Suspension, the Countervailing Duties on Refined Sugar imported from *Ireland* into *Great Britain*, and the equivalent Drawback or Bounty on the Exportation to *Ireland* of Refined Sugar of the Manufacture of *Great Britain*, and also the additional Bounty on the Exportation of Refined Sugar from *Great Britain*, other than to *Ireland*, imposed and allowed by the said last recited Act, should in like Manner be suspended;’ Be it therefore further enacted, That whenever the Lord High Treasurer, or the Lords Commissioners of His Majesty’s Treasury for the time being, shall exercise the Power vested in them, and shall, according to the Directions of the said Act, suspend the Payment of the Whole or Part of the Duties on Sugar thereby imposed, it shall be lawful for them and they are hereby authorized and required in like manner and for the like Period, to suspend either the Whole of the additional Countervailing Duties of Customs on Refined Sugar of the Manufacture of *Ireland*, imported from thence into *Great Britain*, and of the additional Drawback or Bounty on the Exportation to *Ireland* of Refined Sugar of the Manufacture of *Great Britain*, and of the additional Bounty on the Exportation of Refined Sugar from *Great Britain* other than to *Ireland*, imposed and allowed by the said last recited Act, or such Part thereof respectively as shall bear a just Proportion to the Amount of Duty so suspended.

When Treasury suspend Payment of Duty on Sugar granted by 49 G. 3. c. 98. they shall also suspend Countervailing Duties, &c.

43 G. 3. c. 11. continued, for Port of London, till March 15, 1812. and for other Parts of G. B. till March 25, 1812.

IV. And be it further enacted, That the said recited Act of the Forty third Year of His present Majesty, and all the Powers, Provisions, Authorities, Regulations, Clauses, Matters, and Things in the said Act contained, except as the same are varied or altered by this Act, shall be and the same are hereby further continued from the Twenty fifth Day of *March* One thousand eight hundred and eleven, and shall be and remain in full Force until the Fifteenth Day of *March*

March One thousand eight hundred and twelve, for the Port of *London*, and until the *Twenty fifth Day of March* One thousand eight hundred and twelve, for other Parts of *Great Britain*.

V. And whereas by an Act passed in the *Forty seventh Year of* ^{47 G. 3. Sess. 1. c. 22.}
 His present Majesty, intituled, *An Act to allow for Two Years, from*
and after the passing of this Act, an additional Bounty on Double
Refined Sugar, and to extend former Bounties on other Refined Sugar
to such as shall be pounded, crushed or broken; and to allow for One
Year certain Bounties on British Plantation Raw Sugar exported, a
 certain Bounty was allowed upon the Exportation of Double Re- § 1.
 fined Sugar, and also a Bounty was allowed upon the Exportation § 8.
 of Raw Sugar; and it was enacted, that so much of the said recited § 21.
 Act as related to the allowing of a Bounty upon Double Refined
 Sugar, should continue in force for Two Years from the passing of the
 said Act, and so much thereof as related to the allowing of a
 Bounty upon Raw Sugar, should continue in force for One Year
 from the passing of that Act: And whereas by another Act passed ^{48 G. 3 c. 12.}
 in the *Forty eighth Year of His present Majesty*, intituled, *An Act*
to amend and continue, until the Twenty fifth Day of March One
thousand eight hundred and nine, so much of an Act of the Forty
seventh Year of His present Majesty as allows certain Bounties on
British Plantation Raw Sugar exported, so much of the said first
 recited Act as related to the said Bounties upon Raw Sugars, was
 further continued with certain Alterations till the *Twenty fifth*
Day of March One thousand eight hundred and nine: And
 whereas so much of the said recited Act of the *Forty seventh Year* ^{47 G. 3. Sess. 1. c. 22.}
 aforesaid, as relates to the Bounties upon Double Refined Sugar, ^{how far con-}
 and so much thereof as relates to the Bounties upon Raw Sugar, ^{tinued.}
 as altered and continued by the said last recited Act, and also the
 said last recited Act altering and continuing the same, have been
 by subsequent Acts continued until the *Twenty fifth Day of*
March One thousand eight hundred and eleven; and it is expe-
 dient that the said Bounties should be further continued; Be it
 therefore enacted, That so much of the said recited Act of the
Forty seventh Year aforesaid, as relates to the Bounties upon Dou-
 ble Refined Sugars shall be further continued until the *Twenty fifth*
Day of March One thousand eight hundred and thirteen, and so
 much of the said last mentioned Act as relates to the Bounties on
 Raw Sugars, as altered and continued by the said recited Act of the
Forty eighth Year aforesaid, and also the said last mentioned Act
 altering and continuing the same, shall be further continued until the
Twenty fifth Day of March One thousand eight hundred and twelve.

VI. Provided always, and be it further enacted, That, from and ^{Bounty on Raw}
 after the *Fourth Day of May* One thousand eight hundred and ^{Sugar governed}
 eleven, the Allowance of the Bounty granted upon the Exportation ^{by Average}
 from *Great Britain* (except to *Ireland*) of *British Plantation Raw* ^{Prices of Brown}
 Sugar by the said last recited Act of the *Forty seventh Year* of ^{Sugar.}
 the Reign of His present Majesty, shall be governed by the Average
 Prices of Brown or Muscovado Sugar, computed and published in
 the *London Gazette*, for the Periods, at the times, and in the manner
 hereinbefore directed.

VII. And be it further enacted, That this Act may be altered, ^{Act may be al-}
 varied or repealed by any Act to be passed in this present Session of ^{tered, &c.}
 Parliament.

C A P. XIV.

An Act to continue several Laws relating to the granting a Bounty upon certain Species of *British* and *Irish* Linens exported from *Great Britain*, and taking off the Duties on the Importation of Foreign Raw Linen Yarns made of Flax into *Great Britain*, until the Twenty fifth Day of *March* One thousand eight hundred and twenty one; to the prohibiting the Exportation from and permitting the Importation into *Great Britain* of Corn, and for allowing the Importation of other Articles of Provision without Payment of Duty during the Continuance of the War, and until Six Months after the Ratification of a Definitive Treaty of Peace; and to the permitting the Importation of Tobacco into *Great Britain* from any Place whatever until the Twenty fifth Day of *March* One thousand eight hundred and twelve.

[25th March 1811.]

• **W**HEREAS the Laws hereinafter mentioned have by Experience been found useful and beneficial, and it is expedient that the same should be further continued; Be it therefore enacted by the King'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 an Act made in the Twenty ninth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for granting a Bounty upon certain Species of British and Irish Linens exported, and taking off the Duties on the Importation of foreign Raw Linen Yarns made of Flax*; which said Act was by Two other Acts of the Tenth and Nineteenth Years of the Reign of His present Majesty extended and continued until the Twenty fourth Day of *June* One thousand seven hundred and eighty six, and from thence to the End of the then next Session of Parliament, and which by several subsequent Acts was further continued until the Twenty fourth Day of *June* One thousand eight hundred and one, and revived and further continued by an Act of the Forty first Year of the Reign of His present Majesty, and further continued by Two Acts of the Forty sixth and Forty eighth Years of the Reign of His present Majesty, until the Twenty fifth Day of *March* One thousand eight hundred and eleven, shall, from and after the said Twenty fifth Day of *March* One thousand eight hundred and eleven, be and the same is hereby further continued until the Twenty fifth Day of *March* One thousand eight hundred and twenty one.

II. And be it further enacted, That an Act made in the Thirty ninth Year of His present Majesty's Reign, intituled, *An Act for enabling His Majesty to prohibit the Exportation and permit the Importation of Corn, and for allowing the Importation of other Articles of Provision without Payment of Duty, to continue in force until Six Weeks after the Commencement of the next Session of Parliament*, which was continued by an Act of the Thirty ninth and Fortieth Years of His present Majesty, and amended and further continued by several subsequent Acts until the Twenty fifth Day of *March* One thousand eight hundred and eleven, shall, from and after the said Twenty fifth

Day

29 G. 2. c. 15.
continued till
March 25, 1821.

39 G. 3. c. 87.
further continued during
Continuance of
the War, &c.

Day of *March* One thousand eight hundred and eleven, be and the same is hereby further continued during the Continuance of the War, and until Six Months after the Ratification of a Definitive Treaty of Peace.

III. And be it further enacted, That an Act made in Forty ninth Year of the Reign of His present Majesty, intituled, *An Act to permit until the Twenty fifth Day of March One thousand eight hundred and eleven, the Importation of Tobacco into Great Britain from any Place whatever*, shall, from and after the said Twenty fifth Day of *March* One thousand eight hundred and eleven, be and the same is hereby continued until the Twenty fifth Day of *March* One thousand eight hundred and twelve.

49 G. 3. c. 25.
continued till
March 25, 1812.

C A P. XV.

An Act for enabling His Majesty to direct the Issue of Exchequer Bills to a limited Amount, for the Purposes and in Manner therein mentioned. [2d April 1811.]

‘ **W**HEREAS from the present State of Commercial Credit, and other Causes, great Inconvenience and Pressure are experienced by the Manufacturers of Cotton Goods, and by the Importers of Produce from the Foreign *West India* Islands and *South America*, and also by Persons engaged in some other Branches of Trade, which have been subject to peculiar Difficulty and Interruption, and it is expedient that Your Majesty be enabled to direct Exchequer Bills, to the Amount of Six Millions, to be issued to Commissioners, to be by them advanced under certain Regulations and Restrictions, for the Assistance and Accommodation of such Manufacturers and other Persons as ought in the Judgment of the said Commissioners to receive the same, on due Security being given for the Repayment of the Sum so advanced within time to be limited;’ May it therefore please Your Majesty that it may be enacted, and be it enacted by the King’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 it shall be lawful for the King’s Most Excellent Majesty, by Warrant or Warrants under his Royal Sign Manual, to authorize and empower the Commissioners of His Majesty’s Treasury now or for the time being, or any Three or more of them, or the Lord High Treasurer for the Time being, to cause or direct any Number of Exchequer Bills to be made out at His Majesty’s Exchequer, not exceeding in the whole the Sum of Six Millions; in the same or like Manner, Form and Order, and according to the same or like Rules and Directions (except where other Directions for making out the same are contained and particularly expressed in this Act) as in and by an Act made in the Forty eighth Year of the Reign of His present Majesty, intituled, *An Act for regulating the issuing and paying off of Exchequer Bills*, are enacted and prescribed.

His Majesty may empower Treasury to direct Exchequer Bills for 6,000,000*l.* agreeable to 48 G. 3. c. 1. Exception.

II. And be it further enacted, That all and every the Clauses, Provisions, Powers, Privileges, Advantages, Penalties, Forfeitures and Disabilities, contained in the said last mentioned Act, shall be applied and extended to the Exchequer Bills to be made in pursuance of this Act, as fully and effectually to all Intents and Purposes,

48 G. 3. c. 1. extended to Exchequer Bills under this Act.

poses, as if the said several Clauses or Provisoes had been particularly repeated and re-enacted in the Body of this Act.

Bills to bear
Interest of 2½d
per Cent. per
Diem.

When payable.

III. And be it further enacted, That the said Bills to be made out in pursuance of this Act shall and may bear an Interest not exceeding the Rate of Two Pence Halfpenny *per Centum per Diem*, upon or in respect of the whole of the Monies respectively contained therein; and that One-fourth Part of each Class or Denomination of such Bills shall be made payable on the First Day of *February* One thousand eight hundred and twelve; One other Fourth Part thereof, on the Third Day of *May* One thousand eight hundred and twelve; One other Fourth Part thereof, on the Fourth Day of *August* One thousand eight hundred and twelve; and the Residue thereof on the Second Day of *November* One thousand eight hundred and twelve; and that the Principal Sum contained in every such Bill, together with such Interest as aforesaid to be computed from the Day of the Date thereof until the time by this Act appointed for Payment thereof, shall be paid off and discharged upon the Days and Times respectively appointed for the Payment thereof.

Provisoes as to
receiving Bills in
Payment of
Taxes.

IV. Provided always, and be it further enacted, That all and every the Exchequer Bills to be made forth by virtue of this Act, or so many of them as shall from time to time remain undischarged and uncanceled, after the respective Days on which they shall become due and payable, shall and may after that time pass and be current to all and every the Receivers and Collectors in *Great Britain*, of the Customs, Excise, or any Revenue, Supply, Aid or Tax whatsoever, due or payable to His Majesty, his Heirs or Successors, and also at the Receipt of Exchequer of *Great Britain*, from the said Receivers or Collectors, but no such Receiver or Collector shall exchange at any time before the said Day of Payment thereof, for any Money of such Revenues, Aids, Taxes or Supplies, in his Hands, any Exchequer Bill which shall have been issued as aforesaid by virtue of this Act; nor shall any Action be maintained against such Receiver or Collector for neglecting or refusing to exchange any such Exchequer Bill for ready Money before the said Day of Payment thereof; any thing in this Act to the contrary contained in any wise notwithstanding; and that such of the same Bills as shall be received at the Exchequer, shall and may be locked up and secured as Cash, according to the Course of the Exchequer, settled and established by Law, for locking up and securing Monies received in Specie there.

Commissioners.

V. And be it further enacted, That *Thomas Hamilton* Esquire, commonly called Lord *Binning*, the Honourable *William Lamb*, the Honourable *William Beauchamp Lygon*, *Joshua Jonathan Smith* Esquire, Sir *James Shaw* Baronet, Sir *John Perring* Baronet, *Harvey Christian Combe* Esquire, *Charles Grant* Esquire, *John Smith* Esquire, *Thomas Hughan* Esquire, *John Christian Curwen* Esquire, *George Bellas Greenough* Esquire, *James Brogden* Esquire, *Charles Bosanquet* Esquire, *John Thornton* Esquire, *Job Matthew Raikes* Esquire, *Charles Pole* Esquire, *John Inglis* Esquire, *Thomas Bainbridge* Esquire, *John Josiah Holford* Esquire and *Benjamin Harrison* Esquire, shall be, and are hereby constituted Commissioners for advancing and lending to any Body or Bodies Politick or Corporate, or to the Merchants, Bankers and Traders, resident within the Kingdom of *Great Britain*, upon the Deposits and Securities, and under the Terms and Conditions, and subject to the Regulations herein mentioned, the Exche-

Exchequer Bills to be made out in pursuance of this Act; and the said Commissioners are hereby respectively required to execute the Powers and Authorities given to them by this Act, without any Fee, Reward, Emplument or Gratuity whatever.

VI. And be it further enacted, That any Two of the said Commissioners in this Act named, before they enter upon the Execution of the same, shall take an Oath before the Chancellor of the Exchequer or the Master of the Rolls for the Time being, which they or either of them are and is hereby authorized and required to administer; the Tenor whereof shall be as followeth; that is to say,

Commissioners
to take Oath.

I *A. B.* do swear, That according to the best of my Judgment I will faithfully and impartially execute the several Powers and Trusts vested in me by an Act, intituled, *An AB* [*here set forth the Title of this AB*] according to the Tenor and Purport of the said Act.

And every other of the said Commissioners in this Act named, shall likewise take the same Oath before the said Two Commissioners, who are hereby authorized and required to administer the same, after they shall themselves have taken the said Oath as aforesaid.

VII. And be it further enacted, That the said Commissioners appointed by this Act shall have Power to meet and sit, from time to time, in such Place or Places as they shall find most convenient, with or without Adjournment; and they or any Seven or more of them, shall and may appoint and employ a Secretary, and so many Clerks, Brokers, Messengers and Officers as they shall think meet; and allow to such Secretary, Clerks, Brokers, Messengers and Officers, with the Consent and Approbation of the Commissioners of the Treasury for the time being, in Writing, under their Hands, such reasonable Salaries as the said Commissioners appointed by this Act shall think meet; and shall and may also employ a Solicitor, and allow to such Solicitor such Salary or Reward as the said Commissioners shall think reasonable for his Care and Labour; and shall and may give and administer to such Solicitor, Secretary, Clerks, Brokers and Officers respectively an Oath for their faithful Demeanor in all things relating to the due Performance of the Trusts reposed in them by the said Commissioners, and in all other things touching the Premises; and from time to time at their Discretion dismiss and discharge such Solicitor, Secretary, Clerks, Brokers, Messengers and other Officers, and appoint others in their Place; and the said Solicitor, Secretary, Clerks, Brokers and Officers are hereby required faithfully to execute and perform the said Trusts, in them severally and respectively reposed, without taking any thing for such Service, other than such Salaries or Reward as the said Commissioners shall direct and appoint in Manner aforesaid.

Commissioners
may meet, ap-
point Officers,
and administer
Oaths, &c.

No other Re-
ward than Sa-
laries.

VIII. And be it further enacted, That no Officer or other Person or Persons whatsoever, employed in and about the Execution of this Act; in the Receipt of His Majesty's Exchequer, shall demand, take or accept any Fee or Gratuity whatsoever, for their Care and Labour, other than such Allowances or Rewards as shall or may be granted to them under the Authority of the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, or the Lord High Treasurer for the time being.

Officers in Ex-
chequer not to
receive Fees.

Commissioners may examine upon Oath, and receive Depositions made before Magistrates.

IX. And be it further enacted, That it shall be lawful for the said Commissioners, or any Three or more of them, and they are hereby authorized and empowered, to examine upon Oath or Affirmation (which Oath or Affirmation they or any One or more of them, are and is hereby authorized to administer) all Persons who shall be willing to be examined touching all such Matters and Things as shall be necessary for the Execution of the Powers vested in the said Commissioners by this Act; and also to receive any Affidavits or Depositions in Writing upon Oath or Affirmation, touching such Matters or Things as aforesaid, which shall be made before any Justice of the Peace of any County or Shire, or any Magistrate of any City, Borough, or Town Corporate in *Great Britain* or *Ireland*, where or near to which the Person making such Affidavit or Deposition shall reside, and certified and transmitted to the said Commissioners appointed by this Act, under the Hand and Seal of such Justice or Magistrate (which Oath or Affirmation every such Justice or Magistrate shall be and is hereby authorized and empowered to administer): Provided that in every such Affidavit or Deposition there shall be expressed, the Addition of the Party making such Affidavit or Deposition, and the particular Place of his or her Abode.

Proviso.

Perjury.

X. And be it further enacted, That if any Person or Persons, upon Examination upon Oath or Affirmation before the said Commissioners respectively, or if any Person or Persons making any such Affidavit or Deposition as before mentioned, shall wilfully and corruptly give false Evidence, or shall in such Affidavit or Deposition wilfully and corruptly swear, affirm or alledge any Matter or Thing which shall be false or untrue, every such Person or Persons so offending, and being thereof duly convicted, shall be and is and are hereby declared to be subject and liable to such Pains and Penalties as by any Law now in being Persons convicted of wilful and corrupt Perjury are subject and liable to.

Treasury to issue Money for Execution of Act.

XI. And be it further enacted, That the Lords Commissioners of the Treasury, or Lord High Treasurer for the time being, are hereby respectively authorized and required to issue and cause to be advanced all such Sums of Money to such Person or Persons, in such Manner and in such Proportions, as the said Commissioners appointed by this Act, or any Seven or more of them, shall, by Writing under their Hands from time to time, desire, out of any Part of the Public Monies remaining in His Majesty's Exchequer, to be replaced in the Manner hereinafter mentioned; which Sums so to be issued and advanced shall be employed for the Payment of Allowances, and in defraying all other necessary Charges and Expences in and about the Execution of this Act, without other Account than before the Lords Commissioners of His Majesty's Treasury, and which Money so to be issued shall not be subject to any Tax, Duty, Rate or Assessment whatsoever, imposed by Authority of Parliament; but that an Account of the said Charges and Expences shall be laid before both Houses of Parliament within Two Months after the Expiration of the Commission, if Parliament shall be then sitting, and if Parliament shall not be sitting, then within Fourteen Days after the Commencement of the then next Session of Parliament.

Account laid before Parliament.

Commissioners to receive Ap-

XII. And be it further enacted, That on the Day next after this Act shall have received the Royal Assent, or as soon after as the said

Com-

Commissioners or any Seven or more of them, who shall have taken the said Oath as aforesaid, shall meet on the Day next after the passing of this Act, or as soon after as any Seven of the said Commissioners can assemble, and receive or appoint a proper Person for receiving all such Applications in Writing as shall be made to them from any Body or Bodies Politic or Corporate, or from any Merchants, Bankers or Traders in *Great Britain*, for the Loan and Advance of Money by Exchequer Bills as aforesaid; and shall also then fix and appoint a Day not later than the Fourth Day from the Day of their First Meeting as aforesaid, for taking into their Consideration all such Applications, and shall meet together for that Purpose, and shall proceed with all convenient Dispatch to ascertain the Amount of the Sums in Exchequer Bills, which in their Judgment will be immediately requisite to be advanced under this Act, in pursuance of Applications then delivered, and shall forthwith certify such Amount to the Lords Commissioners of the Treasury or the Lord High Treasurer for the time being, by One or more Certificate or Certificates under the Hands and Seals of the said Commissioners, or any Seven or more of them; and the said Lords Commissioners of the Treasury, or any Three or more of them, or the Lord High Treasurer for the time being, shall, on Receipt of such Certificate or Certificates, direct the proper Officer or Officers at the said Exchequer, to deliver out, in the Manner and under the Regulations hereinafter mentioned, Exchequer Bills, in equal Proportions as nearly as may be, of Bills payable at the different Periods specified in this Act, to the Amount specified in such Certificate or Certificates, in case the same shall not exceed the Value of One Fourth Part of the Exchequer Bills to be issued in pursuance of this Act; and in case the Amount specified therein as aforesaid shall exceed such Fourth Part, then to such Amount as the said Lords Commissioners of the Treasury, or Lord High Treasurer for the time being, shall, on a Statement of the Causes to him or them to be made by the said Commissioners appointed by this Act, deem expedient and shall direct.

XIII. And be it further enacted, That the said Commissioners appointed by this Act shall, and they are hereby required, before any Apportionment of such Exchequer Bills shall be made, to cause all the Applications then delivered to be classed according to the Amount of the Sums respectively applied for, and the Nature of the Securities tendered, and the Circumstances, Situation and Connections of the Parties applying, as far as the same shall appear upon the said Applications; and thereupon to draw up and establish such general Rules and Regulations for their own Government, in the apportioning and distributing the Sums to be advanced and lent in Exchequer Bills under this Act, to the several Persons applying for the same, as they in their Discretion shall deem equitable and just, all which Rules and Regulations shall, within a convenient time, be entered in a Book or Books to be prepared and kept by such Commissioners for that Purpose; and the said Commissioners appointed by this Act according to the true Purport and Meaning of such general Rules and Regulations as aforesaid, shall proceed to take into their Consideration all such Applications, which shall specify the Particulars of the Sums required to be advanced as aforesaid, not being in any case less than the Sum of Four thousand Pounds, and which shall tender any Security which the said Commissioners are authorized by this Act to take

Applications in Writing for Loan of Exchequer Bills, and to certify Amount wanted.

Treasury to direct Exchequer to issue Bills agreeably to Certificates of Commissioners.

Commissioners to cause Applications to be classed, and to establish Regulations for apportioning Sums advanced, &c.

for the Payment of the Sums to be advanced, and which shall also specify the Nature and Amount thereof; and from time to time, on Enquiry into the same respectively, shall determine what Persons shall in their Judgment be entitled to any Part of the Exchequer Bills to be advanced or lent under this Act, and to what Amount, and shall ascertain the Nature and Amount of the Securities to be required from them for the same respectively; and that all such Exchequer Bills shall be distributed in such Proportions, according to the respective Sums and Periods of Payment expressed therein, that the Repayment thereof to be made on each Loan may be made as nearly as may be by equal Instalments.

Commissioners to give to Persons to whom Bills apportioned, Certificates of Amount, which shall be sufficient Warrant for Delivery.

XIV. And be it further enacted, That the said Commissioners appointed by this Act shall deliver to all Persons to whom any of the said Exchequer Bills shall be apportioned as aforesaid by the said Commissioners, Certificate or Certificates, under the Hands and Seals of Two or more of such Commissioners, specifying the Amount of the Sums to be advanced and lent, to be respectively numbered and marked, in the Course and Order in which the same shall be delivered; which Certificate or Certificates being deposited with the proper Officer or Officers, shall be a sufficient Authority, without other Warrant, to such Officer or Officers, to deliver such Exchequer Bills to the like Amount and Value, as shall be described in and by such Certificate or Certificates of such Commissioners; provided that the total Amount to be issued by virtue of such Certificates shall not at any one time exceed the Amount of Exchequer Bills directed to be issued by the Lords Commissioners of the Treasury, as herein mentioned; and every such Exchequer Bill shall bear Date on the Day on which the said Certificates shall appoint and direct, and shall and may be signed by the Auditor of the Receipt of His Majesty's Exchequer, or, in his Name, by any Person duly authorized by the said Auditor to sign the same, with the Approbation of the Lords Commissioners of the Treasury, in Writing under their Hands, or of any Three or more of them; and the said Commissioners appointed by this Act shall have Power and Authority from time to time to revise and alter such Rules and Regulations as aforesaid, as they shall see occasion; but that no such Revision or Alteration shall be valid, unless agreed to at a Board of the said Commissioners, consisting of Eleven or more of them, convened upon three Days Notice for that Purpose.

Bills to bear Date when issued.

Commissioners may alter Regulations.

Commissioners may appoint Days for considering further Applications.

XV. And be it further enacted, That the said Commissioners, or any Seven or more of them, shall fix and appoint other proper and convenient Days for taking into Consideration such further Applications as shall from time to time be made to them, and shall ascertain the Amount of such Exchequer Bills as shall be required to be from time to time issued for the Purposes of this Act, and by like Certificate or Certificates as aforesaid, certify the same to the Lords Commissioners of His Majesty's Treasury or the Lord High Treasurer for the time being, who shall and may, on Receipt thereof, direct further Exchequer Bills to be issued to such Amount, from time to time, as the Exigency of the Case shall in their or his Judgment require to be issued, in equal Proportions, as nearly as may be, of Bills payable at such of the different Periods specified in this Act, as shall be subsequent to the time when such Issues shall be to be made respectively, until the whole of the Bills to be made out in pursuance of this Act shall

Treasury may direct further Bills to be issued, &c.

shall have been issued for the Purposes aforesaid; and the said Commissioners by this Act appointed shall from time to time proceed to determine to what Amount such Exchequer Bills shall be advanced to the Person respectively applying for the same under this Act, and shall grant Certificates thereof to the proper Officer or Officers at the said Receipt of the Exchequer, in such Form and under the like Rules and Regulations as are hereinbefore mentioned, concerning the Exchequer Bills to be first issued as aforesaid; and such Officers shall from Time to Time deliver such Exchequer Bills in the Form and in the Manner before directed.

XVI. Provided also, and be it further enacted, That in case all the Exchequer Bills authorized by this Act to be issued and directed to be respectively made payable either on the First Day of *February* now next ensuing, the Third Day of *May* then next ensuing, or the Fourth Day of *August*, shall not be issued from the said Exchequer, in pursuance of this Act, before such Days respectively, the proper Officer or Officers of the said Exchequer shall from time to time deliver an Account of the same to the Lords Commissioners of the Treasury, or the Lord High Treasurer for the time being; and it shall be lawful for the said Lords Commissioners of the Treasury, or any Three or more of them, or the Lord High Treasurer for the time being, to direct a like Number of Exchequer Bills to the same Amount to be made out at the said Exchequer, in lieu of the Bills not issued there as aforesaid, and that the same shall be made payable in equal Proportions, as near as may be, upon the several Days then to come on which Exchequer Bills are by this Act directed to be made payable, and shall be issued and applied in like manner and to the like Purposes as the Exchequer Bills, in lieu whereof the same are to be made, are by this Act directed to be issued and applied.

XVII. And be it further enacted, That such Officers by whom such Exchequer Bills shall be delivered, shall from time to time, upon the Requestion of the said Commissioners hereby appointed, deliver to them at their Office complete Lists of all the Exchequer Bills made out by them, specifying therein the respective Dates and Sums expressed therein, and the Periods appointed for the Payment of the same; and distinguishing therein the Persons to whom and the Numbers of the Certificates by virtue whereof the same were issued respectively.

XVIII. And be it further enacted, That all and every Person and Persons to whom such Exchequer Bills shall be advanced or lent, shall previously enter into such Security, in such Sum or Sums of Money, and with such Sureties or such Deposits of Goods as the Case may require, and the said Commissioners, or any Seven or more of them, shall deem necessary; which Securities the said Commissioners, or any Seven or more of them, shall by their Discretion have full Power and Authority to cause to be taken as hereinafter is mentioned; and that every Security to be taken, in pursuance of this Act, as well of the Principal Party as of such Sureties respectively, shall be by Writing obligatory to our Sovereign Lord the King, in such Sum or Sums of Money as shall be directed by such Commissioners, or any Seven or more of them, by virtue of this Act to be paid to our said Lord the King, by such Form of Words as Obligations to the King's Majesty have been used to be made, and with such Conditions to be thereunderwritten, as by such Commissioners shall be deemed proper; and

Account of Bills payable on 1st Feb., 3^d May or 4th August, and not then issued, delivered to Treasury.

Bills made out in lieu thereof, &c.

Lists of Exchequer Bills made out delivered to Commissioners.

Persons to whom Bills advanced to enter into Security, &c.

that all such Obligations to be so made shall be good and effectual in the Law, and shall be of the same Quality, Force and Effect, to all intents and purposes, as any Obligation made to our Sovereign Lord the now King, or his Predecessors, or any of them, hath at any Time heretofore been or now is adjudged, received or taken to be, any Law, Usage or Custom to the contrary notwithstanding.

How Securities
shall be given, &c.

XIX. And be it further enacted, That all Securities which shall be entered into by the Person or Persons to whom or to whose Account any such Exchequer Bills shall be advanced, shall be made in such Sum, not less than Double the Amount of the Principal Sums contained in such Exchequer Bills, as the said Commissioners, or any Seven or more of them, shall in their Discretion direct; and that in every such case, if the Party or Parties shall enter into such Security, without any Surety or Sureties, then such Party or Parties shall, over and above such Security, deposit or cause to be deposited in the Custody of the said Commissioners, or of such Persons as they shall appoint by Writing under the Hands of the said Commissioners, or any Two or more of them, Wares or Merchandize of the proper Goods of such Party or Parties, or in his or their Possession and Disposition, and wherein he or they shall have a specific Interest to a certain Amount, which shall be proved to the Satisfaction of such Commissioners, (the Duties of Customs and Excise payable upon the same, in case any such Duties shall by Law be payable upon such Goods, being first duly satisfied, and which shall be proved to the Satisfaction of the said Commissioners, or such Person or Persons as they shall appoint) bearing a Proportion not less than is hereinafter mentioned, to the Value of the Principal Sums so to be advanced, and which Wares or Merchandize shall be delivered to the said Commissioners, or to such Persons as they shall appoint as aforesaid, at such Place or Places hereinafter mentioned, as the said Commissioners or any Seven or more of them shall appoint; and shall be secured and kept in proper Warehouses, at such Places respectively, to be approved of by the said Commissioners, or any Seven or more of them, under such Regulations as the said Commissioners, or any Seven or more of them, shall prescribe; and such Wares and Merchandize shall not be liable to be attached or seized, or removed or taken from or out of the Custody of the said Commissioners, by any Process, either in Law or Equity, or by the Custom of the City of London, or other Place in this Kingdom, or by or under any Commission of Bankruptcy not actually issued at the Time when such Deposit shall be made, unless the Principal Sums contained in such Exchequer Bills as shall be advanced or lent on the Security of the said Wares or Merchandizes, together with such Interest as shall be directed to be paid by this Act, shall be first paid or satisfied, at the Times or in the Manner hereinafter mentioned; or without having obtained the previous Consent of the said Commissioners, or any Seven or more of them, under their Hands, for such Attachment or Seizure, or for the Removal of the same, according to the Directions of this Act, or by the Order of the Court of Exchequer at Westminster, or the Court of Exchequer in Scotland, or the Court of Exchequer in Ireland, as hereinafter is mentioned.

Commissioners
may lend Exchequer
Bills to

XX. Provided always, and be it further enacted, That it shall law-
ful for the said Commissioners appointed by this Act to advance and
lend such Exchequer Bills to any Person or Persons on the Security
of

of any Wares or Merchandize, the Property of any other Person or Persons, with the Consent of the lawful Owner or Owners thereof, such Consent to be testified and proved to the Satisfaction of such Commissioners in such Manner as they or any Seven or more of them shall think proper; and that such Wares or Merchandize being pledged with such Consent as aforesaid, shall be bound as fully and effectually as if such Exchequer Bills were advanced and lent to the true Proprietor or Proprietors thereof respectively under this Act.

Persons on Property of others.

XXI. And be it further enacted, That if any Question shall arise respecting the Property of any Wares or Merchandize which shall be deposited as aforesaid, or any Interest therein, or the Money arising by Sale thereof, or any Part thereof, any Persons or Person claiming such Wares or Merchandize, or any Interest therein, or the Produce thereof, or any Part thereof, shall and may apply in a summary way, by Motion or otherwise, touching the same, to the said Courts of Exchequer respectively as the Case may require; which Courts shall proceed to enquire into the Validity of such Claims, and shall thereupon order such Wares or Merchandize, or any Part thereof, or any Money which shall have arisen by Sale thereof, or any Part thereof, to be delivered or paid to such Person or Persons, upon such Terms and in such Manner as the said Courts respectively shall direct.

How Questions respecting Property deposited determined.

XXII. And be it further enacted, That it shall be lawful for the said Commissioners appointed by this Act to advance and lend Exchequer Bills, to be made out in pursuance of this Act, on Wares or Merchandize that are or may be lodged and secured in the King's Warehouses or in Warehouses or Places under the King's Lock, and under the Management or Controul of the respective Commissioners of Customs and Excise, or either of them in *England or Scotland* respectively, in the Port of *London*, or in any other Port in *Great Britain*, wherein Wares or Merchandize are or may be allowed by Law to be secured without Payment of Duty in the first Instance, or any of them, but not elsewhere, on the estimated value of the said Wares or Merchandize, exclusive of the Duties chargeable thereon; and that such Wares or Merchandize shall remain in such Warehouses or Places respectively wherein they shall have been secured under the King's Lock, and under the Management or Controul of such respective Commissioners of Customs and Excise, under the several Rules, Regulations and Restrictions now established by Law, except as is by this Act excepted; provided that no such Wares or Merchandize shall be removed from any such Warehouses without the Authority of the said Commissioners appointed by this Act, signified to such respective Commissioners of Customs and Excise, by Warrant under the Hands and Seals of any Seven or more of the said Commissioners appointed by this Act.

Commissioners may advance Bills on Wares lodged as herein specified, which shall not be removed without their Authority.

XXIII. And be it further enacted, That the principal Officers of Customs or Excise resident at any of the Places hereinbefore mentioned, or any other Officer or Officers of Customs or Excise at such Places respectively, being duly authorized by the respective principal Officers as aforesaid, shall receive into their Custody respectively any Wares or Merchandize intended to be deposited as a Security for any Loan to be advanced under this Act, and forthwith transmit a Certificate under their or his Hands to the said Commissioners appointed by this Act, certifying the Nature, Quantity and Quality thereof.

Officers of Customs or Excise to receive Deposits, and transmit Certificates to Commissioners.

Duties on Deposits not demanded, or Warehouse room for Tobacco, while ware housed under Act.

Commissioners may advance on Merchandize deposited in Warehouses belonging to E. I. C.

How far Surety responsible.

No Bills issued, unless Sums set against Names of Sureties amount to double the Sum advanced.

Commissioners to provide Warehouses.

And appoint Officers to take Care thereof.

XXIV. Provided also, and be it further enacted, That the Duty payable by Law for such Wares or Merchandize shall not be required or demanded during such Time as such Wares or Merchandize shall remain in any such Warehouses or Warehouse, under the Authority of this Act; nor shall any Warehouse Rent in case of Tobacco, be demanded, by reason of its continuing in any such Warehouses or Warehouse, under the Authority of this Act, other than what is now payable by Law on any such Tobacco; any Law or Statute to the contrary notwithstanding.

XXV. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners appointed by this Act to advance and lend Exchequer Bills to be made out in pursuance of this Act, on Wares or Merchandize deposited in any Warehouse or Warehouses in *Great Britain*, belonging to the United Company of Merchants of *England* trading to the *East Indies*; on delivering to the said Commissioners all such Warrants or Warrant, under which such Party or Parties to whom such Exchequer Bill shall be advanced shall have become entitled to such Wares or Merchandize, without being compelled to remove the same from or out of such Warehouse or Warehouses into the Custody of such Commissioners.

XXVI. And be it further enacted, That in all cases where such Security shall be entered into with such Surety or Sureties as the said Commissioners or any Seven or more of them shall in their Discretion approve, then each of the Sureties in such Security shall be bound in such Sum and no more, as he shall set and subscribe against his Name upon such Security: Provided that no Exchequer Bills shall be issued on the Security last mentioned, unless the Amount of all the Sums set and subscribed against the Names of the several Sureties upon the said Security, shall amount in the whole to Double the Sums contained in such Exchequer Bills so to be advanced on the Credit thereof; nor on any Deposit of Goods to a greater Amount than the Proportion of Fifty Pounds *per Centum*, in case the said Goods are manufactured, or of Sixty Pounds *per Centum*, in case the said Goods are unmanufactured, on the Value of such Deposit, or on the Value of the specific Interest which the Party or Parties depositing the same shall have therein as aforesaid.

XXVII. And be it further enacted, That the said Commissioners or any Seven or more of them shall and they are hereby authorized and required to provide from time to time such Warehouses or Places as they shall deem requisite for lodging and securing all such Wares or Merchandize, in which the full Duties of Customs and Excise shall have been paid, as shall be deposited with them under the Directions of this Act, at such Cities, Towns and Places as are hereinbefore described, and not elsewhere, in regard to such Wares and Merchandize as may have been imported into this Kingdom from foreign Parts, but in such Towns and Places as may appear to the said Commissioners to be convenient and proper, as to such Wares and Merchandize as are of the Manufacture of the United Kingdom, and to appoint the necessary Officers to attend and have the Care of such Wares or Merchandize at such Warehouses or Places respectively, and to cause all such Wares or Merchandize, or the respective Packages containing the same, to be numbered, marked, weighed or taken an Account of, in such Manner and from time to time at such times as the said Commissioners shall deem necessary,

so as to avoid any Damage or Loss to the respective Proprietors thereof by reason of such Deposits; and it shall be in the Discretion and Power of the said Commissioners, or any Seven or more of them, to make all necessary Regulations from time to time for the Receipt, safe Custody, and Delivery out of such Wares and Merchandize deposited in such Warehouse or Warehouses, or other Places, and from time to time to permit the Proprietor or Proprietors thereof, or their respective Agents or Factors, or other Persons duly authorized to inspect, examine, and take reasonable Samples of the same; provided, that upon the Application of the Proprietor or Proprietors of any Wares or Merchandize deposited under this Act, and upon Proof made before the Commissioners or any Seven or more of them, or before such Person or Persons as they shall appoint; but nevertheless to the Satisfaction of such Commissioners, of the Expediency of redelivering the same to such Proprietor or Proprietors, his or their Assignee or Assigns, for the Purpose of Trade, before the Sums advanced or lent thereon shall be paid or satisfied; and upon a Tender of such Security for the due Payment thereof, as is herein mentioned, or of other Goods of equal Value to be deposited in like Manner, it shall be lawful for the said Commissioners, or any Seven or more of them, in their Discretion, to change the Security for such Loan, and to direct and order such Wares and Merchandize to be redelivered to such Proprietor or Proprietors, his or their Assignee or Assigns, on depositing other Goods as aforesaid, or giving such Security as by this Act is directed to be taken for the Payment of all the Principal Sums advanced and lent on the said Wares and Merchandize, and which shall be then unpaid, together with such Interest for the same, as by this Act is limited, at the respective Days or Times appointed for Payment of the same; and further, that where any Payment of the said Principal Sums with Interest shall have been duly made on or before the Day appointed for Payment thereof, the said Commissioners or any Seven or more of them, upon the Application of the Proprietor or Proprietors of any Wares or Merchandize deposited as aforesaid, his, her or their Assignee or Assigns, shall direct and order a Part of such Wares and Merchandize, the estimated Value whereof shall as near as conveniently may be in the Judgment of such Commissioners bear the same Proportion to the estimated Value of the Whole which such Principal Sum so repaid shall bear to the whole of the Principal Sums advanced and lent on any such Wares and Merchandize, to be redelivered to such Proprietor or Proprietors, his or their Assignee or Assigns, and so from time to time on every such respective Instalment being so paid and satisfied, on or before the Day when the same shall respectively become payable; and in like Manner shall redeliver the whole of such Wares or Merchandize on Payment of all the Principal Sums advanced and lent thereon, together with Interest; and that upon producing the Certificate or Certificates of the said Commissioners, or any Seven or more of them, with the Receipt of the Cashier or Cashiers of the Bank of England thereunto annexed, signifying the Payment thereof as aforesaid; the Officer or Officers having the Care of such Wares or Merchandize, shall deliver out of the Warehouse or Warehouses or other Places wherein the same shall be so deposited, the whole or so much of the said Wares or Merchandize as shall be mentioned

tioned or expressed in such Certificate or Certificates of such Commissioners.

Commissioners to provide Warehouses within Ten Miles of London.

XXVIII. Provided always, and be it further enacted, That the said Commissioners shall and they are hereby authorized and required to provide from time to time such Warehouses or Places as they shall deem requisite for lodging and securing Wares or Merchandize deposited with them, and on which the full Duties of Customs and Excise shall have been paid, at any Place not more than Ten Miles distant from the Standard in *Cornhill*, in the City of *London*; and that such Custody shall be as valid and effectual as if the same were deposited in *London*, in pursuance of this Act.

Deposits in Warehouses of Owner, under Custody of Officers deemed Deposit by this Act.

XXIX. And be it further enacted and declared, That all Wares and Merchandize which are or shall be placed under the Custody of any Officer or Officers of the Customs or Excise, or in any Rooms, Warehouses or Places belonging to any Owner or Owners of such Wares or Merchandize, in any of the Places mentioned in this Act for the Deposit of Wares and Merchandize, and which shall be approved by the said Commissioners as a Security for any Loan under this Act, shall be deemed a Deposit of Wares and Merchandize within the true Intent and Meaning of this Act, and shall and may be kept and secured in the Custody of such Officer or Officers of the Customs or Excise, in such Warehouses, Rooms or Places of such Owner or Owners respectively, as a Security for such Loan and until Payment thereof, under such Rules and Regulations as shall be from time to time prescribed by the said Commissioners, and under the several Restrictions, Conditions, Exemptions, Privileges and Advantages, and as fully and effectually to all Intents and Purposes, as if the same Wares and Merchandize were deposited as such Security in the Custody of the said Commissioners under this Act.

Permits.

XXX. Provided also, and be it further enacted, That in all Cases where a Permit shall be required by Law for the Removal of any Wares or Merchandize from Place to Place within this Kingdom, such Permit shall be required in all Cases for the Removal of the like Wares or Merchandize to or from any Warehouse or Warehouses to be provided or used under the Authority of this Act.

Persons depositing Wares to insure them.

XXXI. Provided always, and be it further enacted, That the Person or Persons depositing or causing to be deposited any Wares or Merchandize under this Act, shall at his and their proper Charges, if required so to do by the said Commissioners appointed by this Act, cause the same to be insured from any Loss by Fire, for and during such time as the said Wares or Merchandize shall be deposited in any Warehouse or Warehouses or other Place in pursuance of this Act, for such Sum or Sums of Money, and with such Person or Persons as the said Commissioners shall direct or approve.

Commissioners empowered to take, as additional Security, Deposits of Bills of Exchange, &c.

XXXII. And be it further enacted, That it shall be lawful for the said Commissioners, in all Cases where they shall see occasion, to accept and take as a further and additional Security for any Loan to be made of any such Exchequer Bills, or any Part of such Loan, over and above the Security required by this Act, any Exchequer Bills, *India* Bonds, Bills of Exchange, or other negotiable Securities for Money whatever, which shall be deposited for that Purpose, as the said Commissioners, or any Seven or more of them, shall direct; and all such Exchequer Bills, *India* Bonds, Bills of Exchange, or other negotiable Securities for Money so deposited shall, in Default

of Payment of such Loan, in the manner directed by this Act, become and be vested in the said Commissioners, and shall and may be sold and disposed of, or the Monies due and payable by virtue thereof shall and may be sued for in due Course of Law, in the Name of their Secretary for the time being, for the Use of the said Commissioners under this Act

XXXIII. And be it further enacted, That it shall be lawful for the said Commissioners, in all Cases where they shall see Occasion, to accept and take as a further and additional Security for any Loan to be made of any Sum in such Exchequer Bills as aforesaid, or Part of such Loan, from any Principal or Surety in such Loan, or other Person or Persons having Lands, Heritages, or other Real Estates in *Scotland*, any Heritable Security whatever, which may affect, incumber, or charge the said Real Estates of such Principals or Sureties, or such other Persons as aforesaid, by the Laws of *Scotland*; and also to accept and take as a like further and additional Security, from any such Principal or Surety, or other Person or Persons possessed of any Heritable Security affecting, incumbering or charging any Real Estates in *Scotland*, any Assignment of such Heritable Security, prepared according to the Forms prescribed by the Laws of *Scotland*; and that every such Heritable Security which shall be so granted or constituted, and every Assignment of any Heritable Security which shall be so made, as any such further and additional Security for such Loan as aforesaid, shall respectively be granted, constituted, and made to and in the Name of the Secretary to the said Commissioners for the time being, in Trust for the said Commissioners, in Terms of the Loan for which the same shall be a Security; and the said Secretary for the time being shall, under the Directions of the said Commissioners, have full Power and Authority to perform, execute and carry into Effect any Acts, Matters and Things whatever, which shall be requisite for the further and better assuring and validating any such Heritable Security or Assignment thereof as aforesaid, and for enforcing, prosecuting and pursuing the same, for the Recovery of the Sums for which such Securities were respectively granted, constituted and made in all Courts of competent Jurisdiction in *Scotland*, as fully and effectually, to all Intents and Purposes, as if the same Securities respectively were granted, constituted and made to the Secretary for the time being, as a Security for his own proper Debt in *Scotland*; and that on Payment or Satisfaction of the Principal Sums for which such Security shall be given, with Interest for the same, and all Costs incurred in recovering the same; and the said Secretary for the time being shall, and he is hereby authorized, under the Direction of the said Commissioners, to execute, on Behalf of the said Commissioners, a Discharge and Renunciation of the said Money so paid or satisfied, to be prepared at the Costs of the Party or Parties making such Payment or Satisfaction, according to the Forms prescribed by Law for discharging and renouncing an Heritable Debt or Incumbrance upon a Real Estate in *Scotland*; and that such Discharge and Renunciation shall be good and valid in Law to all Intents and Purposes whatsoever.

XXXIV. And be it further enacted, That in case any Person or Persons carrying on Trade in a Partnership or Firm with any other Person or Persons, shall apply for any Exchequer Bills to be advanced by virtue of this Act, on any of the Securities herein mentioned, and

Commissioners may take, as additional Security, Heritable Securities on Estates in *Scotland*, and Assignments thereof.

Partners to give, besides required Security, a Promissory Note for such Sum as Commissioners shall direct.

shall shew to the Satisfaction of the said Commissioners, that such Exchequer Bills are to be advanced to such Person or Persons, for the Use of the said Partnership, it shall be lawful for the Person or Persons so applying for such Advance, to give to the said Commissioners, over and above the Security required by this Act, a Promissory Note or Promissory Notes, in the Partnership Firm, in such Sum or Sums of Money respectively, not exceeding in the whole the Amount of the Sum to be advanced to such Person or Persons, with Interest for the same, according to this Act, as the said Commissioners shall direct; which Promissory Notes as aforesaid shall respectively be made payable to the Secretary of the said Commissioners for the time being, at such Times and in such Proportions as the Advance to be made to the Person or Persons so applying shall be stipulated to be paid, by the Obligation or Obligations, to be entered into by such Person or Persons pursuant to this Act; which Notes shall be respectively made in the Form following; that is to say,

‘ WE promise to pay to the Secretary of the Commissioners for the Issue of certain Exchequer Bills for the time being, the Sum of _____ with Interest for the same, at the Rate of Five Pounds *per Centum*, by the Year, from the Date hereof, on _____ Day of _____ now next ensuing.’

Provided that separate and distinct Notes shall be made and given by such Person or Persons as aforesaid, in respect of each Instalment to be paid of the Sum advanced pursuant to this Act; and it shall be lawful for the Secretary to the said Commissioners for the time being to sue upon every such Note.

Partners Estates liable for Advances made them on Security of others, &c.

XXXV. And be it further enacted, That in case any Advance in Exchequer Bills shall be made to any Person or Persons concerned in any Partnership, upon the Application of any Person or Persons to the said Commissioners to make such Advance to the Use of the said Partnership, and such Advance, or any Part thereof, shall have been actually applied to the Use of the said Partnership, then the Estate and Estates of such Partnership shall be liable and subject to, and are hereby made chargeable with the Payment of the Sums advanced and actually applied as aforesaid, with Interest for the same, and all Costs attending the Recovery thereof, as in case of Debt found on Record to the King’s Majesty, notwithstanding the said Commissioners shall have taken Securities for the same Debt in the Name or Names of any other Person or Persons than the Persons concerned in such Partnership, or in the Name or Names of any One or more of such Partners; and in case it shall be made appear by Affidavit to any Baron of the respective Courts of Exchequer in *England, Scotland and Ireland*, that such Advance, or such Part thereof as aforesaid, was actually applied to the Use of the said Partnership, and the same being found on Record, it shall be lawful for such Baron to cause an Extent to be issued against the Estate and Effects of such Partnership, to the Amount of the Sum so actually applied, with Interest thereupon and Costs as aforesaid, in the same manner as if the Advance so actually applied was an immediate Debt from all the Persons concerned in such Partnership to the King’s Majesty, his Heirs or Successors.

XXXVI. And

XXXVI. And be it further enacted, That it shall be lawful for the said Commissioners to advance and lend to the respective Companies of the incorporated Banks in *Scotland*, called *The Bank of Scotland*, and *The Royal Bank*, and for the said Banks respectively to borrow from the said Commissioners, any Sum of Money in Exchequer Bills, or any of the Securities mentioned, in the same Manner as if such Sums respectively were lent and borrowed in *Scotland*; any Charter, Usage or Custom to the contrary notwithstanding; and that any Obligation to the King's Majesty in the Form mentioned in this Act, being under the Seals of such Corporations respectively, and every other Security made in the usual Form of such Securities for Money borrowed by such Corporations respectively in *Scotland*, which shall be entered into or given to or deposited with the said Commissioners as a Security for such Loans respectively, shall be good and valid in Law, and shall be respectively proceeded upon for the Recovery of such Loans, with Interest reserved thereon, and Costs attending the Recovery of the same, in the Manner directed, as fully and effectually as if such Money had been borrowed in *Scotland*, under the Powers, Limitations and Provisions contained in any Charter or Charters relating to the said Corporations respectively.

Commissioners may advance Exchequer Bills to the incorporated Banks in *Scotland*.

XXXVII. And be it further enacted, That the Principal Sums contained in the Exchequer Bills which shall be advanced or lent by the said Commissioners under the Authority of this Act, shall be repaid without Deduction or Abatement, together with Interest for the same, by Instalments as hereinafter is mentioned; that is to say, the Principal Sum in each and every Exchequer Bill shall be repaid to the Cashier or Cashiers of the Bank of *England*, at their Office, together with Interest for the same, at and after the Rate of Five Pounds *per Centum per Annum*, by the Space of Fifteen Days at least before the Time when each such Exchequer Bill shall become payable, according to the Provisions of this Act, such Interest to be computed on the said Principal Sum from the Date of such Exchequer Bill to the Time of Payment thereof; and if any Default shall be made by any Person or Persons in the Payment of any such Sum or Sums of Money within the respective Times hereinbefore limited for Payment thereof, according to the true Intent and Meaning of this Act, it shall be lawful for the said Commissioners hereby appointed, or any Seven or more of them, by any Warrant or Warrants under their Hands and Seals, to cause so much as they shall think necessary of the Wares and Merchandize deposited or being in any such Warehouse or Warehouses, or other Places, by or on account of such Defaulter or Defaulters, as a Security for such Payment, such Wares and Merchandize not bearing a greater Proportion to the estimated Value of the whole, than the Sum so due and in Arrear shall bear to the whole Sum advanced on the Credit of such Wares or Merchandize, to be appraised and sold at public Auction to the highest Bidder, under such Terms and Conditions of Sale as such Commissioners shall direct, for and towards satisfying such Part of the Sums advanced on such Wares and Merchandize as shall be then due, together with Interest as aforesaid, and with such Costs and Charges attending such Sale as shall be allowed by the said Commissioners; and the Money arising from such Sale shall be forthwith paid to the said Cashier or Cashiers

Principal Sums of Exchequer Bills, with Interest, repaid by Instalments.

If not duly paid Commissioners may order Part of Deposits to be sold.

Cashiers of the Bank of *England*, towards satisfying the Sum or Sums directed by such Commissioners to be raised thereby; and the Residue thereof shall be reserved at the said Bank of *England*, and carried to the Account of future Payments to be made by such Defaulter or Defaulters, if any shall remain to be made; and the Overplus (if any be after satisfying all Sums advanced on such Wares or Merchandize, with the Interest, Costs and Charges as aforesaid) shall be paid to such Defaulter or Defaulters, or such other Person or Persons as shall appear to such Commissioners to be entitled to the same, or such Person or Persons as he or they shall respectively appoint to receive the same; and further, that in case any such Default shall be made, and no Wares or Merchandize shall be deposited with the said Commissioners, or that the same shall be found or shall become insufficient in Value to satisfy the whole of the Demand from such Defaulter or Defaulters, it shall also be lawful for the said Commissioners, and they are hereby required, without further Delay, to issue their Warrant or Warrants from time to time to the proper Officer or Officers of the Crown having the Direction or Management of Proceedings upon Obligations to His Majesty, requiring such Officer or Officers presently to proceed against all or any of the Persons who shall have entered into any Security for the Sum advanced, his, her and their Heirs, Executors and Administrators, for the Recovery of such Parts of the Sums advanced on such Securities as shall be then due, together with Interest as aforesaid; and such Costs and Charges attending such Proceeding as shall be by Law payable for the same, the Amount of which Principal Sums so to be levied, the said Commissioners shall cause from time to time to be testified by their Note in Writing under the Hands of any Two or more of them to such Officer or Officers, and which Sum shall be inserted in the Writ of Process, and the like Process shall and may from time to time issue as aforesaid, as Occasion shall require; and the Sums so recovered (the Costs and Charges aforesaid excepted) shall be paid to the said Cashier or Cashiers of the Bank of *England*, without Abatement, Deduction or Delay, in Satisfaction of such Demands; and it shall be in the Discretion of the said Commissioners to direct against which of the Obligors in such Security such Proceedings shall be from time to time commenced or prosecuted; and the said Commissioners shall have the Controul and Superintendance of such Prosecutions, and the same shall not be discontinued, quashed or abated upon any Pretence whatever, without the Authority of the said Commissioners, testified under the Hands and Seals of any Two or more of them, and exhibited to the Barons of His Majesty's Court of Exchequer at *Westminster*, or to the Court of Exchequer in *Scotland*, as the Case may require.

In Proceedings
against Obligors,
no Writ of Scire
Facias requisite.

XXXVIII. Provided always, and be it further enacted, That where any Proceeding shall be directed by the said Commissioners as aforesaid, against any of the Obligors or Obligor named in any such Obligation, no Writ or Writs of *Scire Facias* shall be required to be issued; but that upon the Production of the Warrant or Warrants of the said Commissioners as before mentioned, before any of the Barons of the said respective Courts of Exchequer; and in case any such intended Proceeding shall be against any Sureties or Surety, then upon Proof of Notice having been served upon such Party or Parties, or left at his or their usual Place or Places of

Abode

Abode respectively, Ten Days at least before such Application shall be made to such Baron, an Extent shall and may issue in the first Process upon the Fiat of such Baron, without any Affidavit or other Verification or Proof of the Cause of such Proceeding than such Warrant or Warrants as aforesaid.

XXXIX. And be it further enacted, That after the due Payment of the Sums advanced with Interest as aforesaid at the Times and in the Manner herein specified, every such Obligation entered into in pursuance of this Act, being fully satisfied according to the true Intent and Meaning of this Act, shall be forthwith delivered up to be cancelled; and in case any such Obligation shall have been prosecuted according to the Directions of this Act, the said Commissioners, or any Two or more of them, shall by their Warrant or Warrants direct the proper Officer or Officers of the said respective Courts of Exchequer, to enter up Satisfaction on such Obligation or Obligations, so being satisfied as aforesaid, upon the Record or otherwise, to deliver up the same to be cancelled, as the Case may require.

After Payment of Sums advanced, with Interest, Obligations cancelled.

XL. Provided always, and be it further enacted, That the Payment of any of the Instalments of the Sums advanced by virtue of this Act, may be made either in Money, or in any of the Exchequer Bills to be issued by virtue of this Act, which shall have become due at the Time of such Payment, or which shall be payable at a Period not later than Fifteen Days next after the Day appointed by this Act for the Payment of such Instalment, in Discharge of which such Exchequer Bills shall be paid.

How Instalments paid.

XLI. And whereas the Parties to whom Exchequer Bills may be issued by virtue of this Act, may not have Occasion to make use of all their Bills: Be it further enacted, That such Exchequer Bills as may be tendered in Payment or Part of Payment of any of the Sums advanced by virtue of this Act, shall be returned to the Office at the Exchequer from which they were issued, and forthwith cancelled by the proper Officer or Officers by whom the said Bills were issued, he or they giving a Certificate to the Person returning such Exchequer Bills, for the Information of the Commissioners for carrying this Act into Execution.

Bills issued and not used returned to Exchequer, and cancelled.

XLII. Provided also, and be it further enacted, That it shall be lawful for the said Commissioners appointed by this Act, by Writing under the Hands and Seals of any Seven or more of them, to authorize the Cashier or Cashiers of the Bank of *England*, to employ any Monies which shall be paid as aforesaid, in the Purchase of any Exchequer Bills which shall be payable at the Period then next ensuing, and shall write thereon in Words at Length, the Day of the Month and Year in which he or they so purchased such Bills; to which respective Days the said Cashier or Cashiers shall be allowed the Interest, upon his or their paying the same into the Receipt of Exchequer as aforesaid: Provided that no Interest shall run or be paid upon or for any such Bills during the Time they shall remain in the Hands of such Cashier or Cashiers, but for such Time the Interest on every such Bill shall cease.

Commissioners may authorize Bank to employ Monies paid, in Purchase of Exchequer Bills.

Proviso.

XLIII. And be it further enacted, That every Obligation with any Sureties or Surety to be taken according to this Act, after Payment or Recovery thereupon by the said Commissioners of the Sums advanced or lent, with all Interests and Costs, in the Manner required

After Payment of Sums advanced by Commissioners, Obligations with Sureties to stand

as further Security.

quired by this Act, shall stand and remain as a further Security for the Purposes and in the Manner hereinafter mentioned; that is to say, if any Surety or Sureties upon such Obligation, his, her or their Executors or Administrators, shall have paid or satisfied any Part of such Sums, Interest or Costs, then such Obligation, as against the principal Obligor or Obligors, his or their Heirs, Executors or Administrators, shall stand as a Security as aforesaid for the Re-imbursment of such Sureties respectively, their Executors or Administrators, of the whole of the Sums so paid or satisfied; and so from Time to Time until such Re-imbursment shall be fully made, according to the Intent of this Act; and if any such Sureties or Surety, their or his Executors or Administrators, shall have paid or satisfied a Sum which shall bear a greater Proportion to the whole of the Sums recovered upon such Obligation than the Sum for which such Surety respectively shall have been bound, shall bear to the total Amount of the several Sums of Money for which all the several Sureties shall have been bound by such Obligation, then such Obligation, as against each and every of the Sureties who shall not have paid or satisfied an equal Proportion of the whole Sum recovered, according to the Sum for which he shall have been respectively bound, their and every of their Heirs, Executors and Administrators respectively, shall stand as a Security for the Benefit of such Sureties or Surety, their Executors or Administrators respectively, who shall have paid or satisfied any such Sums as aforesaid; for the Purpose of enforcing a Contribution amongst such Sureties in an equal Proportion to the several Sums for which they shall have been respectively bound; and so from time to time until such Contribution shall be fully made according to the Intent of this Act; and that in every such Case, upon the Application of any Sureties or Surety to the said Commissioners for any of the Purposes aforesaid, the said Commissioners shall cause the respective Claims of such Sureties or Surety respectively, and the Sums to be recovered from such Principals or Sureties respectively, their and every of their Heirs, Executors or Administrators, to be adjusted and settled as herein is mentioned, so that the whole Sum recovered shall be distributed in an equal Proportion, according to the Sums for which each Surety respectively shall have been bound in the same Obligation, and so from time to time as the Case shall require; and thereupon the said Commissioners, or any Seven or more of them, by Warrant or Warrants in Writing under their Hands, shall from time to time direct Process to issue for the Recovery of such Sums as they shall have so adjusted and settled, to be respectively recovered from and paid to such Person respectively, as they shall specify in such Warrant or Warrants; under and subject to the several Regulations and Directions in this Act contained as aforesaid.

Process may issue against Principals, for Benefit of Sureties.

XLIV. And be it further enacted, That such Process as aforesaid shall and may lawfully issue on any such Obligation as aforesaid, against any such Principals or Principal, their or his Heirs, Executors or Administrators, for the Benefit of any such Sureties or Surety, their or his Executors or Administrators, and against any such Sureties or Surety, their or his Heirs, Executors or Administrators as aforesaid, for the Benefit of any Co-sureties or Co-surety, their or his Executors or Administrators, notwithstanding the whole Sum which shall have been advanced to such Principals or Principal shall have

been

been repaid; and in case any Sureties or Surety shall become bound by distinct Obligations or Obligation for the same Persons or Person, and for and on account of the same Advancement, all and every the Provisions aforesaid shall be applied in like Manner, as well for the Benefit of as against such Sureties or Surety and against such Principals or Principal, as if all such Sureties and Principals respectively were named in the same Obligation.

XLV. And be it further enacted, That if any Person, as Surety, shall give any such additional Security as in this Act is mentioned, over and above such Obligation or other Security, for any Loan as is required by this Act, and if any Payment shall be made of any Part of such Loan, in consequence of such additional Security being so given, and in Discharge thereof, every such Payment shall be deemed and taken to be made under the Obligation entered into by such Surety, and in Discharge, or in Part Discharge thereof, for the Purpose of entitling such Surety, his Executors or Administrators, and such Payment shall entitle such Surety, his Executors and Administrators respectively, to the like Remedy from the principal Debtor or Debtors in the said Loan, his or their Heirs, Executors or Administrators, for the Re-imbursment of the Sums so paid or satisfied, and from the Co-sureties in the said Loan, for the like Contribution as if such Payment or Satisfaction had actually been made upon the Obligation entered into by such Surety; and if any Person, not being a Party to any Obligation entered into by virtue of this Act, shall give such further Security for any Loan as in this Act is particularly mentioned; and any Payment or Satisfaction of such Loan or any Part thereof, shall be made in consequence of such further Security being so given; and in Discharge thereof, every such Payment or Satisfaction shall entitle the Party making the same, his Executors or Administrators, to the like Remedy from the principal Debtor or Debtors in the said Loan, his or their Heirs, Executors or Administrators, for the Re-imbursment of the Sums so paid or satisfied, as if such Person had entered into an Obligation as Surety, and such Payment had been made thereupon; and that in every Case of such Payment upon or in consequence of such additional Security, as well the Obligation or Obligations of such principal Debtor or Debtors entered into by virtue of this Act, as all and every the additional Securities which may have been given by such principal Debtor or Debtors by virtue of this Act, shall severally and respectively stand and remain as Securities for the Purpose of such Re-imbursment, in the Manner directed by this Act, in Cases of Payment by Sureties upon Obligations, and until the whole of the Sums so paid or satisfied shall be fully re-imbursed; and that such Proceedings shall be had upon any additional Securities given by such principal Debtor or Debtors, for the Recovery of the Sums so paid, for the Benefit of the respective Parties making such Payments, their Executors or Administrators, as might lawfully have been had for the Recovery of the Sums due and payable to the said Commissioners, notwithstanding the said Loan shall have been fully repaid to the said Commissioners.

XLVI. Provided always, and be it further enacted, That no such Exchequer Process under the Warrant of the Commissioners under this Act in Favour of any Sureties against their Principal, or against any Co-sureties, shall have any Priority over any other Debts to

In what case Surety entitled to Remedy against original Debtor and Co-Sureties.

How far Exchequer Process shall have Priority over other Debts.

which such Process would be by Law entitled, unless the said Process shall issue within Six Months after the Date of the last Instalment, for which such Surety shall have given Security; any Thing in this Act or in any Law contained to the contrary notwithstanding.

Deposits vested in Commissioners, who may sue and be sued in the Name of their Secretary.

XLVII. And be it further enacted, That all Wares and Merchandize deposited with the said Commissioners under the Authority and for the Purposes of this Act, shall be for such Purposes vested in the said Commissioners, by the Name of "*The Commissioners for the Issue of certain Exchequer Bills,*" and that the said Commissioners shall and may sue and be sued in the Name of their Secretary for the Time being; and that no Action or Suit in Law or Equity to be brought or commenced by or against the said Commissioners, on account of this Act, in the Name of their Secretary for the Time being, shall abate or be discontinued by the Death or Removal of such Secretary, or by the Act of such Secretary, without the Consent of the said Commissioners, but the Secretary to the said Commissioners for the Time being shall always be deemed the Plaintiff or Defendant in such Action or Suit, as the Case may be; and no Action or Suit shall be brought against the said Commissioners collectively or individually, or against their Secretary, except in One of the said Courts of Exchequer, and with the Leave of such Court first had and obtained, and upon such Terms and Conditions as the said Courts shall direct.

Securities of Persons becoming Bankrupts in England.

XLVIII. And be it further enacted, That every Obligation or other Security entered into or given from and after the passing of this Act, by any Person or Persons, either as Principal or Surety, who shall afterwards become Bankrupt within the true Intent and Meaning of the several Statutes made and now in force concerning Bankrupts, and against whom a Commission of Bankrupt shall be awarded, and issued out in that Part of *Great Britain* called *England*, shall by reason and force of such Bankruptcy, and from the Time of such Bankruptcy become and be forfeited, and due and payable as against such Bankrupt or Bankrupts, and that all the Estate and Effects of such Bankrupt or Bankrupts which would be liable to satisfy the Demands of the Creditors seeking Relief under such Commission of Bankrupt, shall be liable and subject to, and are hereby made chargeable with the Payment of the Principal and Interest due upon such Obligation or other Security, and all Costs attending the Recovery of the same; and that the Claims of the said Commissioners shall be first paid and satisfied out of the Estate and Effects of such Bankrupt or Bankrupts, and in Preference to the Claim of any other Creditor or Creditors; and it shall be lawful for the said Commissioners, in the Name of their Secretary for the Time being, to apply by Petition in a summary Way to the proper Courts in *England*, having Jurisdiction of the Matters of such Commission of Bankruptcy, to make due Order accordingly; which such Courts respectively are hereby authorized and required to make.

Proceedings.

In Scotland, &c.

XLIX. And be it further enacted, That every Obligation or other Security entered into or given from and after the passing of this Act, by any Person or Persons, either as Principal or Surety, who shall afterwards become Bankrupt, and against whose Estate Sequestration shall be awarded in *Scotland*, shall by reason and force of such Bankruptcy, and from the Time of the Date of the first Deliverance of

the Petition to the Court of Session for awarding the Sequestration, become and be due and payable as against such Bankrupt or Bankrupts; and that all the Estate and Effects, Real and Personal, of such Bankrupt or Bankrupts, which would be liable to satisfy the Demands of the Creditors seeking Relief under such Sequestration, shall be liable and subject, and are hereby made chargeable with the Payment of the Principal and Interest due upon such Obligation or other Security, and all Costs attending the Recovery of the same; and that the Claims of the said Commissioners shall be first paid and satisfied out of the Estate and Effects of such Bankrupt or Bankrupts, and in Preference to the Claim of any other Creditor or Creditors, nevertheless without Prejudice to Preferences duly obtained according to the Law of *Scotland* upon the Real Estates of Persons who shall become Bankrupts; and it shall be lawful for the said Commissioners, in the Name of their Secretary for the time being, to apply by Petition in a summary way to the proper Courts in *Scotland* having Jurisdiction of the Matters of such Bankruptcy, for making effectual the Payment of the Claims of the said Commissioners accordingly, and the said Courts are hereby authorized and required to make the same effectual accordingly.

L. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners to accept from the Assignees under any Commission of Bankrupt issued, or from the Factor or Factors, Trustee or Trustees, under any Sequestration awarded against any principal Debtor or Debtors in any such Loan under this Act, such Security for the Payment of the Sum due from such Bankrupt or Bankrupts, out of his or their Estate or Effects, as the said Commissioners shall approve; and that the Acceptance of such Security by the said Commissioners shall operate as a Release of the Estate of such Bankrupt or Bankrupts, for the Benefit of the Creditors under the said Commission of Bankruptcy in *England* or *Ireland*, or Sequestration in *Scotland*, from all Claims whatever by the said Commissioners; other than and except such Part of the said Estate as shall be specified in Writing between the said Commissioners and the said Assignees under the said Commission of Bankruptcy in *England* or *Ireland*, or between the said Commissioners and the said Factor or Factors, Trustee or Trustees, under the said Sequestration in *Scotland*, to be reserved by the said Commissioners for such Security as aforesaid, in case the said Commissioners shall require such Security.

LI. Provided also, and be it further enacted, That in case such Debt shall grow due to the said Commissioners from any such Bankrupt or Bankrupts as a Surety or Sureties upon any such Loan as aforesaid, it shall be lawful for the said Commissioners to accept from the Assignees under such Commission of Bankruptcy in *England*, or from the Factor or Factors, Trustee or Trustees under such Sequestration in *Scotland*, all such provisional Security for the Payment of the Sum due from such Bankrupt or Bankrupts, out of his or their Estate or Effects, as the said Commissioners shall approve, such Provisional Security to be void on the Payment or Satisfaction of the Sum so due by the principal Debtor or Debtors, or by the Acceptance of other Surety or Sureties in lieu thereof, in the manner hereinafter mentioned; provided that such Acceptance of such provisional Security by the said Commissioners shall operate as a Release of the Estate of such Bankrupt or Bankrupts, for the Benefit of the Creditors under the

Commissioners may accept Security for Sums due from Bankrupts.

Commissioners may accept provisional Security from Assignees of Sureties, to be void on Payment of Money due by principal Debtor, &c.

said Commission of Bankruptcy in *England*, or Sequestration in *Scotland*, from all Claims whatsoever by the said Commissioners, other than and except such Part of the said Estate as shall be specified in Writing between the said Commissioners and the said Assignees under the said Commission of Bankruptcy in *England*, or between the said Commissioners and the said Factor or Factors, Trustee or Trustees, under the said Sequestration in *Scotland*, to be reserved by the said Commissioners for such provisional Security as aforesaid, in case the said Commissioners shall require such Security.

Release of Estate or Effects of Bankrupts not to discharge other Securities.

LII. Provided always, and be it enacted, That any such Release of the Estate or Effects of any such Bankrupt or Bankrupts as aforesaid, whether Principals or Sureties, upon any such Loan as aforesaid, shall not be deemed or taken either in Law or Equity to discharge any other Person or Persons, or the Estate or Effects of any other Person or Persons, or to affect any other Security for the same Debt, or in any manner to prevent any Contribution amongst Sureties, or any Demand of Sureties against their Principals provided for by this Act.

If principal Debtors do not produce other Sureties, or pay Half the Sum for which Bankrupt Sureties were bound, Process issued against them for it.

LIII. And be it further enacted, That if any such Surety or Sureties upon any such Loan by the said Commissioners under this Act shall be declared Bankrupt as aforesaid, and the principal Debtor or Debtors thereon shall not, within Fourteen Days after Notice thereof, and Requisition made for that Purpose by the said Commissioners, produce another Surety or other Sureties, to be approved of by the said Commissioners, to become bound, and who shall accordingly become bound in the said Sum, by the like Security or Securities in lieu of the Surety or Sureties so becoming Bankrupt as aforesaid, or pay to the said Commissioners One Half of the Sum for which such Surety or Sureties were bound by such Security or Securities, then the Security and Securities, given or entered into by such principal Debtor or Debtors, shall be deemed forfeited, as far as to the Amount of One Half of the Sum or Sums in which such Surety or Sureties were bound respectively; and it shall be lawful for the said Commissioners to cause Process to be issued in the manner prescribed by this Act against the principal Debtor or Debtors, his and their Heirs, Executors, and Administrators, for the Recovery of One Half Part of all and every the Sum and Sums in which such Surety or Sureties were bound respectively, together with Interest and Costs, to be directed by the said Commissioners in pursuance of this Act.

Commissioners may apply for Commissions of Bankruptcy or Sequestration.

LIV. And be it further enacted, That it shall be lawful for the said Commissioners, in the Name of their Secretary for the time being, to apply, by Petition or otherwise, to the proper Courts in *England*, or *Ireland* and *Scotland* respectively, for any Commission of Bankruptcy or Sequestration against the Estate or Effects of any Bankrupt or Bankrupts, and to sue out and otherwise pursue the same respectively, in like Manner as any other Creditor or Creditors is or are by Law entitled to do in *England* and *Scotland* respectively.

Commissioners of Bankruptcy, &c to admit Proof of Debt upon Oath of Persons appointed by Commis-

LV. And be it further enacted, That the Commissioners named in any Commission of Bankruptcy, which shall at any time hereafter be awarded and issued out in *England* or *Ireland*, and the Court of Session or Lord Ordinary officiating on the Bills for the time, and every Officer or other Person concerned in the Management of the sequestered Estate of any Bankrupt in *Scotland*, shall admit the Proof of

of any Debt or Grounds of Debt under this Act, on the Oath, Affirmation or Affidavit of any Person appointed by the said Commissioners to act in the Execution of this Act; which Oath, Affirmation and Affidavit respectively, shall be taken and administered before any of the proper Officers having Authority by Law to administer Oaths or Affirmations, or to take Affidavits in cases of Bankruptcy, and shall permit such Person so authorized by the said Commissioners to vote in the Choice of an Assignee or Assignees, Factor or Factors, Trustee or Trustees, as the case may require, of such Bankrupt's Estate and Effects, and do and execute every other Act, Matter and Thing relating to such Bankruptcy, as fully and effectually as if such Person so authorized was the *bona fide* Creditor of such Bankrupt or Bankrupts.

Personers under this Act.

LVI. Provided always and be it further enacted, That nothing herein contained shall extend or be construed to extend, to prevent, hinder or delay the Execution of any Commission of Bankruptcy, by the Commissioners therein named, according to the Laws now in force in those Parts of the United Kingdom called *England* and *Ireland*, or on the Proceeding to or under Sequestration in *Scotland*, provided that every Assignment of the Estate or Effects of such Bankrupt or Bankrupts, under the said Commission in *England* and *Ireland*, and every Act of Sequestration of the Estate or Effects of such Bankrupt or Bankrupts in *Scotland*, shall be subject to the Claims of the said Commissioners appointed by this Act, and until the same shall be fully paid or secured to be paid.

Act not to delay Execution of Commissions of Bankruptcy.

LVII. And be it further enacted, That every Provision in this Act, made with Application to any Commission or Commissions of Bankruptcy, shall be deemed and construed to extend to any Sequestration awarded or to be awarded against the Estate or Effects of any Bankrupt or Bankrupts in *Scotland*, as fully and effectually as if such Provision had been expressly applied thereto by this Act.

Act extended to Sequestrations against Estate of Bankrupts in Scotland.

LVIII. And be it further enacted, That all Acts, Matters and Things which the said Commissioners appointed by this Act are hereby required or authorized to do or execute, shall and may be done and executed by any Seven or more of them, unless the same shall be otherwise specially provided by this Act.

Seven Commissioners may act.

LIX. And be it further enacted, That the Governors and Directors of the Bank of *England*, shall and they are hereby required to open an Account in their Books with the Commissioners hereby appointed, under the Titles of *Commissioners for the Issue of certain Exchequer Bills*, and carry to the Credit of such Account, the several Monies by this Act directed to be paid to the Cashiers of the Bank; and whensoever the said Commissioners shall have advanced or lent any of the Exchequer Bills to be made out in pursuance of this Act to any Person or Persons, the said Commissioners shall at some Time before the Sums contained therein shall be to be repaid, deliver to such Person or Persons at his or their Request, One or more Certificate or Certificates under their Hands, specifying the Value of every such Exchequer Bill, the respective Dates thereof, and the Times when they will respectively become payable by virtue of this Act; and the said Cashiers of the Bank, or One of them, shall, upon the Production of such last mentioned Certificate or Certificates, by the Space of Fifteen Days or more before such Exchequer Bills shall become payable, accept and receive from the Person or Persons producing the same the Amount of the Principal Sums contained therein,

Bank to open Account with Commissioners.

together with such Interest, to be computed from the Date thereof to the Time of Payment as aforesaid; and at the Foot of such last mentioned Certificate or Certificates acknowledge the Receipt of the said Monies; and that whensoever the said Commissioners shall by their Warrant or Order have directed such Monies to be raised or levied by Sale of any Wares or Merchandize deposited by virtue of this Act, or by any Proceedings on any Securities taken by virtue thereof, in default of such Payment as aforesaid, the said Commissioners shall deliver to the Officer or Officers executing the same respectively, a like Certificate as aforesaid, and further specifying therein the Amount of of the Monies to be raised or levied, and the Substance of such Warrant or Order to raise or levy the same; and the said Cashiers of the Bank, or any One of them, shall, upon the Production of such last mentioned Certificate, accept and receive from such Officer or Officers the Monies so raised or levied, in Satisfaction of the Payments whereof Default shall be made as aforesaid; and at the Foot of such Certificate acknowledge the Receipt of the said Monies, without Fee or Reward; and every such Receipt shall be afterwards brought to the Office of the said Commissioners hereby appointed, and by them entered in proper Books to be provided and kept for that Purpose; and the said Commissioners, or any Seven or more of them, shall attest the same under their Hands, and return the same to the Person or Persons producing the same at the said Office; and every such Receipt so attested, and every such Entry in any of the said Books, shall respectively from thenceforth be an Acquittance and Discharge for the Sums expressed therein to have been received as against the said Commissioners and every of them, their and every of their Executors and Administrators, as well to the Person or Persons to whom such Receipts shall be given, as to all and every the Persons who shall have entered into any Security in respect of the Exchequer Bills mentioned in such Certificate to which such Receipt shall be subscribed, their and every of their Heirs, Executors and Administrators respectively.

Money paid into Bank to be from Time to Time paid into Exchequer, and kept apart, &c.

LX. And be it further enacted, That all and every Sum and Sums of Money which shall be paid into the Bank of *England*, under or by virtue of this Act, shall from Time to Time be paid into the Receipt of His Majesty's Exchequer at *Westminster*, distinctly and apart from all other Monies; and that there shall be provided and kept in the Office of the Auditor of the said Receipt of Exchequer, a Book or Books in which all the Monies paid into the said Receipt by virtue of this Act, shall be entered separate and apart from all other Monies paid into the said Receipt upon any other Account whatever; and that all the Monies so paid into the said Receipt, by virtue of this Act, shall be subject and liable to the Uses and Purposes hereinafter mentioned; that is to say, in the first Place, for paying off and discharging all the Exchequer Bills to be made out by virtue of this Act, with such Interest as shall be payable thereon at the respective Days and Times, and in the Order and Course in which the same are hereby directed to be discharged; and all such Exchequer Bills and Interest thereon as aforesaid, shall be and are hereby charged and chargeable upon, and shall be repaid and borne by and out of the first Monies that shall arise in the Receipt of His Majesty's Exchequer accordingly; and after paying off and discharging the same, in the next Place to pay off all the Charges and Expences which shall be incurred

incurred by the said Commissioners hereby appointed in carrying this Act into Execution, and to make good all such Sums as shall have been issued to the said Commissioners out of the Publick Monies towards the said Charges and Expences, in pursuance of the Orders of the Lords Commissioners of His Majesty's Treasury, or any of them, or the Lord High Treasurer for the Time being, according to the Directions of this Act, and also to pay and satisfy all Charges and Expences incident to or attending the making out such Exchequer Bills; and if any Surplus shall remain of the Monies paid into the said Receipt, by virtue of this Act, after satisfying the several Sums hereby charged thereon as aforesaid, such Surplus shall be reserved for the Disposition of Parliament.

LXI. And be it further enacted, That on the several Days and Times on which such Exchequer Bills are hereby directed to be discharged; that is to say, on the First Day of *February* next ensuing the passing of this Act, the Third Day of *May* then next ensuing, the Fourth Day of *August*, and the Second Day of *November* then next ensuing, or within Ten Days after such Days respectively, the Lords Commissioners of the Treasury, or Three or more of them, or the Lord High Treasurer for the Time being, shall cause a true and perfect Account in Writing to be taken and attested by the proper Officers, of all the Exchequer Bills to be made out in pursuance of this Act, which shall become payable on the respective Days and Times before specified, and of the Monies which shall then be in the said Receipt applicable to the paying off and discharging the same; and if the Money which shall have arisen in the said Exchequer for or on account of the Payments to be made by the Bank of *England* by virtue of this Act, on the respective Periods before mentioned, shall not be sufficient to discharge the whole Principal and Interest due as aforesaid, on the several Exchequer Bills to be issued in pursuance of this Act, then such Deficiency shall and may be supplied and made good by and out of the Aids or Supplies which shall have been or shall be granted in this or any subsequent Session of Parliament; and in case the Monies arising from such Aids or Supplies shall not at the Time be sufficient for that Purpose, then all the said Exchequer Bills remaining undischarged, with the Interest and Charges incident to or attending the same, shall be and are hereby charged and chargeable upon such Monies as at any Time or Times after any such Deficiencies shall happen, shall be or remain in the Receipt of the Exchequer of the Fund called *The Consolidated Fund of Great Britain*, except such Monies of the said Consolidated Fund as are appropriated to any particular Use or Uses, by any Act or Acts of Parliament in that Behalf; and such Monies of the said Consolidated Fund shall and may be issued and applied from Time to Time, as soon as the same can be regularly stated and ascertained, for and towards paying off, cancelling and discharging such remaining Exchequer Bills, Interest and Charges, until the whole of them shall be paid off, cancelled and discharged, or Money sufficient for that Purpose be kept and reserved in the Exchequer, to be payable on Demand to the respective Proprietors thereof.

LXII. Provided always, and be it further enacted, That whatever Monies shall be so issued out of the said Consolidated Fund, shall from Time to Time be replaced by and out of the first Supplies to be thereafter granted in Parliament; any Thing herein contained

Treasury to cause Accounts to be taken of Exchequer Bills when payable, and of Money in Exchequer to discharge them.

Monies issued out of Consolidated Fund, replaced out of first Supplies.

to the contrary notwithstanding: Provided also, that whatever Monies shall be afterwards paid by the Bank of *England* into the said Receipt in pursuance of this Act, shall be applied towards replacing the Monies before issued of the said Aids or Supplies, or out of the said Consolidated Fund, as the case may be; any Thing herein contained to the contrary notwithstanding.

Bank may advance Money on Credit of 5 & 6 W. & M. c. 20.

LXIII. And be it further enacted, That it shall be lawful for the Governor and Company of the Bank of *England*, to advance or lend to His Majesty in like Manner, at the Receipt of the Exchequer, upon the Credit of any Loan granted by this Act, any Sum or Sums of Money not exceeding in the whole the Sum of Six Millions; any Thing in an Act made in the Fifth and Sixth Years of the Reign of King *William* and Queen *Mary*, intituled, *An Act for granting to Their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale and other Liquors, for securing certain Recompences and Advantages in the said Act mentioned, to such Persons as shall voluntarily advance the Sum of One Million five hundred thousand Pounds towards carrying on the War against France*; to the contrary thereof in any wise notwithstanding.

Commissioners to give Account of Proceedings to Treasury.

LXIV. And be it further enacted, That the said Commissioners hereby appointed shall from Time to Time at their Discretion, or as often as they shall be thereunto required, during their carrying on any Proceedings by virtue of this Act, and as soon as possible after the Determination of such Proceedings, without any further Requisition, give an Account of their Proceedings in Writing to the Lords Commissioners of His Majesty's Treasury, or the Lord High Treasurer for the Time being.

Major Part of Commissioners may fill up Vacancies by Death, &c. with Consent of Treasury.

LXV. And be it further enacted, That if any of the said Commissioners appointed by this Act, shall decline to act in the Execution of the Powers and Trusts hereof, or having begun to act, shall decline to act any further therein, or shall depart this Life during the Continuance of this Act, it shall be lawful for the remaining Commissioners, or the major Part of them acting as aforesaid, by any Writing under their Hands and Seals, by and with the Consent and Approbation of the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, or the Lord High Treasurer for the Time being, to constitute and appoint such Person or Persons to be a Commissioner or Commissioners for the Purpose aforesaid, in the Place of the Commissioner or Commissioners so refusing to act, or declining further to act, or dying as aforesaid, as the said acting Commissioners, or the major Part of them, with such Consent and Approbation as aforesaid, shall think fit, and so often as such Case shall happen; and the Person or Persons so constituted and appointed by the said Commissioners, with such Consent and Approbation as aforesaid, having first qualified to act by taking and subscribing the Oath hereinbefore provided and directed, shall be invested with the same Powers and Authorities as are given or delegated by this Act unto the said Commissioner or Commissioners constituted by this Act respectively.

Persons advancing Exchequer Bills by Loan, may take Five per Cent. Interest.

LXVI. And be it further enacted, That it shall be lawful for all Persons, Bodies Politick or Corporate, advancing any of the Exchequer Bills to be issued by virtue of this Act, by way of Loan, to any Person who may be willing to accept such Exchequer Bills, valuing the same at the Sum which shall be expressed therein respectively, together

together with such Interest as may have accrued thereon at the Time of advancing such Loan, to charge and receive Interest for such Loan at the Rate of Five Pounds *per Centum per Annum*; any Law or Usage to the contrary notwithstanding.

LXVII. And be it further enacted, That the said Commissioners shall and may receive and send all their Letters and Packets free from the Duty of Postage; provided that such Letters and Packets as shall be sent to the said Commissioners, be directed to "*The Commissioners for the Issue of Exchequer Bills at their Office*;" and that all such Letters and Packets as shall be sent by them be dated from their said Office, and shall be signed on the Outside of such Letters and Packets by such Person as the said Commissioners, with the Consent of the Lords Commissioners of the Treasury, or any Three or more of them, shall appoint, (and under such Restrictions and Regulations as the said Commissioners of the Treasury shall think proper and direct.

Commissioners
free of Postage.

LXVIII. And be it further enacted, That any Wares or Merchandize sold by Public Sale by way of Auction under the Authority of this Act, shall and may be sold free of the Duty imposed upon Sales by Auction.

Deposit not
liable to Auction
Duty.

LXIX. And be it further enacted, That no Obligation to His Majesty taken by the said Commissioners, nor any Heritable Securities, nor any Assignment of any Heritable Securities taken by the said Commissioners, or any Promissory Note to be given to the Secretary to the said Commissioners under this Act as a Security for the Loan of Money in such Exchequer Bills as aforesaid, nor any Affidavit, Deposition or Receipt taken or to be taken or made under and by virtue of this Act, shall be liable to any Stamp Duty whatever.

Obligations, &c.
not liable to
Stamp Duty.

LXX. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done by virtue of or in pursuance of this Act, until Fourteen Days Notice thereof in Writing shall have been given to the Secretary for the time being of the said Commissioners; nor after a sufficient Satisfaction or a Tender thereof hath been made to the Party or Parties aggrieved; nor after Six Calendar Months next after the Fact committed; and every such Action shall be brought in the said respective Court of Exchequer, and shall be laid in the County of *Middlesex* or the City of *Edinburgh* respectively, and not elsewhere; and the Defendant or Defendants of such Action or Suit shall and may plead the General Issue, and give this Act, and the special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear so to be done, or if such Action or Suit shall be brought after the time hereinbefore limited for bringing the same, or shall be brought without Fourteen Days Notice thereof, or shall be brought in any other County or Place, or after a sufficient Satisfaction made or tendered as aforesaid, that then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuited or suffer a Discontinuance of his, her or their Action or Actions, or if a Verdict shall pass against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for Costs of Suit in any other Cases by Law.

Limitation of
Actions.

General Issue.

Treble Costs.

LXXI. And

Counterfeiting
Certificates, &c.

LXXI. And be it further enacted, That if any Person or Persons shall forge, counterfeit or alter, or cause or procure to be forged, counterfeited or altered, or knowingly or willingly act or assist in the forging, counterfeiting or altering any Certificate or Certificates of the said Commissioners by this Act appointed as aforesaid, or any of them, or any Receipt or Receipts to be given by the Cashier or Cashiers of the Bank of *England*, in pursuance of this Act; or shall wilfully deliver to the Auditor of the Receipt of His Majesty's Exchequer for the time being, or to any Officer appointed by him, or to the said Commissioners by this Act appointed or any of them, or to any Officer or Officers appointed by them, or any of them, in the Execution of the Powers of this Act; or shall utter any such forged, counterfeited or altered Certificate or Certificates, Receipt or Receipts, knowing the same to be forged, counterfeited or altered, with Intent to defraud His Majesty, his Heirs or Successors, or any Body or Bodies Politick or Corporate, or any Person whomsoever, then and in every such case, all and every Person or Persons so offending, and being thereof lawfully convicted, shall be adjudged guilty of Felony, and shall suffer Death as in cases of Felony without Benefit of Clergy.

Death.

Affirmations.

LXXII. And be it further enacted, That in all cases where an Oath may be administered by this Act, it shall be lawful to administer an Affirmation in lieu thereof, as the case may require.

Act may be al-
tered, &c.

LXXIII. And be it further enacted, That this Act, or any of the Provisions thereof, may be altered, varied or repealed by any Act or Acts to be passed in this present Session of Parliament.

C A P. XVI.

An Act for granting Annuities to discharge certain Exchequer Bills. [4th April 1811.]

Most Gracious Sovereign,

WE Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom, in Parliament assembled, being desirous of making Provision to satisfy the Principal Sums contained in certain Exchequer Bills, now outstanding, to the Amount of Twelve Millions Sterling, have resolved, that all Persons interested in or entitled unto certain Exchequer Bills should be entitled, in respect of the Principal Sums contained therein, to such Capital Stock in Annuities as are hereinafter mentioned, subject to the Provisions of this Act; We Your Majesty's most faithful Commons, do therefore most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King'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 every Person interested in or entitled unto any Exchequer Bill or Bills dated between the First Day of *April* One thousand eight hundred and ten, and the Sixteenth Day of *March* One thousand eight hundred and eleven; who shall between the Twenty first Day of *March* One thousand eight hundred and eleven, and the Twenty seventh Day of *March* One thousand eight hundred and eleven, both inclusive, have carried the same to the Office of the Paymasters of Exchequer Bills, unless the said Principal Sum of Twelve Millions Sterling shall have been sooner

Holders of cer-
tain Exchequer
Bills carrying
same to Exche-
quer shall re-
ceive Certificates
to the Bank.

sooner subscribed at the said Office, in such Exchequer Bills, shall be paid the Interest that shall have become due thereupon to the Ninth Day of *April* One thousand eight hundred and eleven, in Money, as soon after the said Ninth Day of *April* One thousand eight hundred and eleven, as can conveniently be done, and shall have in Exchange for such Exchequer Bills from such Paymasters Certificates to the Governor and Company of the Bank of *England*, expressing the Principal Sum contained in such Bill or Bills, entitling the Holders of such Exchequer Bills, in respect of the Amount of the Principal Sums contained therein, to the Sum of One hundred and Three Pounds Fourteen Shillings Capital Stock in Annuities after the Rate of Five Pounds *per Centum per Annum*, to commence from the Fifth Day of *January* One thousand eight hundred and eleven, for each One hundred Pounds contained in such last mentioned Certificates, and so in Proportion for any greater Sum; and that all Persons interested in or entitled unto such Exchequer Bills as aforesaid, shall, by having delivered the same between the respective Days aforesaid, into the said Office of Paymasters of Exchequer Bills, be deemed to have accepted of the aforesaid Terms; which said Annuities shall be paid and payable at the Bank of *England*, at the Times and in the Manner herein mentioned: Provided always, that the Amount of the Principal Sums contained in such Exchequer Bills to be exchanged for Certificates in pursuance of this Act, shall not exceed the Sum of Twelve Millions Sterling. Provide.

“ Exchequer Office to receive and cancel such Exchequer Bills, on granting such Certificates. § 2. Certificates to entitle to certain Annuities, payable at the Times herein mentioned. Foreign Attachment. § 3. Annuities payable out of Consolidated Fund. § 4. Certificates assignable before *August* 1, 1811. § 5. Bank, on receiving Certificates, to give Credit in Books for the Capital Stock therein mentioned; which Stock may be transferred. § 6. Exchequer to issue Money to the Bank for Payment of the Annuities. § 7. Accountant General to examine the Cashiers Accounts. § 8. Money converted into Five *per Cent*. Annuities to be added to the Joint Stock of Five *per Cent*. already established. § 9. Mode of transferring Stock. § 10. Penalty of counterfeiting Certificates, &c. § 11. Bank to continue a Corporation for the Purpose of this Act. § 12. No Fee to be taken on Penalty of 20*l*. § 13. Bank to receive a Compensation for their Services. § 14.

XV. And be it further enacted, That if any Person or Persons shall at any Time or Times be sued, molested or prosecuted, for any Thing by him or them done or executed in pursuance of this Act, or of any Matter or Thing therein contained, such Person or Persons shall and may plead the General Issue, and give the special Matter in Evidence for his or their Defence; and if a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall discontinue his or their Action, or be nonsuited, or Judgment shall be given against him or them upon Demurrer or otherwise, then such Defendant or Defendants shall have Treble Costs to him or them awarded against such Plaintiff or Plaintiffs. General Issue.
Treble Costs.

[This Act, except as to Dates and Sums, is in the same Words as 50 G. 3. c. 23.]

C A P. XVII.

An Act to render valid certain Acts done for completing the Regular Militia, and to indemnify the Persons concerned therein. [4th April 1811.]

49 G. 3. c. 53.

§ 24.

§ 29.

WHEREAS an Act passed in the Forty ninth Year of His present Majesty, intituled, *An Act for completing the Militia of Great Britain*: And whereas by the said Act, every County, Hundred and Parish, for which the full Number of Men required shall not be enrolled, is made subject to a Fine of Forty Pounds for every Man deficient; and it is by the said Act also enacted, that when and so soon as all the Men required to be raised for the Militia of any County shall have been raised and enrolled, or at the Expiration of the Period allowed for raising Men, all further Ballot and Enrolment should be suspended for a limited Time: And whereas in some of the Counties in which the full Number required had not been raised and enrolled before the First Day of *October* One thousand eight hundred and ten, Men have been ballotted, raised and enrolled under the said last mentioned Provision, although no Order for continuing the Ballot had then been made by His Majesty: And whereas all the Counties in which the full Number required have not been raised, are now directed, by an Order of His Royal Highness the Prince Regent, in the Name and on the Behalf of His Majesty in Council, under the Provisions of the said Act, to raise the Number of Men deficient; and it is therefore expedient, that all Doubts should be removed as to the Men raised after the First Day of *October* and before the issuing of such Order: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 all Enrolments of Men, raised in any County, Riding, Shire, Stewartry, City, Town or Place, for the completing the Militia under the said Act, after the Thirtieth Day of *September* One thousand eight hundred and ten, before the issuing of any such Order of His Royal Highness the Prince Regent, in the Name and on the Behalf of His Majesty, and all Acts, Matters and Things done for the balloting or enrolling of any such Men, or in any manner relating thereto, under any of the Provisions of the said Act, or of any Act relating to the Militia, for the Purpose of raising such Men, shall be as good, valid and effectual as if the same had been done after the issuing of such Order of His Royal Highness the Prince Regent, in the Name and on the Behalf of His Majesty in Council; and all Persons who have acted in the Execution of the said Acts, or any of the Provisions thereof, for the balloting, raising or enrolling of such Men, or in any matter or thing relating thereto, shall be, and they are hereby indemnified for and on account of the same, and shall be and are hereby released from all Actions, Suits, Penalties and Forfeitures whatever, incurred by them, or any of them, in relation thereto.

Enrolments of Men for completing Militia after Sept 30, 1810, before issuing of any such Order of the Prince Regent, valid, &c.

C A P. XVIII.

An Act to indemnify such Persons in the United Kingdom as have omitted to qualify themselves for Offices and Employ-

ployments; and for extending the times limited for those Purposes respectively, until the Twenty fifth Day of *March* One thousand eight hundred and twelve; and to permit such Persons in *Great Britain* as have omitted to make and file Affidavits of the Execution of Indentures of Clerks to Attornies and Solicitors, to make and file the same on or before the First Day of *Hilary* Term One thousand eight hundred and twelve.

[4th April 1811.]

C A P. XIX.

An Act to continue, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, an Act of the Forty fifth Year of His present Majesty for appointing Commissioners to enquire into the Public Expenditure and the Conduct of Public Business in the Military Departments therein mentioned, and to extend the same to Public Works executed by the Office of Works and others.

[4th April 1811.]

WHEREAS an Act was passed in the Forty fifth Year of the Reign of His present Majesty, intituled, *An Act to appoint Commissioners to enquire and examine into the Public Expenditure, and the Conduct of Public Business in the Military Departments therein mentioned, and to report such Observations as shall occur to them, for correcting or preventing any Abuses and Irregularities, and for the better conducting and managing the Business of the said Departments, to continue in force for Two Years, and from thence until the Expiration of Six Weeks after the Commencement of the then next Session of Parliament*; which said Act was continued by subsequent Acts until the Twenty fifth Day of *March* One thousand eight hundred and eleven: And whereas it is expedient that the said Act and the Powers of the said Commissioners should be revived and further continued for a limited Period, and should be extended to an Enquiry into the Expenditure and Conduct of the Business in the Office of Works, and into the Execution of other Public Works hereafter mentioned: May it therefore please Your Majesty, that it may be enacted; and be it enacted by the King'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 the said recited Act and all the Powers and Provisions therein contained, as extended by this Act, shall be and the same are hereby revived and further continued in full force from the Twenty fifth Day of *March* One thousand eight hundred and eleven, to the Twenty fifth Day of *March* One thousand eight hundred and twelve.

Continued till
March 25th,
1812.

II. And be it further enacted, That in addition to the several Offices which the said Commissioners are directed to enquire into by the said recited Act, such Commissioners shall also enquire and examine into the Public Expenditure and Conduct of Business in the Office of Works, and also into the Mode and System pursued in the Conduct and Execution of Public Works, the Expences of which are specially voted by Parliament, and are not included in the Estimates of any Public Department, and which may not come under the immediate

Commissioners
to enquire into
Public Expenditure and
Conduct of Business
in Office of
Works, &c.

immediate Controul and Direction of the Office of Works; and whether any and what Abuses or Irregularities exist, and in any such Cases as appear to them to require it, whether any or what Abuses or Irregularities have existed in such Office or Department, or in the Execution of such other Works, or have been practised or committed by any Person or Persons that now are or have been concerned in managing, conducting or transacting the Business of the said Office or Department, or other Works, or been in any Manner employed therein; and shall report upon and state the same to His Majesty and to both Houses of Parliament, and also report on the most effectual Means of remedying the same, and generally shall report on the State and Management of the said Office and Department and other Works, and suggest any such Regulations for the better carrying on the Public Service in regard thereto as may appear to them most conducive to the Public Interest.

45 G. 3. c. 47.
extended to In-
quiry into Office
of Works.

III. And be it further enacted, That all Powers, Provisions, Penalties and Means of recovering the same Clauses, Matters and Things contained in the said recited Act relative to the Inquiry into the Offices and Departments therein mentioned, shall be in force and be applied as far as the same are applicable to the conducting the Inquiry hereby authorized to be made into the Office of Works, and into the Execution of such other Works as aforesaid, in the same Manner as if the said Office of Works and other Works had been originally included in the said recited Act.

C A P. XX.

An Act to allow a certain Proportion of the Militia of *Great Britain* to enlist annually into the Regular Forces; and to provide for the gradual Reduction of the said Militia.

[11th April 1811.]

‘ WHEREAS it is necessary to provide a permanent Supply of Men for His Majesty’s Regular Forces, and it is therefore expedient to allow a certain Proportion of the Militia of *Great Britain* annually to enlist into His Majesty’s Regular Forces, under certain Restrictions;’ Be it therefore enacted by the King’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 it shall be lawful for His Majesty annually to accept the Services of such Men of the Militia of *England* not exceeding Five thousand seven hundred and fourteen, and of the Militia of *Scotland* not exceeding One thousand one hundred and forty two, as shall respectively be willing to enlist into His Majesty’s Regular Forces, and for such Numbers of Men from the Militias of *England* and *Scotland* respectively to enlist into His Majesty’s Regular Forces, under the Regulations, and subject to the Restrictions hereinafter mentioned.

What Portion of
Militia of G. B.
allowed to enlist.

His Majesty
may appoint Re-
giments in which
Militia Men
may enlist.

II. And be it further enacted, That it shall be lawful for His Majesty, by any Order or Orders signed by His Majesty’s Secretary of State, to name and appoint such and so many of the Regiments of His Majesty’s Regular Forces as His Majesty shall think fit, to receive Volunteers from the Militia in *Great Britain* under this Act, out of any Regiment or Regiments of Militia named in any such Order; and it shall be lawful for any Number of Private Men of any such Regiment

Regiment of Militia, not exceeding the Proportion hereinafter mentioned, to enlist in the Manner and under the Regulations herein mentioned, into any Regiment as aforesaid, which in any such Order of His Majesty shall be named to receive Volunteers from such Regiment of Militia.

III. And be it further enacted, That His Majesty's Secretary of State shall annually ascertain the Number of Private Men that may be allowed to enlist out of each Regiment of the Militia of *Great Britain*, so that the whole Number do not exceed Five thousand seven hundred and fourteen Men from the Militia of *England*, and One thousand one hundred and forty two Men from the Militia of *Scotland*; and that the Number taken from the Militia of each County shall be in the same relative Proportion to, and not exceed One Seventh Part of the Quota fixed for each County respectively, by Two several Acts passed in the Forty second Year of the Reign of His present Majesty, relating to the Militias of *England* and *Scotland*, and by an Act passed in the Thirty seventh Year of the Reign of His present Majesty, relating to the Militia of the Tower Hamlets; and His Majesty's Secretary of State shall annually, on or before the First Day of *February*, signify to the Commanding Officers of every Regiment of Militia, the Number of Private Men that shall be allowed to enlist under the Provision of this Act; and in case the Militia of any County shall consist of more than One Battalion, His Majesty's Secretary of State shall ascertain the Number of Private Men that may be allowed to enlist out of each of such Battalions, by the Proportion which the Private Men serving in each such Battalion bears to the whole Number of Private Men actually serving in the Militia of each County.

IV. Provided always, and be it further enacted, That it shall be lawful for His Majesty by any Order signed by His Majesty's Secretary of State, to allow of the enlisting into the Regular Forces of any greater Number of Men in Addition to such Proportion as aforesaid, out of the Militia of any County, in which by reason of the full Number of Men not having enlisted under any former Act or Acts of Parliament, the whole Number of Men serving shall exceed the Quota, and such Proportion of Supernumeraries as are by this Act specified for such County, until the Militia of such County shall be reduced to such Quota and Number of Supernumeraries under this Act.

V. And be it further enacted, That it shall be lawful for His Majesty to appoint such General or Field Officers, specially authorized by His Majesty, or by the Commander in Chief of His Majesty's Forces, for that Purpose, to inspect, approve or reject the Private Men who shall be desirous of enlisting under this Act; and such Officers may approve of or reject such Private Men accordingly: Provided always, That nothing in this Act contained shall extend to authorize any such Officers to reject any Private Men desirous of enlisting as aforesaid, who shall be of the Height of Five Feet and Four Inches or upwards, and under the Age of Thirty five Years, and not disabled by Lameness or other Bodily Infirmary.

VI. And be it further enacted, That every Commanding Officer of a Regiment of Militia shall, within Two Days after the Receipt of the Order as to Men enlisting, cause his Regiment to be drawn out, and such Commanding Officer shall read or cause to be read by some

Number of Men to enlist.

42 G. 3. c. 90. 9^l.

37 G. 3. c. 25.

In what case His Majesty may allow a greater Number to be enlisted.

Appointment of Officers to approve or reject Men:

Height. Age.

His Majesty's Orders, and Terms of enlisting to be read and explained.

Names of Men enlisting, taken down.

If Number enlisting shall not be the due Proportion, further Enlistment.

Where Number allowed shall not have enlisted, His Majesty may appoint further Periods.

As soon as Number enlisted is ascertained, they shall be discharged, and, if approved, attested.

some Commissioned Officer to the Regiment of Men so drawn out, His Majesty's Orders in relation to enlisting under this Act, and shall cause the same to be given out in Orders, and shall, in such Manner as His Majesty shall direct, explain to the Men the Terms upon which any Man serving in the Militia may enlist into His Majesty's Regular Forces under this Act; and shall on the Day next succeeding cause his Regiment to be drawn out, and the Names of the Men who shall then voluntarily declare their Intention of enlisting to be written down, and if the Number of Men shall exceed the Proportion allowed to enlist, such Excess shall be reduced by Ballot to the Number authorized to enlist.

VII. Provided always, and be it further enacted, That if the Number of Private Men in any Regiment of Militia, who shall (when so drawn out as aforesaid) voluntarily declare their Intention to enlist, shall not amount to the Proportion authorized to enlist, then and in such Case a Book shall be opened by the Commanding Officer, and it shall be lawful for any other of such Men, not exceeding the Number necessary to complete the Number allowed to enlist under this Act, at any Time within Seven Days after the last Day of such Two Days on which such Regiment of Militia shall have been drawn out, to enter their Names in such Book as willing to enlist as aforesaid.

VIII. And be it further enacted, That in case the whole Number of Men allowed to enlist in any one Year under the Provisions of this Act, from any Regiment of Militia, shall not have enlisted into His Majesty's Regular Forces within the said Seven Days as aforesaid, it shall be lawful for His Majesty, by any Order of the Secretary of State, signified to the Commanding Officer of such Regiment, to appoint, from time to time, further Periods of Three Days each for enlisting into His Majesty's Regular Forces, until the whole Number allowed to enlist shall have declared their Intention of enlisting, and during any such Periods it shall be lawful for any Man to enlist under this Act from such Regiment in manner aforesaid: Provided always, that Ten Days' Notice shall from time to time be given to such Commanding Officer, and by him to his Regiment, of the several Days or Periods so to be appointed for enlisting, previous to each such Period, and that there shall be an Interval of Fourteen Days at least between each such Period of Three Days.

IX. And be it further enacted, That as soon as the Number of Private Men to be enlisted from any Regiment shall have been ascertained in Manner by this Act directed, at each of such respective Periods as aforesaid, the Commanding Officer of such Regiment is hereby required to discharge all such Private Men so to be enlisted from the Militia; and every such Private Man so discharged as aforesaid, shall, if approved by the Officer appointed for that Purpose, immediately thereupon belong to the Regiment into which he shall have declared or shall declare his Intention to enlist, if he shall have enlisted into any Regiment of His Majesty's Regular Forces, specified in His Majesty's Orders, or shall belong, if he shall not have enlisted into any such Regiment, as an enlisted Soldier to His Majesty's Regular Forces; and every such Man shall be thereupon immediately attested for such Service in His Majesty's Regular Forces, and shall, as soon as conveniently may be, be transferred to

some Officer of the Regiment into which he shall have enlisted, or such Officer of His Majesty's Regular Forces as His Majesty may have appointed to receive Men enlisted under this Act.

X. And be it further enacted, That the Lieutenant, or in his Absence the Vice Lieutenant, or any Three Deputy Lieutenants authorized by His Majesty to act as Lieutenant of any County aforesaid, shall, within Ten Days after the receiving of any Order for that Purpose, from His Majesty, signified by His Majesty's Secretary of State, transmit to His Majesty's Privy Council, an accurate Account in Writing of the Number of Persons that shall have been discharged from the Militia of their respective Counties, and enlisted as aforesaid under this Act, which Account shall, in all Cases where the same may be necessary, be transmitted by the Commanding Officers of such Militia, to such Lieutenants, Vice Lieutenants or Deputy Lieutenants as aforesaid for that Purpose.

Lord Lieutenant to transmit to Privy Council Number of Men discharged.

XI. Provided always, and be it further enacted, That no Private Militia Man shall be entitled to enlist under this Act, who shall be in Confinement under any Sentence of any Court Martial, or with a View to being tried by any Court Martial, until he shall have suffered the Sentence of such Court Martial, or shall have been acquitted, or until such Sentence shall have been remitted; and that no Private Militia Man shall be entitled to his Discharge, or to enlist under this Act, who shall have been sentenced to any Punishment by any Court Martial for any Offence committed within the Space of Three Calendar Months before the time of his so offering to enlist, unless he shall obtain the Consent of the Commanding Officer of the Regiment of Militia in which he shall be serving at the time of his being desirous of enlisting as aforesaid.

In what cases Persons in Confinement entitled to enlist.

XII. Provided also, and be it further enacted, That no Person serving in the Militia, who shall be usually employed as Adjutant's Clerk or Regimental Clerk, or as a Drummer, or as a Musician in the Band of the Regiment of Militia to which he shall belong, or shall be usually employed as an Armourer in any such Regiment, or who shall have been trained as an Artilleryman or Matros, and as such shall be attached to any Artillery belonging to any Regiment of Militia, not exceeding Twenty Men in each Battalion, shall be entitled to his Discharge, or to enlist as aforesaid under this Act, unless he shall obtain the Consent for that Purpose of the Commanding Officer of the Regiment of Militia in which he shall be then serving.

Certain Persons not to enlist without Consent of Commanding Officer.

XIII. Provided always, and be it further enacted, That it shall be lawful, with the Consent of the Officer commanding any Regiment of Militia, for any Number of Serjeants and Corporals, not exceeding the Proportion of One Serjeant and One Corporal for every Twenty Men enlisting from any Regiment of Militia, to enlist in like manner and at such Periods, as a Part of the said Quota, into His Majesty's Regular Forces; and if any greater Number of Serjeants and Corporals than such Proportion as aforesaid shall be desirous of enlisting as aforesaid, such Number shall be reduced by Ballot to the Number authorized to enlist.

Serjeants and Corporals may enlist.

XIV. And be it further enacted, That it shall be lawful for the Commanding Officer of any Regiment of Militia to discharge any Private Militia Man, who shall desire his Discharge for the Purpose of being enlisted under this Act, upon assigning in Writing to the

Commanding Officers may refuse to discharge Men.

General Officer commanding in the District within which such Regiment of Militia shall be quartered, or to the Adjutant General of His Majesty's Forces, where there shall not be such General Officer as aforesaid, such Cause for his Refusal as shall be deemed sufficient by such General Officer or Adjutant General, as the case may be.

Persons discharged refusing to enlist, &c. to belong to Regiment from which discharged.

XV. Provided always, and be it further enacted, That if any Person discharged from the Militia, for the Purpose of being enlisted into any Regiment as aforesaid, or into His Majesty's Regular Forces, under this Act, shall notwithstanding refuse to enlist pursuant to any Declaration of being desirous to enlist so made by him as aforesaid, or shall not be approved of by the Officer appointed by His Majesty for that Purpose, then and in every such case, such Person shall continue to belong to the Regiment of Militia from which he shall have been so discharged for the Purpose of enlisting as aforesaid, notwithstanding any such Discharge.

Officers not to enlist, &c. other than such as shall have been duly discharged.

XVI. Provided also, and be it further enacted, That nothing in this Act contained shall authorize any Officers appointed by His Majesty to enlist and receive Militia Men under this Act, or any Commanding Officer, or other Officer, or Non-commissioned Officer of any Regiment as aforesaid, or other Person, to enlist or persuade to enlist or receive any Militia Men, other than such as shall have been duly discharged by the Colonel or Commanding Officer of the Regiment of Militia to which the Persons desirous of enlisting shall belong; and if any Officer shall enlist or attempt to enlist any Militia Man, such Man shall not be permitted to enter into the Regiment to which the Officer persuading him to enlist may belong.

No Person drafted from Regiment in which enlisted.

XVII. And be it further enacted, That every Person who shall be enlisted to serve in any Regiment so named and appointed as aforesaid, shall serve in the Regiment in which he shall have originally enlisted to serve, and in no other Regiment whatever; and no Person enlisting in any such Regiment shall, on any Account or Pretence whatsoever, be drafted into or serve in any other Regiment without his Consent, except in some Garrison or Veteran Battalion, in case it shall be necessary or expedient to transfer such Person into any Garrison or Veteran Battalion on account of his being disabled, or for any other sufficient Cause; and every such Person may be also transferred from one Battalion to another of any Regiment in which he may be serving.

Upon Production of Certificate, Men voluntarily enlisted, discharged from List of Militia Men for that County.

XVIII. And be it further enacted, That upon the Production to the Colonel or Commanding Officer of any Regiment of Militia, of a Certificate under the Hand of any Justice of the Peace of any County in *Great Britain*, or any Magistrate of any City, Borough, Town or Place therein, of any Private Man belonging to the Militia having voluntarily enlisted, and been attested for His Majesty's Regular Forces as aforesaid (which Certificate every such Justice or Magistrate respectively is hereby required to give *gratis*) such Colonel or Commanding Officer is hereby required to cause the Person named in such Certificate to be discharged from the List of Militia Men serving for such County.

Returns of Men enlisted,

XIX. And be it further enacted, That the Adjutant of every Regiment of Militia shall, after the Commencement of the enlisting of Men under this Act, and until the whole Number of Men allowed to enlist from his Regiment shall have enlisted, at the End of every Week after each Period of enlisting in each Year, transmit to the respective

pective Clerks of the Subdivision Meetings for the County to which the Regiment belongs, or where the Men of more than one County shall be so serving, then to the Clerks of such respective Counties, an accurate Return of all the Private Men serving for their respective Subdivisions who shall have enlisted under this Act, specifying therein the Christian and Surname of each Private Man; and in every case of a Private Man, shall state in such Return whether such Man was a ballotted Man, Substitute, hired Man or Volunteer, and the Parish or Place for which he was serving at the time of such enlisting; and the said Clerks shall, immediately upon the Receipt of such Returns, insert in the List of Militia Men serving for their respective Subdivisions, the Words, "*Volunteered into the Line,*" after the Name of each Man so returned to them as aforesaid; and all Allowances payable to the Wives and Families of such Private Men so enlisting shall cease from the Days specified in such Returns to such Men respectively, as the Days upon which they were respectively enlisted for Service in His Majesty's Regular Forces; and the said Clerks shall forthwith transmit to the respective Overseers of the Poor, or Governors or Managers thereof, if in *England*, and to the respective Clerks of Supply, and also to the Treasurers of the Kirk Session, if in *Scotland*, an Account of the Men serving for their respective Parishes or Places who shall have enlisted under this Act; and all Allowances payable to the Wives and Families of any such Private Men by virtue of any Acts of Parliament for providing Relief for the Wives and Families of Militia Men in *England* and *Scotland* respectively, in respect whereof any Re-imbursment shall be directed by the said Act, shall be re-imbursed according to the Directions of the said Acts, up to the time such enlisting shall have taken place.

XX. And be it further enacted, That no Allowance under an Act passed in the Forty third Year of the Reign of His Majesty, intituled, *An Act for consolidating and amending the several Laws for providing Relief for the Families of Militia Men of England, when called out into actual Service*, or under an Act passed in the same Year, intituled, *An Act for providing Relief for the Families of Militia Men in Scotland, when called out into actual Service*, or under any other Act for granting Allowances to the Wives and Families of Militia Men in *England* or *Scotland*, shall be granted to the Wife or Family of any Man, who after the passing of this Act shall be raised to serve in the Militia either of *England* or *Scotland*, as a Substitute, hired Man or Volunteer; but all Allowances to be granted under any of the said Acts, to the Wives or Families of any Men raised after the passing of this Act, for the Militia of *England* or *Scotland*, shall be confined to the Wives or Families of ballotted Men only.

XXI. And be it further enacted, That every Parish or Place which has incurred any Fine for Men deficient on the First Day of *October* One thousand eight hundred and ten as aforesaid, shall, for every Man who shall be raised for such Parish or Place by Ballot or otherwise after the said First Day of *October* and before the First Day of *June* One thousand eight hundred and eleven, be entitled to deduct or have a Return of Three fourth Parts of such Fine; and for every Man who shall be so raised before the First Day of *July* One thousand eight hundred and eleven, shall be entitled to deduct or have a Return

43 G. 3. c. 47.
Allowances to
Families.

43 G. 3. c. 89.

For Men what
Proportion of
Fines remitted.

of One Half of such Fine; and for every Man who shall be so raised before the First Day of *September* One thousand eight hundred and eleven, shall be entitled to deduct or have in return One Fourth Part of such Fine.

When Men required by 49 G. 3. c. 53. to be raised are enrolled, &c. further Ballot suspended.

XXII. Provided always, and be it further enacted, That when and so soon as all the Men required to be raised for the Militia of any County, under an Act passed in the Forty ninth Year of His present Majesty, intituled, *An Act for completing the Militia of Great Britain*, shall have been raised or enrolled, or at the Expiration of the Periods specified in this Act, during which any Parish is entitled to have a Return of Part of any Fine which such Parish may have incurred for any Deficiency in the Militia, all further Ballot of Men in such County shall be suspended, and shall remain so suspended until the First Day of *July* One thousand eight hundred and thirteen.

His Majesty may order Men to be raised by Beat of Drum for Militia.

XXIII. And be it further enacted, That it shall be lawful for His Majesty, when it shall appear to His Majesty to be necessary, for the more speedily completing the Number of Men to be raised for the Militia, from time to time under the Provisions of this Act, to order and direct, under an Order of His Majesty in Council, that the Lieutenants or Deputy Lieutenants in any County, or the Colonels or Commanding Officers of the Regiments of Regular Militia in *Great Britain*, and the Commissioned Officers and Non-commissioned Officers of the Regiments of Regular Militia, and the Adjutants, Quarter Masters, Staff Serjeants to Non-commissioned Officers and Drummers of the Local Militia, remaining on permanent Pay and unbodied, and when not assembled for Training and Exercise, duly authorized by their Commanding Officers for the time being, or by other proper Order or Warrant, by Beat of Drum or otherwise, in their respective Counties or the adjoining Counties, to raise Volunteers for the Regiments of Regular Militia of the Counties to which they respectively belong, for the completing the Number of Men required to be raised and enrolled under the Provisions of this Act, and to direct that the Ballot shall either cease or proceed together with such raising or enrolling of Men by Beat of Drum or otherwise as aforesaid; and every Volunteer so raised as aforesaid shall take the Oath required to be taken by Substitutes in the Militia, which Oath shall and may be administered by any Person respectively authorized to administer Oaths to Persons enrolled in the Militia, or by any Justice of the Peace or Deputy Lieutenant for the County in which such Volunteers shall have been raised, or in which the Regiment for which he shall have been raised shall be at the time of his joining such Regiment.

Commanding Officers to transmit Certificates of Men raised to Clerks of General Meetings.

XXIV. And be it further enacted, That the Colonels or Commanding Officers for the time being, of the several Regiments of Militia for which any Men shall be so raised as aforesaid, shall, at the Expiration of every Month from the Commencement of enlisting such Volunteers as aforesaid, transmit to the Clerks of General Meetings of their respective Counties Certificates, and where the Men of more Counties than one are united to form any Regiment of Militia, then a Certificate to each of such Counties, of the Number of Men raised for their respective Regiments, according to the Form in the Schedule to this Act annexed, marked (A.)

Bounty paid under such Regulations as His

XXV. And be it further enacted, That a Sum not exceeding Twelve Guineas shall be allowed and paid in respect of every Man who

who shall be provided or raised for the Militia as a Volunteer, by Beat of Drum or otherwise, under the Provisions of this Act as aforesaid, and such Part of such Sum shall be applied towards the Expences of procuring the Volunteer, and the remaining Part as a Bounty to the Volunteer, and such Bounty shall be paid or applied to the Use of every such Man, at such Times and Places and in such Proportions as to any Advance of any Part thereof, and in such manner and under and subject to such Regulations and Restrictions as His Majesty shall by any Order of his Principal Secretary of State, by any Regulations from time to time made in that behalf, be pleased to order and direct; and it shall be lawful for the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, to order any Receiver General in *England*, or Collector of the Cels in *Scotland*, to advance and pay any Sum or Sums of Money for or in respect of any such Bounties or any Advances in respect thereof, as may be necessary, out of any publick Monies in their Hands, or received or receivable by them out of any Rates and Duties under the Management of the Commissioners for the Affairs of Taxes; and all Monies paid under any such Orders as aforesaid, shall be good and valid, and be allowed to all such Receivers General or Collectors of Cels in their Accounts.

Majesty shall direct.

XXVI. And be it further enacted, That of the Number of Persons to be raised annually for the Militia under this Act, for any County, it shall be lawful for His Majesty to direct that such Proportion as he shall think fit, not exceeding One fourth Part of the whole Number of Persons to be raised within the Year for such County, shall consist of Boys of the Age of Fourteen Years and upwards, and of such Height as His Majesty may direct; who shall be raised by Beat of Drum.

His Majesty may direct Boys to be enlisted for Militia.

XXVII. And be it further enacted, That all Provisions contained in an Act of Parliament in force for the Punishment of Mutiny and Desertion; and the better Payment of the Army and their Quarters, in relation to the inlisting any Men for His Majesty's Army, shall, so far as the same can be made applicable to the Men inlisted for the Regular Militia, be applied and used and put in force by all Justices of the Peace and others, and all Persons authorized to raise Men by Beat of Drum for the Militia, and the preventing Frauds and absconding by Persons inlisted, and for the Protection of Persons having hastily enlisted, as fully and effectually as if all such Provisions were repeated and re-enacted as to the raising of Men by Beat of Drum for the Regular Militia.

Mutiny Act, as to enlisting, extended to Men raised by Beat of Drum for Militia.

XXVIII. And be it further enacted, That all the Provisions contained in an Act in force for the Punishment of Mutiny and Desertion, and the better Payment of the Army and their Quarters, in relation to the inlisting of Apprentices and the claiming of Apprentices by their Masters, and the Punishment of any Apprentices, and the Liability to Service after the Expiration of the Indentures, and all other Provisions in any such Act in relation to Apprentices or their Masters, shall, from and after the passing of this Act, extend to all Apprentices who shall enlist or enrol themselves as Substitutes or Volunteers in the Regular Militia, and the Masters of such Apprentices, as fully and effectually as if the same were severally and separately repeated and re-enacted in this Act.

Mutiny Act, relating to Apprentices, extended to Militia.

Militia to be gradually reduced, 42 G. 3. cc. 9 & 94.

37 G. 3. c. 25.

Proviso for raising Supernumeraries for Militia.

Supernumeraries to form Part of Militia of each County, &c.

Lieutenancy to direct how Supernumeraries applied.

His Majesty may direct Officers, &c. serving in Militia at time of Reduction of Privates, to be retained.

XXIX. And be it further enacted, That after the passing of this Act, the Militia of *Great Britain* shall be gradually reduced to the Quotas respectively specified in an Act, passed in the Forty second Year of the Reign of His present Majesty, intituled, *An Act for amending the Laws relating to the Militia in England, and for augmenting the Militia*; and in another Act, passed in the Forty second Year of the Reign of His present Majesty, intituled, *An Act to raise and establish a Militia Force in Scotland*; and in another Act, passed in the Thirty seventh Year of the Reign of His present Majesty, intituled, *An Act for the better raising and ordering the Militia Forces of the Tower Hamlets, in the County of Middlesex*.

XXX. Provided always, and be it further enacted, That it shall be lawful for His Majesty annually to allow and order the raising by Beat of Drum as Supernumeraries for the Militia of each County over and above the Quotas to which the Militia is to be reduced under this Act, a Number of Men equal to the Number allowed to enlist under this Act, into the Regular Forces in each Year in each County.

XXXI. Provided also, and be it further enacted, That such Supernumeraries shall belong to and make Part of the Militia of each County, but shall not be applied to supply any other Vacancies which may arise in each County than such as shall occur from the inlisting into the Regular Forces under this Act, and such Number of Supernumeraries shall, when so ordered by His Majesty, be kept up over and above the Number necessary from time to time to supply the Vacancies which may occur in any such Militia from Death, Desertion or Discharge, or Expiration of Service, or Appointment of any Private Man to be Serjeant or Corporal.

XXXII. And be it further enacted, That the Lieutenants and Deputy Lieutenants of each County shall, from time to time by Ballot or otherwise, as to them shall seem most fair and equitable, direct the Order in which such Supernumeraries shall be applied to supply any Vacancies arising in any Parishes by the inlisting of any of the Men serving for such Parishes into His Majesty's Regular Forces under this Act.

XXXIII. And be it further enacted, That it shall be lawful for His Majesty, by any Order signified by His Majesty's Secretary of State, to direct any Number of Officers, Non-commissioned Officers and Corporals actually serving in any Regiment, Battalion or Corps of Militia, at the time that any Reduction of the Number of the private Men of such Regiment, Battalion or Corps shall take place by the Discharge of Men, for the Purpose of enlisting into the Regular Forces under this Act, to be retained during the Continuance of the present War, or for so long time during the Continuance thereof as His Majesty shall think fit, as Officers, Non-commissioned Officers and Corporals respectively of such Regiments, Battalions or Corps, although by reason thereof the Number of Officers, Non-commissioned Officers and Corporals respectively of any such Regiment, Battalion or Corps, shall by such Reduction of the Number of Private Men therein as aforesaid, exceed the Proportion of Officers, Non-commissioned Officers and Corporals respectively prescribed for any Regiment, Battalion, or Corps of Militia, by any Act or Acts now in force; and all such Officers, Non-commissioned Officers and Corporals

Corporals so retained as aforesaid, shall be entitled to such Pay, Emoluments and Advantages as other Officers, Non-commissioned Officers and Corporals respectively are by Law entitled unto; any thing in any Law or Act to the contrary thereof notwithstanding.

XXXIV. Provided nevertheless, and be it enacted, That the Officers so retained, who shall exceed the Proportion of Officers respectively prescribed for any Regiment, Battalion or Corps, shall, being duly qualified according to any Act or Acts relating to the Militia of *England* and *Scotland* in that Behalf, succeed to Vacancies which may occur in such Regiment, Battalion or Corps respectively, in their respective Ranks, and beginning with the eldest Officer of each Rank respectively.

Such Officers to succeed to Vacancies.

XXXV. Provided also, and be it further enacted, That where the Establishment of Field Officers of any such Regiment, Battalion or Corps, shall, previously to such Reduction thereof as aforesaid, have consisted of One Colonel, Two Lieutenant Colonels and Two Majors, and by reason of such Reduction One Colonel and One Lieutenant Colonel only, and Two Majors shall be allowed on the Establishment thereof, and One of such Majors shall at any time after such Reduction have died or resigned, then and in such case it shall be lawful for His Majesty, by any Order signified as aforesaid, to direct that the Lieutenant Colonel, who, in consequence of such Reduction, would have been retained as a supernumerary Lieutenant Colonel under the Provisions of this Act, shall remain and continue upon the Establishment of such Regiment, Battalion or Corps, with the full Rank of Lieutenant Colonel, but nevertheless with the Pay, Emoluments, and Advantages of Major; any thing hereinbefore contained to the contrary thereof notwithstanding.

Regulations respecting Field Officers.

XXXVI. And be it further enacted, That, from and after the Period of the Reduction of the Militia to such Quotas as aforesaid, under the Provisions of this Act, by enlisting into His Majesty's Regular Forces or otherwise, it shall be lawful for His Majesty to order and direct, that a Number of Men shall be raised for the Militia of each County by Ballot or otherwise in each Year equal to the Number of Men allowed in such Year to enlist in the Regular Forces under this Act from the Militia of each County, whether such Number shall actually have enlisted or not; and such Men, and all Men required to supply any Vacancies that shall have arisen by Death, Desertion or Discharge, Expiration of Service, or otherwise, shall (if a Ballot shall have been ordered by His Majesty) be raised and supplied under the Provisions of the several Acts in force for raising the Militia; and all Rules, Regulations and Provisions, Penalties and Means of recovering the same, Clauses, Matters and Things contained in any Acts relating to the Militias of *England* and *Scotland* respectively, shall be in force and be applied, as far as the same are applicable, to the Purposes of this Act, as fully as if they were herein severally and separately re-enacted, repeated and contained.

Militia to be raised annually by Ballot, &c. equal to Number allowed to enlist, &c.

XXXVII. And be it further enacted, That a Sum of Ten Guineas shall be allowed to every Person ballotted and enrolled under this Act, or if any Person ballotted shall provide a Substitute, or shall have a Substitute provided for him, who shall be enrolled, then to the Substitute; and such Bounty shall be paid in such Proportions, and at such Times and Places, and in such Proportions as to finding any Necessaries, and as to any Advance of any Part thereof,

Bounty Men enrolled.

as shall be specified in any Regulations made in that Behalf as aforesaid.

Not to entitle to other Allowance.

XXXVIII. Provided always, and be it further enacted, That no Person so ballotted and receiving such Sum of Ten Guineas as aforesaid, shall be entitled to have or receive the Allowance of One Half of the Current Price of a Volunteer, or any other Allowance under any Act of Parliament relating to the Militia, by reason of his not being possessed of any Estate in Lands, Goods or Money of the clear Value of Five hundred Pounds; any thing in any Act of Parliament relating to the Militia to the contrary notwithstanding.

Deputy Lieutenants to apportion Men raised by Beat of Drum, and Men raised by Ballot among Parishes.

XXXIX. And be it further enacted, That it shall be lawful for the Deputy Lieutenants of the several Counties, Ridings, Shires, Stewartries, Cities and Places in *England* and *Scotland* respectively, and they are hereby required at some General Meeting which shall be held for that Purpose on or before the First Day of *May* in every Year, to apportion and distribute the Men raised by Beat of Drum under this Act, in the first place to fill up any Vacancies which may have been occasioned in any Parish, by enlisting into the Line or otherwise, and in like manner to apportion and distribute any Excess of Men raised by Beat of Drum over and above the Number of such Vacancies; and it shall be lawful for the Deputy Lieutenants at any General Meetings to be held for that Purpose, to alter from time to time any such Apportionments, and make any new and further Apportionments or Distributions, and place any Men so apportioned or distributed or applied as aforesaid to any other Parishes, in case it shall appear to be necessary, for the making a just Distribution of the Men so raised by Beat of Drum as aforesaid; and all such Apportionments and Distributions shall be made among the several Parishes either by Ballot and entering upon Lists of the Names of the Parishes or otherwise, and in such manner as shall appear to the Deputy Lieutenants at any such Meeting most effectually to produce an equal and just Distribution of the Men raised by Beat of Drum among the Parishes; and the Men entered and placed to any Parishes under any such Distribution or Apportionment shall thenceforth be deemed to belong to such Parishes, for the supplying of any Vacancies thereafter, in like manner as if such Men had been provided as Substitutes or Volunteers for such Parishes respectively.

Where Number ballotted shall exceed Deficiencies, Surplus apportioned among Parishes.

XL. And be it further enacted, That when the Number of Men to be raised in any County for the Militia by Ballot in any Year shall be more than sufficient to fill up the Deficiencies then existing in the Militia, and to complete the same to the reduced Quota for such County, established by this Act, the Lieutenants and Deputy Lieutenants before any such Ballot shall take place, shall proceed to apportion the Surplus among the several Hundreds and Parishes respectively, by Ballot or otherwise, in such Manner as shall appear to them most fair and equitable, and so as the Burden of raising such additional Men above the Quota may be borne as equally as may be by the several Parishes of the County, according to their respective Population, and the Numbers apportioned to the respective Parishes as aforesaid shall be raised for such Parishes accordingly.

Local Militia Men may enlist in Regular Militia of same County.

XLI. And be it further enacted, That it shall be lawful for the Men ballotted or enrolled for the Local Militia of any County to enlist into the Regular Militia of the same or any adjoining County, under this Act, when not assembled for Training and Exercise: Provided

Provided always, that if any Man balloted or enrolled for the Local Militia of one County shall enlist into the Regular Militia of another County, not being an adjoining County, he shall be held to be duly enlisted, and continue to serve in such Militia until he shall be reclaimed by the Commanding Officer of the Local Militia to which he belonged previous to such Enlistment, and upon being so reclaimed shall not be restored to such Local Militia, but shall be transferred to the Regular Militia of that County to the Local Militia of which he so belonged, and be bound to serve for the full Period therein, as if he had originally enlisted in the Militia of such County.

XLII. And be it further enacted, That it shall be lawful for His Majesty, by any Order signified by His Majesty's Secretary of State, at any time, from time to time during the Execution of this Act or any Part thereof, to give such Orders and Directions to the Lieutenants, or, in the Vacancy of the Office or Absence of any Lord Lieutenant to the Vice Lieutenant or Deputy Lieutenants authorized to act as Lieutenant, or to the respective Colonels or Commanding Officers of any Regiment of Militia, as His Majesty shall from time to time think expedient and necessary for the Execution of this Act; and the several Lieutenants, Vice Lieutenants and Deputy Lieutenants, and Colonels and Commanding Officers aforesaid, shall proceed forthwith in pursuance of His Majesty's Orders, to do all such Acts as shall be necessary for the Purpose of carrying such Orders into Execution, and for the due Execution of the Provisions of this Act.

His Majesty may issue Orders to Lord Lieutenants and Commanding Officers for executing Act.

XLIII. And be it further enacted, That all Provisions, Directions, Clauses, Matters and Things in this Act contained, relating to Counties and to Regiments respectively, shall extend to all Stewartries, Ridings, Divisions, Cities and Places, and to all Battalions, Corps and Companies respectively, as fully and amply as if they were severally and respectively repeated in every such Provision, Direction and Clause of this Act.

Extending Act.

XLIV. And be it further enacted, That this Act may be altered, amended or repealed by any Act or Acts to be made in this present Session of Parliament.

Act may be altered, &c.

SCHEDULE (A.)

LIST of Persons enlisted for MILITIA, between

Day of _____ and
Day of _____

NAMES of MEN.	When enrolled.	When joined.	Place of Residence when enlisted.

C A P. XXI.

An Act to explain and amend an Act, passed in the Fiftieth Year of His Majesty's Reign, intituled, *An Act to direct that Accounts of Increase and Diminution of Public Salaries, Pensions and Allowances, shall be annually laid before Parliament, and to regulate and controul the Granting and Pay of such Salaries, Pensions and Allowances*; so far as respects the Grant of Pensions or Allowances by His Majesty, to Persons who, previously to the passing of the said Act, had served the Crown in Foreign Courts. [6th May 1811.]

50 G. 3. c. 117.

WHEREAS an Act was passed in the last Session of the present Parliament, intituled, *An Act to direct what Accounts of Increase and Diminution of Public Salaries, Pensions and Allowances, shall be annually laid before Parliament; and to regulate and controul the granting and paying of such Salaries, Pensions and Allowances*: And whereas in and by the Thirteenth Section of the said Act, after reciting that an Act was passed in the Twenty second Year of the Reign of His present Majesty, intituled, *An Act for enabling His Majesty to discharge the Debt contracted upon his Civil List Revenues, and for preventing the same from being in arrear for the future, by regulating the Mode of Payments out of the said Revenues, and by suppressing or regulating certain Offices therein mentioned, which are now paid out of the Revenues of the Civil List*; and further reciting, that it was expedient that the said Act should be amended, so far as respects Pensions to Persons who should have served the Crown in Foreign Courts, after the Expiration of their Services, it was enacted, That no Pension or Allowance should be granted to any Person, for or on account of having served the Crown in Foreign Courts, within less than Ten Years from the Date of his first Appointment in such Service, during which time he shall have served not less than Three Years, and no such Allowance should exceed Two thousand Pounds *per Annum*, and every such Allowance should abate, if such Person should be appointed to any Civil Office or Employment under the Crown, of equal or greater Amount, and should also be subject to a proportionate Abatement if the Value of any such Office or Employment should be less than the Amount of such Allowance as aforesaid: And whereas by the Fourteenth Section of the said Act, hereby amended, it was provided and further enacted, That before any such Pension or Allowance should be granted, the Person in whose Favour the same should be granted should not be less than Thirty five Years of Age; and His Majesty's Secretary of State for Foreign Affairs should transmit to the Treasury a Certificate under his Hand, that such Person has not within such Ten Years declined serving as a Foreign Minister, except for sufficient Cause, in any Rank or Station equal or superior to that in which he had last served, which Certificate should be recited in the Grant of such Pension or Allowance: And whereas the said Provisions of the said Act, hereby amended, do in Terms extend as well to Persons who, previously to the passing of the said Act, had served the Crown in Foreign Courts, as to those who might serve after the

22 G. 3. c. 82.

the passing of the said Act: And whereas such Persons who, previously to the passing of the said Act, had served the Crown in Foreign Courts, may have engaged in such Employment upon the Faith of the Usage with respect to the Grant of Allowances by His Majesty after the Expiration of their Services, which is recited and confirmed in the said Act of the Twenty second Year of His present Majesty; Be it therefore enacted by the King'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 the said Provisions of the said Act hereby amended, shall have no Application to Persons who, previously to the passing of the said Act, had served the Crown in Foreign Courts; and that nothing in the said amended Act contained shall be construed in any wise to alter or affect the said Act of the Twenty second Year of His present Majesty, so far as respects the Grant of Allowances by His Majesty to Persons who, previously to the passing of the said Act, had served the Crown in Foreign Courts.

Proviso for Persons who had served the Crown in Foreign Courts previous to this Act.

C A P. XXII.

An Act for raising the Sum of Two millions five hundred thousand Pounds, by way of Annuities and Treasury Bills, for the Service of Ireland. [14th May 1811.]

C A P. XXIII.

An Act for rendering more effectual an Act made in the Forty seventh Year of His Majesty's Reign, intituled, *An Act for the Abolition of the Slave Trade.* [14th May 1811.]

WHEREAS the Two Houses of Parliament did, by their Resolutions of the Tenth and Twenty fourth Days of June One thousand eight hundred and six, severally resolve, That the African Slave Trade being contrary to the Principles of Justice, Humanity and sound Policy, they would, with all practicable Expedition, take effectual Measures for the Abolition of the same: And whereas, in conformity with the said Resolutions, and for all and each of the Reasons therein stated, the said Trade was by an Act passed in the Forty seventh Year of His present Majesty, declared to be unlawful: And whereas it hath been found that divers Persons, not deterred by the Provisions and Penalties of the said Act, do still continue to deal and trade in Slaves upon the Coast of Africa and elsewhere, and to carry them for Sale by Sea: And whereas the Commons House of Parliament, by its Resolution of the Fifteenth of June One thousand eight hundred and ten, did express its Indignation at such Practices, and did resolve speedily to take into Consideration such Measures as might tend effectually to prevent such daring Violations of the Law: And whereas it is fit that such Measures should be extended also to the effectual Abolition of the Slave Trade wheresoever it may be attempted to practise it; Be it therefore enacted by the King'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 if any Subject or Subjects of

47 G. 3. Sess. 2. c. 36.

Carrying on the Slave Trade, or His

any way engaged therein, declared Felony.

His Majesty, or if any Person or Persons residing or being within this United Kingdom, or in any of the Islands, Colonies, Dominions, Forts, Settlements, Factories or Territories now or hereafter belonging thereto, or being in His Majesty's Occupation or Possession, or under the Government of the United Company of Merchants trading to the *East Indies*, shall, from and after the First Day of *June* next; by him or themselves, or by his or their Factors or Agents, or otherwise howsoever, carry away or remove, or aid or assist in the carrying away or removing, as a Slave or Slaves, or for the Purpose of being sold, transferred, used or dealt with as a Slave or Slaves, any Person or Persons whatsoever, from any Part of *Africa*, or from any other Country, Territory or Place whatsoever, either immediately, or by Transshipment at Sea or otherwise, directly or indirectly; or shall import or bring, or aid or assist in the importing or bringing into any Island, Colony, Country, Territory or Place whatsoever, any such Person or Persons as aforesaid, for the Purpose aforesaid; or shall knowingly and wilfully ship, embark, receive, detain or confine on board any Ship, Vessel or Boat, any such Person or Persons as aforesaid, for the Purpose of his, her or their being so carried away or removed, imported or brought as aforesaid, or of being sold, transferred, used or dealt with as a Slave or Slaves; or shall knowingly and wilfully use or employ, or permit to be used or employed, or let or take to Freight or on Hire any Ship or Vessel to be used or employed in carrying away or removing, importing or bringing, or for the Purpose of carrying away or removing, importing or bringing as aforesaid, any such Person or Persons, as a Slave or Slaves, or for the Purpose of his, her or their being sold, transferred, used or dealt with as a Slave or Slaves; or shall fit out or cause to be fitted out, or shall take the Charge or Command of, or navigate, or enter and embark on board any such Ship or Vessel, as Master or Captain, Mate, Supercargo or Surgeon, knowing that such Ship or Vessel is actually employed, or is, in the same Voyage for which he or they shall so enter and embark on board, intended to be employed in carrying or removing, importing or bringing as aforesaid any such Person or Persons, as or for the Purpose of his, her or their being sold, transferred, used or dealt with as a Slave or Slaves; then and in every such case, the Person or Persons so offending, and their Counsellors, Aiders and Abettors, shall be and are hereby declared to be Felons, and shall be transported beyond Seas for a Term not exceeding Fourteen Years, or shall be confined and kept to hard Labour for a Term not exceeding Five Years, nor less than Three Years, at the Discretion of the Court before whom such Offender or Offenders shall be tried and convicted.

Punishment.

Serving on board Ship, or underwriting Policy thereon.

II. Provided always, and be it further enacted by the Authority aforesaid, That if any Person or Persons shall, from and after the First Day of *May* next, enter or navigate, or embark on board any such Ship or Vessel used and employed, or meant and intended to be used and employed as aforesaid, as a Petty Officer, Servant or Seaman, or Petty Officers, Servants or Seamen, knowing that such is or shall be the Purpose or one of the Purposes of the Voyage, or if any Person or Persons shall underwrite, or procure to be underwritten, any Policy of Assurance upon any Ship or Vessel, or Goods, or the Freight of any Ship or Vessel employed or intended to be employed in any such Voyage, knowing that such is or shall be the Purpose

Purpose or one of the Purposes of the said Voyage, he or they nevertheless shall not be deemed guilty of a Felony within the meaning of this Act, but shall be and they are hereby declared to be guilty of a Misdemeanor only, and shall be punished by Imprisonment for a Term not exceeding Two Years. Punishment.

III. And it is hereby further enacted and declared, That such Persons shall not be deemed to be nor shall be punished as Accessaries to Felony; any thing in this present Act to the contrary thereof notwithstanding. Accessaries.

IV. Provided always, and be it further enacted by the Authority aforesaid, That nothing in this Act contained shall extend, or be construed to extend, to subject any Person or Persons to the Pains and Penalties hereby imposed for exporting, removing or carrying from any present or future *British* Island, Colony or Settlement in the *West Indies*, to any other present or future *British* Island, Colony or Settlement in the *West Indies*, or from one Part of such *British* Island, Colony or Settlement in the *West Indies*, to any other Part of the same Island, Colony or Settlement, or for importing or transporting into or landing in any such Island, Colony or Settlement, any Slave or Slaves, which have been or shall be born within such Islands, Colonies or Settlements, or any Slave or Slaves which shall have been or may be lawfully imported or brought into the said Islands, Colonies or Settlements, or for removing or carrying any Slave or Slaves from one Part of any foreign Island, Colony or Settlement, to another Part of the same foreign Island, Colony or Settlement, or for transshipping and assisting at Sea any Slave or Slaves which shall be in any Ship or Vessel in Distress: Provided also, that nothing in this Act contained shall extend to prevent the Transportation to any foreign Colony or Place, of any Slave or Slaves that shall have been convicted by due course of Law in any present or future *British* Island or Colony, of any Crime to which the Punishment of Transportation is or shall be annexed by the Law of such Island or Colony, but in every such case a Copy of the Judgment or Sentence certified by the Court before which the Offender was convicted, shall be put on board in the Ship or Vessel in which any such Convict shall be transported. Provido for removing Slaves from one British Settlement to another, &c.

V. Provided also, and be it further enacted, That nothing hereinbefore contained shall extend, or be construed to extend, to subject any Person or Persons to the Pains and Penalties hereby imposed for any thing done or to be done in *Africa*, West of the *Cape of Good Hope*, or in the *West Indies* or *America* to the East of *Cape Horn*, on or before the First Day of *September* next; nor for any thing done or to be done in the *East Indies*, the Island of *Madagascar*, the Ports and Places of *Africa* to the East of the *Cape of Good Hope*, the Islands of *Mauritius* and *Bourbon*, and the Islands in the *East Indian Seas*, on or before the First Day of *January* next; nor for any thing done or to be done in *New Holland*, the Islands in the *South Seas*, or the Coast of *America* to the West of *Cape Horn*, on or before the First Day of *May*, in the Year One thousand eight hundred and twelve; nor for any thing done or to be done in the High Seas, on board of any Ship or Vessel which hath or shall have sailed last from any Port in *Great Britain* or *Ireland* on or before the First Day of *June* next, or from any other Port or Place in *Europe*, on or before the First Day of *July* next; or from any Port or Place in *Africa* And for the Transportation to foreign Places of Slaves that have been convicted of Crimes.

Provido for Things done before certain Periods.

West

West of the *Cape of Good Hope*, or the *West Indies*, or *America* to the East of *Cape Horn*, on or before the First Day of *August* next; or from any Port or Place in the *East Indies*, *Madagascar*, the Islands of *Mauritius* and *Bourbon*, the Coast of *Africa* to the East of the *Cape of Good Hope*, and the Islands in the *East Indian Seas*, on or before the First Day of *January* next; or from any Port or Place in *New Holland*, the Islands in the *South Seas*, or the Coast of *America* to the West of *Cape Horn*, on or before the First Day of *May* in the Year One thousand eight hundred and twelve.

How Offences to be tried.

28 H. 8. c. 15.

33 H. 8. c. 23.

11 & 12 W. 3. c. 7.

Former Acts in respect of Forfeitures.

46 G. 3. c. 52.

47 G. 3. Sess. 1. c. 36.

46 G. 3. c. 52. § 18.

47 G. 3. Sess. 1. c. 36. § 14.

VI. And be it further enacted and declared, That all Offences hereinbefore declared to be Felonies or Misdemeanors, which shall be committed in *Africa*, or in any Country, Territory or Place, other than this United Kingdom, or on the High Seas, or in any Port, Sea, Creek or Place, where the Admiral has Jurisdiction, shall and may be enquired of either according to the ordinary Course of Law, and the Provisions of an Act passed in the Twenty eighth Year of the Reign of King *Henry* the Eighth, intituled, *An Act for Pirates*, or according to the Provisions of an Act passed in the Thirty third Year of the Reign of King *Henry* the Eighth, intituled, *An Act to proceed, by Commission of Oyer and Terminer, against such Persons as shall confess Treason and Felony, without remanding the same to be tried in the Shire where the Offence was committed*, so far as the same Act is now unrepealed; or according to the Provisions of an Act passed in the Eleventh and Twelfth Years of the Reign of His late Majesty King *William* the Third, intituled, *An Act passed for the more effectual Suppression of Piracy*.

VII. Provided always, and it is hereby further enacted and declared, That nothing herein contained shall be construed to repeal, annul or alter the said Act of the Forty seventh Year of His present Majesty, or an Act made in the Forty sixth Year of His present Majesty, for preventing the Importation of Slaves by any of His Majesty's Subjects, into any Islands, Colonies, Plantations or Territories belonging to any foreign State or Power, in respect of any Forfeitures of Ships or Vessels, Cargoes, Goods or Effects, thereby respectively imposed for any Offence against the said Acts, or either of them, or the Remedies thereby given for the Recovery thereof, or in respect of any pecuniary Penalties thereby imposed; but that the said Acts shall, in all other Respects, be deemed and taken to be in full Force, except so far as the said Act of the Forty sixth Year of His present Majesty is altered or extended by the said Act of the Forty seventh Year of His said Majesty.

VIII. And whereas it is in and by the said Acts respectively enacted, that all Ships and Vessels, Slaves or Natives of *Africa*, carried, conveyed or dealt with as Slaves, and all other Goods and Effects that shall or may become forfeited for any Offence committed against the said Acts respectively, shall and may be seized by any Officer of His Majesty's Customs or Excise, or by the Commanders or Officers of any of His Majesty's Ships or Vessels of War: And whereas Ships and Vessels, Slaves, Goods and Effects, liable to Seizure and Forfeiture under the said Acts, for Offences committed on the Coast of *Africa*, may be safely navigated, carried or kept upon or near to the said Coast, or in the Ports, Havens or Rivers thereof, in contempt of the said Acts, by reason of the want of Officers of the Customs or Excise, or of His Majesty's

‘ Ships or Vessels of War stationed on the said Coast, or on such Parts thereof as may be visited by such Offenders;’ Be it therefore further enacted by the Authority aforesaid, That it shall and may be lawful for all Governors or Persons having the Chief Command, Civil or Military, of any of the Colonies, Settlements, Forts or Factories belonging to His Majesty, or to the *African Company in Africa*, or any *African Island*, and for all Persons deputed and authorized by any such Governor or Commander in Chief, to seize and prosecute all Ships and Vessels, Slaves or Natives of *Africa*, carried, conveyed or dealt with as Slaves, and all Goods and Effects whatsoever that shall or may become forfeited for any Offence committed against the said Acts of Parliament, or either of them, and which shall be found upon, or near to the said Coast, or in any Port, Haven or River thereof, or within the Limits of any of the said Colonies, Settlements, Forts or Factories, which Governor or Commander in Chief, and all Persons by them so deputed and authorized, shall, in making and prosecuting any such Seizures, have the Benefit of all the Provisions made by the said Acts of Parliament, or by an Act of the Fourth Year of His present Majesty therein recited, or by any other Act of Parliament for the Protection of Officers seizing and prosecuting for any Offence against the said last mentioned Act, or any other Act of Parliament relating to the Trade and Revenues of the *British Colonies or Plantations in America*.

Governors and Commanders in Chief, and Persons authorized by them, may seize Vessels and other Forfeitures.

4 G. 3. c. 25.

IX. Provided also, and be it further enacted by the Authority aforesaid, That if any Person or Persons, sailing or being in the Capacity of a Petty Officer, or Petty Officer’s Servant or Servants, Seaman or Seamen, on board of any Ship or Vessel fitted out for or engaged in the unlawfully carrying, removing, trading or dealing in Slaves, shall, within Three Months after the Arrival of the said Vessel at any Port belonging to His Majesty, give Information on Oath, before any competent Magistrate, against any Owner or Part Owner, or any Captain, Mate, Surgeon or Supercargo of such Ship or Vessel, who shall have committed any Offence against this Act, and shall give Evidence on Oath against such Owner or Part Owner, Captain, Mate, Surgeon and Supercargo, before any Magistrate or Court before whom such Offender may be tried; or if such Person or Persons so sailing as aforesaid, in the Capacity of a Petty Officer or Petty Officers, Mariner or Mariners, Servant or Servants, shall, within Three Months after his or their Arrival at any Port or Place not within His Majesty’s Dominions, give Information to any of His Majesty’s Ambassadors, Ministers Plenipotentiary, Envoys, Charges d’Affaires, Consuls, Residents or other Agents, so that any Person or Persons owning such Ship or Vessel, or navigating or taking charge of the same, as Captain, Mate, Surgeon or Supercargo, may be apprehended, such Person or Persons so giving such Information and Evidence, shall not be liable to any of the Pains or Penalties of this Act, or any Fine or other Punishment under the said Acts of the Forty sixth and Forty seventh Years of His present Majesty, or either of them; but shall be wholly discharged therefrom, and His Majesty’s Ambassadors, Ministers Plenipotentiary, Envoys, Charges d’Affaires, Consuls, Residents or other Agents, are hereby required to receive any such Information as aforesaid, and to transmit the Particulars thereof, without Delay, to One of His Majesty’s Principal Secretaries of State, and to transmit Copies of the same to the Com-

Persons sailing in Vessels giving Information of Offences committed not liable to Punishment.

46 G. 3. c. 52.
47 G. 3. Sess. 2.
c. 36.

manders

manders of His Majesty's Ships or Vessels then being in the said Port or Place.

C A P. XXIV.

An Act to repeal so much of an Act of the Nineteenth Year of His present Majesty, as prevents Masters of Ships removing their Vessels out of the Stream, except to the lawful Quays in the Port of *London*, before the Goods are discharged or their Vessels are cleared by the proper Officers inwards or outwards, so far as relates to any Ship or Vessel entered inwards or outwards from or to any Port in *Ireland*.

[14th May 1811.]

WHEREAS it is expedient that the Master of any Ship or Vessel arriving from *Ireland* at the Port of *London*, or going from thence to *Ireland*, should not in future be liable to a Penalty on account of such Ship or Vessel being removed out of the Stream before the Cargo thereof is discharged inwards, or before any such Ship or Vessel shall be cleared outwards by the proper Officers of the Customs; Be it therefore enacted by the King'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 passing of this Act, so much of an Act passed in the Nineteenth Year of His present Majesty, intituled, *An Act to explain so much of an Act made in the Twelfth Year of the Reign of King Charles the Second, intituled, An Act for the encouraging and encreasing of Shipping and Navigation, as relates to the Importation into this Kingdom and other His Majesty's Dominions, of Goods and Commodities of the Growth or Production of Africa, Asia or America, which are manufactured in foreign Parts; for preventing Masters of Ships removing their Vessels out of the Stream, except to the lawful Quays in the Port of London, before the Goods are discharged or their Vessels are cleared by the proper Officers inwards or outwards; and for allowing the Officers of the Customs and Excise to make use of Lights on board Ships in the Haven, Dock or Basin at the Port of Kingston upon Hull*; by which the Master, Purser or other Person taking charge of any Ship or Vessel coming or arriving from foreign Parts within the Limits of the Port of *London*, or being outward bound from the said Port to foreign Parts, is subject and liable to a Penalty on account of any such Ship or Vessel being removed out of the Stream, except as in the said Act is provided; shall be and the same is hereby repealed, so far as the said Act relates to any Ship or Vessel entered inward or outward in the said Port of *London* from or to any Port in *Ireland*.

19 G. 3. c. 48.
53.

repealed.

C A P. XXV.

An Act for further continuing, until the Twenty fifth Day of July One thousand eight hundred and thirteen, an Act made in the Thirty third Year of His present Majesty, for rendering the Payment of Creditors more equal and expeditious in *Scotland*.

[14th May 1811.]

35 G. 3. c. 74.

WHEREAS an Act was made in the Thirty third Year of His present Majesty's Reign, intituled, *An Act for rendering the Payment of Creditors more equal and expeditious in that Part*

Part of Great Britain called Scotland, which said Act was to continue for Five Years, from the Seventeenth Day of June One thousand seven hundred and ninety three, and from thence to the End of the then next Session of Parliament, and was further continued by Five Acts of the Thirty ninth, Forty fourth, Forty sixth, Forty eighth and Forty ninth Years of the Reign of His present Majesty, until the Twenty fifth Day of July One thousand eight hundred and eleven: And whereas it is expedient that the said Act should be continued for a further Term: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 the said Act of the Thirty third Year of the Reign of His present Majesty, for rendering the Payment of Creditors more equal and expeditious in that Part of Great Britain called Scotland, shall be and the same is hereby further continued from the Expiration thereof, until the twenty fifth Day of July One thousand eight hundred and thirteen.

continued till
July 25, 1813.

C A P. XXVI.

An Act for raising the Sum of Four millions nine hundred eighty one thousand three hundred Pounds by way of Annuities. [21st May 1811.]

C A P. XXVII.

An Act to explain and amend Two Acts of the Fiftieth and Fifty first Years of His present Majesty, for continuing certain Duties on Malt, Sugar, Tobacco and Snuff, and other Purposes mentioned in the said Acts. [21st May 1811.]

WHEREAS by an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*, the several Duties on Sugar granted by an Act passed in the Forty third Year of His said present Majesty, intituled, *An Act to repeal the Duties of Customs payable in Great Britain, and to grant other Duties in lieu thereof*, and other Acts, were repealed, and other Duties granted in lieu thereof: And whereas by Two several Acts passed in the Fiftieth and Fifty first Years of the Reign of His said present Majesty, for continuing, amongst other things, certain Duties on Sugar, Reference by Mistake was only had to the said recited Act passed in the said Forty third Year of the Reign of His said present Majesty, and in order to rectify the same, and to obviate any Doubt which may arise whether the Duties granted by the said Act so passed in the said Forty ninth Year of the Reign of His said present Majesty, have been or are now payable under the said Acts of the Fiftieth and Fifty first Years of the Reign of His said present Majesty: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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

47 G. 3. c. 92.

43 G. 3. c. 62.

50 G. 3. c. 1.

51 G. 3. c. 2.

How Duties
imposed by
49 G. 3. c. 98.
payable.

rity of the same, That the several Duties imposed by the said recited Act so passed in the said Forty ninth Year of the Reign of His said present Majesty, and in the Schedule and Tables thereto annexed, shall be payable and paid, and applied and appropriated in such and the like Manner as if the said Act of the Forty ninth Year of the Reign of His said Majesty, had been referred to in the said Acts of the Fiftieth and Fifty first Years of the Reign of His said Majesty, and the several Regulations, Authorities and Powers therein, or in any Act or Acts of Parliament in force in respect thereof, or in relation thereto, shall be deemed and taken to apply, and shall be put in force in respect of the said recited Acts so passed in the Fiftieth and Fifty first Years of the Reign of His said present Majesty, and the Penalties and Forfeitures attached thereto, in as full and ample a manner as if the same had been re-enacted in those Acts.

Indemnity.

II. And be it further enacted, That all and every Person or Persons, who at or before the passing of this Act shall have collected or received the Duty or Duties of Customs granted upon Sugar by the said recited Act of the Forty ninth Year of the Reign of His said present Majesty, shall be and he and they is and are hereby indemnified, freed and discharged from and against all Actions, Suits, Informations or other Proceedings at Law on account thereof, and from and against all Penalties, Forfeitures, Incapacities or Disabilities incurred for or by reason of the demanding, taking or receiving any such Duties.

C A P. XXVIII.

An Act for increasing the Rates of Subsistence to be paid to Innkeepers and others on quartering Soldiers.

[21st May 1811.]

Cap 8. ante.
§ 57.

‘ WHEREAS by an Act passed in the present Session of Parliament, for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters, certain Rates are established in that Part of the United Kingdom of *Great Britain* and *Ireland* called *England*, the Dominion of *Wales* and the Town of *Berwick upon Tweed*, for the Payment of Innholders and others on whom Non-commissioned Officers and Private Soldiers are quartered and billeted, who shall be furnished with Diet and Small Beer at their Quarters; and an Option is given to such Innholders and others, to furnish certain Articles *gratis*, in lieu of Diet and Small Beer, at the Rates prescribed: And whereas the Rules prescribed for furnishing Soldiers with Necessaries are, in many Instances, become, from the high Price of Provisions, inadequate, and are productive of Distress to such Innholders and others:’ May it therefore please Your Majesty that it may be enacted; and be it enacted by the King’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 every Non-commissioned Officer and Private Soldier who shall be furnished with Diet and Small Beer within the aforesaid Parts of the United Kingdom, by the Innholders or other Persons on whom such Non-commissioned Officers or Private Soldiers shall be quartered and billeted by virtue of the said Act, shall pay and allow for the same the Sum of Eight Pence *per Diem*; and that for such Allow-

Allowance by
Non-commissioned
Officers, &c.
for Diet, &c.
in Quarters in
England;

ance

ance of Eight Pence, the Innholder or other Person shall furnish one Meal; *videlicet*, a hot Dinner if required in each Day, to each Non-commissioned Officer, Trumpeter, Drummer and Private Soldier quartered and billeted on him, to consist of such Quantities of Diet and Small Beer as shall be specified and fixed in and by any Regulations made or to be made from time to time by His Majesty in that Behalf, but not to exceed One Pound and a Quarter of Meat previous to being dressed, One Pound of Bread, One Pound of Potatoes or other Vegetables previous to being cooked, and Two Pints of Small Beer, and Vinegar, Salt and Pepper; and that the Accounts of the same shall be rendered, and Payment thereof made, in like manner as is directed in the said Act now in force touching the former Rates of Seven Pence *per Diem* for the Cavalry, and Five Pence *per Diem* for the Infantry.

II. And be it further enacted, That in case any Innholders or other Persons on whom any Non-commissioned Officers or Private Men shall be quartered within the aforesaid Parts of the United Kingdom, shall, by virtue of the said Option in the said Act, furnish such Non-commissioned Officers or Soldiers with the Articles therein mentioned, in lieu of furnishing Diet and Small Beer, at the Rates prescribed by this Act, such Innholders or other Persons on whom such Non-commissioned Officers or Soldiers are quartered, and by whom the said Articles shall have been so supplied, shall receive, in consideration thereof, One Halfpenny *per Diem* for each Non-commissioned Officer and Soldier, instead of furnishing the same *gratis*, as required by the said Act; which Sum of One Halfpenny *per Diem* shall be accounted for and paid in like manner as is directed touching the Rates aforesaid.

and for Articles which have been furnished *gratis* in lieu thereof;

III. And be it further enacted, That the Sum to be paid to the Innholder or other Person within the aforesaid Parts of the United Kingdom, on whom any of the Horses belonging to His Majesty's Forces shall be quartered by virtue of the said Act, for Hay and Straw, shall be One Shilling and Two Pence *per Diem* for each Horse, instead of Six Pence *per Diem* as directed in the said Act.

for Hay and Straw.

IV. And whereas the Provisions contained in the said recited Act, with respect to the Manner of dieting within the aforesaid Parts of the United Kingdom Non-commissioned Officers and Soldiers on a March or employed in Recruiting, and likewise the Recruits by them raised, have been productive of much Inconvenience, as well to the Troops, as the Innholders; Be it further enacted, That so much of the said recited Act as relates to the Manner of furnishing Non-commissioned Officers and Soldiers on a March, or employed in Recruiting, and likewise the Recruits by them raised, with Diet or other Provision, be and the same is hereby repealed.

Cap. 8. ante.

in part repealed.

V. And be it further enacted, That all Non-commissioned Officers and Soldiers shall be entitled to receive their Diet and Small Beer from the Innholders or other Persons on whom they may be billeted, within the aforesaid Parts of the United Kingdom, at the Rates hereinbefore prescribed while on the March, as also on and for the Day of their Arrival at the Place of their final Destination, and on the Two subsequent Days, unless either of the Two subsequent Days shall be a Market Day in and for the Town or Place where such Officers or Soldiers shall be billeted, or within the Distance of Two Miles thereof; in which case it shall be lawful for the Innholder, or

Dieting Non-commissioned Officers, &c. on March.

other Person as aforesaid, to discontinue on and from such Market Day the Supply of Diet and Small Beer, and to furnish in lieu thereof the Articles in the said recited Act specified; and at the Rate hereinbefore prescribed.

Paying Money to Non-commissioned Officers, &c. in lieu of Diet, &c.

VI. Provided always, That if any Victualler or other Person liable by the said recited Act to have Soldiers billeted or quartered on him or her, shall pay any Sum or Sums of Money to any Non-commissioned Officer or Soldier on the March, in lieu of furnishing in kind the Diet and Small Beer to which such Non-commissioned Officer or Soldier is entitled under the said Act, every such Victualler or other Person may be proceeded against and fined in like manner as if he or she had refused to furnish or allow according to the Directions of the said recited Act, the several things respectively directed to be furnished to Non-commissioned Officers or Soldiers so quartered or billeted on him or her as aforesaid.

Penalty.

Halting, entitled to Diet, &c.

VII. Provided also, and be it further enacted, That if any Regiment, Troop, Company or Detachment, when on the March, shall be halted, either for a limited or indefinite time, at any intermediate Place, the Non-commissioned Officers and Soldiers belonging thereto shall be entitled to receive their Diet and Small Beer from the Persons on whom they shall be billeted at such intermediate Place, for such time only for which they would be entitled to receive the same after arriving at the Place of their final Destination, according to this Act.

Halting after Arrival on a Market Day Diet, &c. not discontinued.

VIII. Provided nevertheless, That whenever it shall happen that any Regiment, Troop, Company or Detachment, when on their March shall be halted, and it shall appear by the Marching Orders, that it is not intended that such Regiment, Troop, Company or Detachment, shall halt for any longer time than One entire Day after the Day of their Arrival at the Place of halting, and the Day after such Arrival shall be such Market Day as aforesaid, it shall not be lawful for the Inholders or other Persons on whom the Non-commissioned Officers and Soldiers shall be billeted, to discontinue on such Market Day, the Supply of Diet and Small Beer to any such Officers or Soldiers; but that all such Officers and Soldiers shall be entitled to receive their Diet and Small Beer from such Inholders and other Persons aforesaid, upon such Market Day as aforesaid at the Rates hereinbefore prescribed, in like manner as they would have been entitled thereto, if such Day had not been a Market Day; any thing hereinbefore contained to the contrary hereof notwithstanding.

Regulations respecting Recruiting Parties and Recruits on March.

IX. And be it further enacted, That all Non-commissioned Officers and Private Men employed in recruiting, and the Recruits by them raised, shall, while on the March, and for Two Days after the Day of their Arrival at any Recruiting Station, be entitled to the same Benefits as are hereinbefore provided in regard to Troops upon the March; but no Recruit enlisted after the Two Days subsequent to the Arrival of the Party at their Recruiting Station, shall be entitled to be supplied with Diet and Small Beer at the Rate hereinbefore prescribed, except at the Option of the Person on whom he shall be quartered: Provided also nevertheless, that in case any such Recruiting Party, with the Recruits by them raised, shall remove from their Station, and after a time shall return to the same Place, they and the Recruits by them raised, so returning, shall not be again entitled to the Supply of Diet and Small Beer for such Two Days as aforesaid,

unless the Period between the time of their Removal from such Place, and their Return thereto, shall have exceeded Twenty eight Days.

X. And be it further enacted, That this Act shall have Continuance Continuance. from the Twenty fourth Day of *March* One thousand eight hundred and eleven until the Twenty fifth Day of *March* One thousand eight hundred and twelve; and that all Payments which have been made, and all Acts, Matters and Things done in pursuance of or in conformity with the Provisions thereof, shall be as good, valid and effectual to all Intents and Purposes as if this Act had passed before the said Twenty fourth Day of *March* One thousand eight hundred and eleven.

XI Provided always, and be it further enacted, That this Act Act altered, &c. may be altered and varied by any Act to be made in this Session of Parliament.

C A P. XXIX.

An Act for continuing, until the First Day of *August* One thousand eight hundred and thirteen, Two Acts of the Forty fifth and Fiftieth Years of His present Majesty, allowing the bringing of Coals, Culm and Cinders to *London* and *Westminster*, by Inland Navigation. [21st May 1811.]

WHEREAS by an Act passed in the Forty fifth Year of the 45 G. 3. c. 128. Reign of His present Majesty, intituled, *An Act for allowing under certain Restrictions until the First Day of August One thousand eight hundred and six, the bringing a limited Quantity of Coals, Culm or Cinders to London and Westminster, by Inland Navigation, certain Duties were imposed on all Coals, Culm or Cinders, brought along the Grand Junction or Paddington Canals nearer to London than the Stone or Post thereby required to be erected and maintained on or near to the Towing Path of the said Grand Junction Canal, at or near the North East Point of Grove Park, and contiguous to the Wharf then in the Possession and Occupation of the Earl of Clarendon*: And whereas the Amount of the said Duties was altered by Three Acts of the Forty sixth, Forty seventh and Forty eighth Years of the Reign of His present Majesty, and the said first recited Act was continued, until the First Day of *August* One thousand eight hundred and eleven: And whereas by Schedule (A.) annexed to an Act passed in the Forty ninth Year of the Reign of His 49 G. 3. c. 98. present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*, other Duties are imposed in lieu thereof upon the said limited Quantity of Coals, Culm and Cinders, under the Conditions, Regulations and Restrictions of the said first recited Act (a): And whereas it is expedient that the said Acts should be further continued; Be it therefore enacted by the King'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 the said first recited Act of the Forty fifth Year of the Reign of His present Majesty, so far as the same relates to the Conditions, Regulations and Restrictions, under which the said limited Quantity of Coals, Culm and Cinders, may be brought within One Year by the said Grand Junction and Pad-

continued till
Aug. 1, 1813.

(a) [49 G. 3 c. 98. *Sch. A. tit. Coaltwise.*]

dington Canals nearer to London than the said Stone or Post ; and the last recited Act regarding the Amount of the Duties chargeable thereon, and the Appropriation thereof, shall be, and the same are hereby further continued until the First Day of August One thousand eight hundred and thirteen.

50 G. 3. c. 110.

continued till
Aug. 1, 1813.

‘ II. And whereas an Act was passed in the Fiftieth Year of the Reign of His present Majesty, intituled, *An Act to allow until the First Day of August One thousand eight hundred and eleven, the bringing of Coals, Culm and Cinders, to London and Westminster by Inland Navigation ;* and it is expedient that the Act should be further continued ;’ Be it therefore enacted, That the said Act shall be and the same is hereby continued from the First Day of August One thousand eight hundred and eleven, until the First Day of August One thousand eight hundred and thirteen.]

C A P. XXX.

An Act to amend the several Acts for enabling His Majesty to accept the Services of Volunteers from the Militia of *Ireland*. [25th May 1811.]

46 G. 3. c. 124.

48 G. 3. c. 64.

‘ WHEREAS an Act was passed in the Forty sixth Year of His present Majesty’s Reign, intituled, *An Act to enable His Majesty to accept the Services of Volunteers from the Militia of Ireland, under certain Restrictions ;* which said recited Act was amended by an Act made in the Forty eighth Year of His Majesty’s Reign : And whereas it is expedient that Provision should be made for the more effectually carrying the said Acts into Execution from time to time ;’ Be it therefore enacted by the King’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 passing of this Act, so much and such Parts of the said recited Acts as confines the time within which it shall be lawful for His Majesty to direct Regiments of the Line, or of the Royal Marines, to receive Volunteers from the Militia Forces of *Ireland*, to the Period of Twelve Calendar Months after the Twenty fourth Day of *July* in every Year ; and also so much and such Parts of the said recited Acts, or either of them, as confines the time of enlisting under the said recited Acts to certain Periods between the Twenty fourth Day of *August* in each Year and the Twenty fourth Day of *February* in the Year following, shall be and the same is and are hereby repealed.

So much of recited Acts as confines enlisting to certain Periods repealed.

His Majesty may direct Regiments of the Line to receive Volunteers from Militia of Ireland.

‘ II. And be it further enacted, That at any time after the passing of this Act, and before the First Day of *February*. One thousand eight hundred and twelve ; and also at any time whatever, within Twelve Calendar Months after the First Day of *February* One thousand eight hundred and twelve, or in any subsequent Year, it shall be lawful for His Majesty, by any Order signified by the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, or his or their Chief Secretary, from time to time to order and direct any such Regiments of the Line as His Majesty shall name and appoint, to receive Volunteers from the Militia Forces of *Ireland* for General Service, out of any Regiment, Battalion or Corps of the said Militia, named in any such Order ; and that it shall be lawful for any Private Militia Man in the said Militia to enlist

enlist for General Service, under and subject to the Regulations in the said recited Acts contained, into any such Regiment of the Line of His Majesty's Regular Forces as His Majesty shall, by such Order as aforesaid, from time to time name and appoint to receive Volunteers from the Regiment, Battalion or Corps of Militia to which any such Militia Man shall at the time of such enlisting belong.

III. And be it further enacted, That whenever at any time after the passing of this Act, the Commanding Officer of any Regiment, Battalion or Corps of the Militia of *Ireland*, shall have received His Majesty's Directions with respect to such volunteering as aforesaid, such Commanding Officer shall cause his Regiment to be drawn out, and shall explain to the Private Men of such Regiment, Battalion or Corps, the Form of enlisting, in such manner as by the said recited Acts or either of them is ordered and directed, it shall be lawful for the said Commanding Officer, and he is hereby authorized, empowered and required within One Calendar Month after receiving such Directions, to appoint a Period of Three successive Days, during which such Enlistment shall take place; and in case the whole Number of Men allowed to enlist from such Regiment, Battalion or Corps, in any one Year, in pursuance of the Provisions of the said recited Acts, shall not voluntarily declare their Intention of enlisting within such Space of Three Days, then it shall be lawful for such Commanding Officer, and he is hereby authorized, empowered and required, within One Calendar Month after the last of such Three Days, to appoint a further Period of Three Days for such enlisting, and so in like manner within One Calendar Month after the last Day of every such Period of Three Days, to appoint from time to time further Periods of Three Days each, if necessary, during which such Enlistment shall take place under the said recited Acts, until the whole Number allowed to enlist shall have declared their Intention of enlisting; and during any such Periods, it shall be lawful for any Private Man to enlist from such Regiment, and it shall be lawful for the Commanding Officer, and he is hereby required to discharge all Men so enlisted accordingly, in manner and under the Regulations of the said recited Acts and this Act contained: Provided always, that Ten Days Notice shall from time to time be given by the Commanding Officer, to the Regiment, Battalion or Corps of the several Days or Periods so to be appointed for enlisting, previous to each such Periods, and that there shall be an Interval of Fourteen Days at least between each such Period of Three Days.

IV. Provided always, and be it enacted, That nothing in this Act contained shall authorize any Colonel or Commanding Officer of any Regiment, Battalion or Corps of the said Militia to discharge or cause to be discharged, under the Provisions of the said recited Acts and this Act, any greater Number of Private Militia Men of the Regiment, Battalion or Corps under his Command, than in the Proportion of Fifteen Men for every Company in such Regiment, Battalion or Corps, before the said First Day of *February* One thousand eight hundred and twelve; nor at any time after the said First Day of *February* One thousand eight hundred and twelve, to discharge any greater Number than in the Proportion of Fifteen Men for every Company in any One Year, reckoning from the said First Day of *February* One thousand eight hundred and twelve.

Commanding Officers shall appoint Periods of Enlistment, till Number required, enlisted.

Proportion allowed to enlist.

If Number allowed do not enlist, enlisting in succeeding Year allowed.

V. Provided always, and be it further enacted, That in case it shall happen that the full Number allowed to enlist from any Regiment, Battalion or Corps in any one Year, shall not have enlisted, or shall not enlist into the Regular Forces under the said recited Acts and this Act, it shall be lawful for His Majesty at any time before the said First Day of *February* One thousand eight hundred and twelve, and so at any time within Twelve Calendar Months after the First Day of *February* One thousand eight hundred and twelve, in any Year, by any Order signified as aforesaid, to allow of the enlisting out of such Regiment, Battalion or Corps of the said Militia, into the Regular Forces, of such greater Number of Private Militia Men in addition to such Proportion as aforesaid, as shall, together with the Number who shall have already enlisted in the Year immediately preceding, under the Provisions of the said recited Acts and this Act, be equal to the whole Number allowed to enlist in any such Year, according to the said Proportion of Fifteen Men for every Company in such Regiment, Battalion or Corps.

When Lord Lieutenant shall issue Orders to enrol Volunteers for Augmented Militia, he shall direct Treasury to advance Money for Payment of Bounties.

VI. And, for the supplying of Vacancies and Deficiencies in the several Regiments of Militia, the Establishments of which have been, or may be augmented under or by virtue of any Act or Acts in force in *Ireland*, be it enacted, That whenever the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, shall issue his Orders under any Act or Acts in force in *Ireland*, to all or any of the several Colonels or Commanding Officers of the respective Regiments or Battalions of Militia in *Ireland*, which have been or shall be augmented as aforesaid, to enrol Volunteers for the completing or supplying of any Vacancies in any such Augmented Regiment or Battalion, it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to issue his Order or Orders to the Lords Commissioners of the Treasury of *Ireland*, requiring them to advance from time to time any such Sum or Sums of Money as may be directed by such Order or Orders, and to pay to the several Colonels or Commanding Officers for every Private Man who may be from time to time enrolled, any Sum of Money not exceeding such Sum as shall be at such time fixed and declared as the Average Price of a Substitute in the Militia, in manner required by an Act made in the Forty ninth Year of His present Majesty's Reign, intituled, *An Act for amending and reducing into one Act of Parliament, the several Laws for raising and training the Militia of Ireland*; and it shall thereupon be lawful for such Colonels or Commanding Officers to give such Bounty accordingly to Volunteers enrolling themselves in such augmented Regiments or Battalions; any thing in an Act made in the Forty fourth Year of His present Majesty's Reign, intituled, *An Act for empowering His Majesty to direct the Augmentation of his Militia Forces in Ireland to an Extent therein limited*, or in any other Act or Acts to the contrary notwithstanding.

49 G. 3. c. 120.

44 G. 3. c. 33.

C A P. XXXI.

An Act to continue, during the present War and until the Expiration of Six Calendar Months after the Ratification of a Definitive Treaty of Peace, and amend an Act made in the
Forty

Forty eighth Year of His present Majesty, for granting an additional Duty on Copper imported into *Great Britain*.

[25th May 1811.]

‘ **W**HEREAS the Law hereinafter mentioned has by Experience been found useful and beneficial; and it is expedient that the same should be continued and amended;’ Be it therefore enacted by the King’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 an Act made in the Forty eighth Year of the Reign of His present Majesty, intituled, *An Act for granting an additional Duty on Copper imported into Great Britain, until the Fifth Day of April One thousand eight hundred and eleven, and from thence to the End of the then next Session of Parliament*, shall be and the same is hereby further continued during the Continuance of the present War, and until the Expiration of Six Calendar Months after the Ratification of a Definitive Treaty of Peace.

48 G. 3. c. 67.
further continued.

II. Provided always, and be it further enacted, That, from and after the First Day of *July* One thousand eight hundred and eleven, the Drawbacks allowed by the said Act on the Exportation of any such Copper on which the said Duty shall have been paid, do cease and determine, and that in lieu thereof there shall be paid and allowed a Drawback of One Half of the Duties which shall have been paid under the said recited Act or this Act.

Drawback of
One Half of
Duty only.

[The above Duty, with all other Custom Duties, appears to be repealed by 49 G. 3. c. 98. § 1. but appears to be re-granted by § 2. and see Schedule (A) Inwards, tit. COPPER.]

C A P. XXXII.

An Act for the better securing Exciseable Goods on board Vessels in the Port of *Bristol*.

[25th May 1811.]

‘ **W**HEREAS the Provisions hereinafter mentioned will greatly tend both to the Security of the Merchant’s Property, and to that of His Majesty’s Revenues, on Goods, Wares and Merchandize imported into the Port of *Bristol* ;’ Be it therefore enacted by the King’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 *June* One thousand eight hundred and eleven, upon the Arrival of any Ship or Vessel importing or having in or on board the same, any Goods, Wares or Merchandize, for or in respect whereof any Duty or Duties of Excise is, are, or shall be imposed by any Act or Acts of Parliament now in force or hereafter to be made, at the Entrance of either of the Two Basins here called *Cumberland Basin* or *Bathurst’s Basin* respectively, of and belonging to the Floating Harbour at *Bristol*, the Master or Commander of such Ship or Vessel shall on such Arrival of such Ship or Vessel, and before his Entrance into either of the said Basins, have in Readiness, and fix, place and apply, in such manner as the proper Officer or Officers of Excise shall direct or require, such fit, proper and convenient Bars, Bolts, Hasps, Staples and all other Fastenings other than Locks, which shall be necessary or useful for the locking

Masters of Vessels before entering Cumberland or Bathurst Basins having Exciseable Goods on board, shall provide Bars, &c. to lock down Hatches, and assist Officers in locking them, &c.

down,

shall be necessary or useful for the locking down, fastening or securing of all and every the Hatches, Scuttels and other Approaches (if any) leading to or connected with the Hold or other Part of such Ship or Vessel, where any such Goods, Wares or Merchandize, shall be stored or deposited; and such Master or Commander shall also forthwith, to the utmost of his Power, and with a sufficient Number of the Crew of, or Persons employed in or on board such Ship or Vessel, assist such Officer or Officers in the locking of such Bars, Bolts, Hasps, Staples and other Fastenings respectively, with One or more Lock or Locks to be provided by such Officer or Officers, and in such manner as such Officer or Officers shall think fit, for the best and most effectual fastening and securing all and every such Hatches, Scuttels and other Approaches respectively; and such Officer or Officers of Excise shall, and he and they is and are hereby required immediately to lock such Bolts, Bars and Fastenings, in such manner as to lock, fasten and secure all such Hatches, Scuttels and other Approaches respectively; and the same respectively shall remain and continue so locked, fastened and secured at all times whilst the said Ship or Vessel shall be or remain within the said Port, save and except at such time as the Cargo of such Ship or Vessel shall be lading or taking on board, or unloading or discharging respectively, and that only between the Hours of Six in the Morning and Six in the Evening, from the Thirtieth Day of *April* till the First Day of *October*, and between the Hours of Seven in the Morning and Four in the Afternoon from the Thirtieth Day of *September* to the First Day of *May* in every Year: And if the Master or Commander of any such Ship or Vessel shall refuse or neglect to have in readiness, or to fix, place or apply, in such manner as such Officer or Officers shall direct or require, such Bars, Bolts, Hasps, Staples or other Fastenings, or any or either of them (other than Locks), or shall neglect or refuse so to assist any such Officer or Officers in the locking of such Bars, Bolts, Hasps, Staples or other Fastenings, or any or either of them, with any Lock or Locks provided by such Officer or Officers, or in such manner as such Officer or Officers shall think fit, for the best and most effectual fastening or securing such Hatches, Scuttels or other Approaches, or any or either of them, the Master or Commander so offending, or the Owner or Owners of such Ship or Vessel, shall, for every such Offence, forfeit the Sum of One hundred Pounds.

Hours of loading
and unloading.

Penalty.

III. And be it further enacted, That if any Person or Persons shall obstruct or hinder any Officer or Officers of Excise, or any Person or Persons by him or them employed in the locking of any such Bars, Bolts, Hasps, Staples or other Fastenings respectively, or any or either of them, for the fastening or securing any such Hatches, Scuttels or other Approaches, or any or either of them as aforesaid; or if any Person or Persons shall wilfully destroy, damage or injure any such Lock, Bar, Bolt, Hasp, Staple or other Fastening, or shall by any Act, Device or Contrivance, open, take off or remove any such Lock, Bar, Bolt, Hasp, Staple or other Fastening, or shall open or make any Entrance or Access to the Hold, or any other Part or Place where any such Goods, Wares or Merchandize, shall be stowed or deposited in or on board any such Ship or Vessel; then and in every such case the Person or Persons so offending shall severally, for each and every such Offence, forfeit the Sum of Two hundred Pounds.

Obstructing
Officers, &c.

Penalty.

C A P. XXXIII.

An Act for repealing so much of Two Acts of the Fourteenth and Twenty fifth Years of His present Majesty as relates to weaving Blue Stripes in *British* Calicoes.

[25th May 1811.]

3. 3. c. 72. **W**HEREAS by an Act made in the Fourteenth Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act for ascertaining the Duty on printed, painted, stained or dyed Stuffs, wholly made of Cotton, and manufactured in Great Britain, and for allowing the Use and Wear thereof under certain Regulations*; it was enacted, that in each Piece of the said new manufactured Stuffs in the said Act mentioned, wholly made of Cotton Wool spun in *Great Britain*, there should be wove in the Warp in both Selvages through the whole Length thereof, Three Blue Stripes, each Stripe of one Thread only, in manner in the said Act particularly mentioned: And whereas it is also by the said recited Act, among other things, enacted, that if any Person or Persons, Body or Bodies Corporate, should expose or cause to be exposed to Sale, or have in his, her or their Custody or Possession in *Great Britain*, any Stuffs wholly made of Cotton, and printed, painted, stained or dyed (Muslins, Fustians and Neckcloths excepted), wherein shall not be woven in the Warp in both Selvages, only through the whole Length of each Piece, Three Blue Stripes (unless for Exportation), then such Person or Persons, Body or Bodies Corporate so offending should not only forfeit all and every such last mentioned Stuffs so exposed or caused to be exposed to Sale, or which should be in his, her or their Custody or Possession, but should also forfeit for every Piece thereof the Sum of Fifty Pounds: And whereas by the said Act it is also enacted, that if any Person or Persons, Body or Bodies Corporate, should import or bring into *Great Britain*, or into any Port, Harbour, Haven or Creek thereof any Calicoes or Muslins, or any other Goods or Stuffs whatsoever made of Linen Yarn only, or of Linen Yarn and Cotton Wool mixed, or made wholly of Cotton Wool, wherein should be wove in the Warp, in either or both Selvages only, through the Whole or any Part of the Length of each Piece, One or more Blue Stripe or Stripes of One or more Thread or Threads, such Person or Persons, Body or Bodies Corporate, should not only forfeit and lose all and every such Calicoes, Muslins, Goods or Stuffs which should be so imported or brought, but should also forfeit the Sum of Ten Pounds for each Piece thereof: And whereas by another Act, made in the Twenty fifth Year of the Reign of His present Majesty, intituled, *An Act for repealing the Duties on Linens, to be printed, painted, stained or dyed in Great Britain, imposed by an Act made in the last Session of Parliament, and for granting other Duties in lieu thereof; and on Cotton Stuffs, Muslins, Fustians, Velvets and Volverets wove in Great Britain, to be printed, stained, painted or dyed, and upon the Importation of Linens, Cotton, Stuffs, Muslins, Fustians, Velvets and Volverets, painted, stained, printed or dyed in foreign Parts*; it was enacted, that all Stuffs wholly made of Cotton Wool, commonly called or known by the Name of Calicoes, that had not Three Blue Threads in each Selvage, as directed by the
- 5 3. c. 72.
- § 19.
- said

• said Act made in the Fourteenth Year of the Reign aforesaid, should
 • be deemed to be Foreign Calicoes, and on their being printed,
 • stained, painted or dyed in *Great Britain*, should be stamped, marked
 • or sealed at both Ends of each Piece or Remnant with a Stamp,
 • Mark or Seal, containing the following Words, *videlicet*, "*Foreign*
 • *Calicoes for Exportation*;" and every Draper, Trader, or Dealer
 • for Sale, having in his, her or their Custody or Possession such
 • Foreign Calicoes, printed, stained, painted or dyed, (except dyed
 • throughout of one Colour only) and not being stamped or sealed at
 • both Ends, as directed by the said Act of the Twenty fifth Year of
 • His present Majesty, (except as therein excepted) or having in his,
 • her or their Custody or Possession any Piece of Stuffs wholly made
 • of Cotton Wool, wove in *Great Britain*, commonly called *British*
 • Manufactory. (Muslins, Neckcloths and Fustians excepted) not
 • having the Three Blue Threads in the Selvages, as required by the
 • said Act of the Fourteenth Year of His present Majesty's Reign,
 • should not only forfeit and lose the said Goods or the Value
 • thereof, but should likewise forfeit and lose the Sum of Two hun-
 • dred Pounds for every Piece of such Goods found in his Custody
 • or Possession as aforesaid: And whereas it is impossible to fix the
 • Colour of any such Blue Stripes or Threads so permanently that by
 • the Process of bleaching now in use such Colour will not be in Dan-
 • ger of being discharged, and from the present improved State of
 • Manufacture in this Kingdom there is no longer any Danger of
 • Foreign Calicoes being imported and imposed on the Officers of
 • Excise as or for such new manufactured Stuffs, so as to escape the
 • Charge of the High Duty of Excise by Law imposed for or in
 • respect of Foreign Calicoes, printed, stained, painted or dyed in
 • *Great Britain*, and it is therefore expedient to repeal the said re-
 • cited Provisions, Penalties and Forfeitures; Be it therefore enacted
 • by the King'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
 • the said recited Provisions, Penalties and Forfeitures, shall be and the
 • same respectively are hereby repealed.

repealed.

C A P. XXXIV.

An Act for continuing the Premiums allowed to Ships em-
 ployed in the Southern Whale Fishery. [25th May 1811.]

WHEREAS it is proper to encourage the Fishery carried on
 by His Majesty's *European* Subjects in the Seas to the
 Southward of the *Greenland* Seas and *Davis's Straights*, for the
 Purpose of taking Whales and other Creatures being in those Seas,
 by continuing certain Premiums granted in an Act passed in the
 Thirty eighth Year of His present Majesty's Reign, intituled,
 "An Act for further encouraging the Southern Whale Fisheries;" Be
 it therefore enacted by the King'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 Au-
 thority of the same, That the several Premiums hereinafter men-
 tioned, shall be paid and allowed to Sixteen Ships or Vessels employed
 in the said Fishery, under the Limitations, Restrictions and Regula-
 tions contained in the said Act, and also in an Act passed in the

38 G. 3. c. 57.

Premiums to
 certain Ships
 employed in
 Fishery.

Thirty

35 G. 3. c. 92.

Thirty fifth Year of His present Majesty's Reign, and mentioned in the said Act, and under the Limitations, Restrictions and Regulations, expressed in this present Act.

Premiums and
Conditions for
Eight Ships.

II. And be it further enacted, That for Eight of such Ships or Vessels which shall be so fitted and cleared out between the First Day of *January* and the Thirty first Day of *December* One thousand eight hundred and twelve, and between the First Day of *January* and the Thirty first Day of *December* in each of the two succeeding Years, and shall sail to the Southward of the Equator, and there carry on the Fishery, and shall return before the First Day of *December* in the Year subsequent to that in which they cleared out, to some Port in *Great Britain*, there shall be paid and allowed Three hundred Pounds to each of the Eight such Ships which shall so sail and first arrive, within the times hereinbefore mentioned, with the greatest Quantity of Oil or Head Matter taken together, being not less in the Whole than Twenty Tons, in each of such Ships or Vessels, and being the Produce of One or more Whale or Whales or other Creatures being in those Seas, taken and killed by the Crews of every such Ship or Vessel respectively.

Premiums and
Conditions for
Four other Ships.

III. And be it further enacted, That for Four other such Ships or Vessels which shall be so fitted or cleared out, and shall sail within the time hereinbefore mentioned, and proceed to the Southward of Thirty six Degrees of South Latitude, and shall there *bona fide* carry on the said Fishery, and shall not return until after the Expiration of Fourteen Calendar Months from the Day on which they cleared out, but before the Thirty first Day of *December* in the Second Year after their clearing out, to some Port in *Great Britain*, there shall be paid and allowed Four hundred Pounds to each of such Ships or Vessels which shall so sail and arrive within the time hereinbefore last mentioned, with the greatest Quantity of Oil and Head Matter taken together, being not less in the Whole than Twenty Tons, and being the Produce of any Whale or Whales or other Creatures being in those Seas, and taken and killed by the Crew of such Ship or Vessel.

Premiums and
Conditions for
Ten other Ships.

IV. And be it further enacted, That for Ten other Ships or Vessels which shall be so fitted and cleared out between the First Day of *January* and the Thirty first Day of *December* One thousand eight hundred and twelve and between the First Day of *January* and the Thirty first Day of *December* in each of the Two succeeding Years, and shall double *Cape Horn*, or pass through the Streights of *Magellan* into the South Seas, and carry on the said Fishery during the Space of Four Months to the Westward of *Cape Horn* in those Seas, or shall double *The Cape of Good Hope*, and carry on the said Fishery during the Space of Four Months to the Eastward of One hundred and five Degrees of East Longitude from *London*, and shall not return to some Port of *Great Britain* till after the Expiration of Sixteen Calendar Months from the Day on which they cleared out, but before the Thirty first Day of *December* in the Second Year after their clearing out, there shall be paid and allowed Six Hundred Pounds to any One of such Ships or Vessels which shall so sail and arrive within the times herein last mentioned with the greatest Quantity of Oil and Head Matter taken together, being not less in the Whole than Thirty Tons, and being the Produce of any Whale or Whales or other Creatures being in those Seas, and taken and killed by the Crew of such Ship

or Vessel in the said Voyage, either Outward or Homeward; and there shall be paid and allowed Five hundred Pounds to each of Nine of such Ships and Vessels last before mentioned, which shall so sail and arrive within the times herein last before mentioned, with the next greatest Quantity of Oil and Head Matter taken together, being not less in the Whole than Thirty Tons, and being the Produce of any Whale or Whales or other Creatures being in those Seas, and taken and killed by the Crew of such Ship or Vessel in the said Voyage, either Outward or Homeward.

V. And whereas it is expedient to encourage the said Fisheries by extending the Limits prescribed for the same in an Act passed in the Forty second Year of His present Majesty's Reign, intituled, *An Act for continuing the Premiums allowed to Ships employed in and for enlarging the Limits of the Southern Whale Fishery;* Be it further enacted, That it shall and may be lawful for any Ship or Vessel fitting and clearing out, and licensed conformably to the said Act passed in the Thirty eighth Year of His present Majesty's Reign, and sailing to the Eastward of *The Cape of Good Hope* for the Purpose aforesaid, and having passed beyond One hundred and fifteen Degrees of East Longitude from *London*, to sail or pass to the Northward as far as Ten Degrees of Northern Latitude, but no further to the Northward until such Ship or Vessel shall have sailed or passed to the Eastward of One hundred and eighty Degrees of East Longitude from *London*; any thing in the said Act passed in the Forty second Year of His present Majesty's Reign to the contrary notwithstanding.

42 G. 3. c. 12.
§ 4.
Limits of Fisheries extended,

VI. And be it further enacted, That any Apprentice belonging to any Ship or Vessel fitted out on the said Fishery, who shall not have completed Two Voyages, and whose Age shall not exceed Twenty one Years, shall not be impressed from the said Service; and Special Protections shall be issued by the Lords Commissioners of the Admiralty to protect such Apprentices from being impressed into His Majesty's Service.

Certain Apprentices protected.

VII. And be it further enacted, That all Ships which shall clear out for the Southern Whale Fishery, and shall return to any Port in *Ireland* with a Cargo of Oil, the Produce of the said Fishery, within the Period limited by this Act, shall be entitled to all the Benefits and Advantages arising from Bounties, Remission of Duties, or otherwise, granted by the said recited Acts of the Thirty fifth and Thirty eighth Years of His present Majesty, in the like manner and to the same Extent as if such Ships had returned to any Port in *Great Britain*.

Benefits extended to Ships returning to Ports in Ireland.

VIII. And whereas it may have happened that in some Instances the Provisions in an Act of the Thirty fifth Year of His present Majesty, intituled, *An Act for further encouraging and regulating the Southern Whale Fisheries*, requiring that such of the Foreigners as have formed or may form a Part of the Crews of Ships employed in the Southern Whale Fishery may not have taken the Oath of Allegiance, and made the Declaration thereby required; Be it therefore enacted, That no Ship or Vessel that has already sailed on the said Fishery, the Master of which has taken the Oath or made the Declaration required by the said Act, shall lose the Benefit of such Voyage by reason that all or any of the other Persons employed in navigating the said Ship or Vessel shall not have taken the said Oath or made the said Declaration.

Proviso for Vessels, the Masters of which shall have taken the Oath, &c. required by
35 G. 3. c. 92.

C A P. XXXV.

An Act to secure to the Bank of *Ireland* the Repayment of all Monies advanced by them for the Purposes and in the Manner therein mentioned. [25th May 1811.]

WHEREAS His Grace the Lord Lieutenant of *Ireland*, at the Recommendation of His Majesty's Privy Council for *Ireland*, did, in the Month of *July* One thousand eight hundred and ten, nominate *John Patrick, Alexander Jaffray, Randall MacDonnell, Francis Beggs, Richard Litton, John Lindsay, John Carleton, Richard Darling, John Orr, Joseph Hone* and *William Alexander Shaw*, Esquires, to receive Applications from and look into the Securities of such Persons in Trade, possessed of Funds ultimately more than sufficient to answer all Demands on them, who had not the means of converting such Funds into Money or negotiable Securities in sufficient time to answer their Engagements, and were thereby incapacitated to carry on their Trade; and the Governor and Company of the Bank of *Ireland* agreed to advance to the said Persons, so nominated, such Sums, not exceeding in the Whole the Sum of Two hundred thousand Pounds, as might enable them to give Relief to such Persons in Trade as aforesaid, and accordingly advanced to them several Sums; and the said Persons so nominated, or the Majority of them, did, out of the said Sum of Two hundred thousand Pounds, lend various Sums to various Persons circumstanced as above described, who secured the Repayment thereof by Bonds or Obligations with Sureties, payable to the Governor and Company of the Bank of *Ireland* by certain Instalments, with Interest at the Rate of Six Pounds *per Centum per Annum*, with Warrants of Attorney to confess Judgment thereon, or by Bills of Exchange or Promissory Notes drawn on that Occasion, and for that Purpose, whereof the Persons to whom the said Sums were so lent were Drawers, Acceptors or Indorsers respectively; and some of the said Persons deposited Goods, Wares and Merchandizes with the said Persons so nominated, which by Instruments in Writing executed by the Persons to whom such Monies were lent, are to be sold for Payment and Satisfaction of the Monies lent, with the Interest thereof as aforesaid, in case Default shall be made in the Payment thereof at the times therein mentioned, and for all Costs and Charges attending such Sale; and other special Contracts and Agreements in Writing have been made, in respect of some Parts of such Goods, by the Parties who deposited the same with the said Persons so nominated, or with their Secretary: And whereas the Commons of the United Kingdom of *Great Britain* and *Ireland*, in Parliament assembled, having taken the said Proceedings into Consideration, have resolved, that whatever Sum or Sums have been or may be advanced by the Bank of *Ireland* to the Persons hereinafter named, not exceeding Two hundred thousand Pounds, shall be made good by that House, together with Interest, from the Date at which such Sums have been or may be advanced respectively: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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

the Authority of the same, That the said *John Patrick, Alexander Jaffray, Randall Mac Donnel, Francis Beggs, Richard Litton, John Lindsay, John Carleton, Richard Darling, John Orr, Joseph Hone and William Alexander Shaw*, Esquires, shall be, and they are hereby constituted Commissioners for the Purpose of carrying the Provisions of this Act into Execution and Effect; and the said Commissioners are hereby respectively required to execute the Powers and Authorities given to them by this Act without any Fee, Reward, Emolument or Gratuity whatever.

Commissioners.

II. And be it further enacted, That all Acts done by the said Persons so nominated as aforesaid, and hereby appointed to be Commissioners as aforesaid, or by the Majority of them, in Execution of the Trusts reposed in them by the Lord Lieutenant of *Ireland*, in manner and for the Purposes hereinbefore mentioned, at any time before the passing of this Act; and all Bonds or Obligations, Contracts, Agreements, Warrants of Attorney, Bills of Exchange, Promissory Notes or other Securities, taken by the said Persons for such Sums as have been advanced by the said Governor and Company of the Bank of *Ireland*, under the Orders of the said Persons, for the Purposes and in manner aforesaid, or for the Purpose of securing, declaring or confirming any Contract or Agreement made with the said Persons, shall be, and the same are hereby declared to be good, valid and effectual in the Law, to all Intents and Purposes whatsoever; and that the Appointment of any Secretary, Solicitor, Clerks, Brokers, Messengers or Officers, heretofore made by the said Persons, and all Acts and Matters done by such Secretary, Solicitor, Clerks, Brokers, Messengers or Officers in the Service of the said Persons, in the necessary Execution of the Purposes aforesaid, shall be, and the same are hereby declared to be good, valid and effectual to all Intents and Purposes whatsoever.

Acts of Commissioners before passing Act valid.

III. And be it further enacted, That any Two of the said Commissioners in this Act named, shall forthwith after the passing of this Act, and in pursuance or performance of the same, take an Oath before the Chancellor, or One of the Barons of the Exchequer of *Ireland*, which they or any of them are and is hereby authorized and required to administer, the Tenor whereof shall be as follows; that is to say,

Commissioners to be sworn.

‘ I *A. B.* do swear, That, according to the best of my Judgment, Oath.
 ‘ I will faithfully and impartially execute the several Powers and
 ‘ Trusts vested in me by an Act of the Fifty first Year of His present
 ‘ Majesty’s Reign, intituled, [*here set forth the Title of this Act*] ac-
 ‘ cording to the Tenor and Purport of the said Act.’

And every other of the said Commissioners in this Act named shall likewise take the same Oath before the said Two Commissioners, who are hereby authorized and required to administer the same, after they shall themselves have taken the said Oath as aforesaid.

IV. And be it further enacted, That the said Commissioners appointed by this Act shall have Power to meet and sit from time to time, in such Place and Places as they shall find most convenient, with or without Adjournment, to proceed in the Execution of this Act; and they, or the Majority of them, shall and may appoint and employ a Secretary and a Solicitor, and so many Clerks, Brokers, Messen-

Commissioners may appoint Officers.

If Number allowed do not enlist, enlisting in succeeding Year allowed.

V. Provided always, and be it further enacted, That in case it shall happen that the full Number allowed to enlist from any Regiment, Battalion or Corps in any one Year, shall not have enlisted, or shall not enlist into the Regular Forces under the said recited Acts and this Act, it shall be lawful for His Majesty at any time before the said First Day of *February* One thousand eight hundred and twelve, and so at any time within Twelve Calendar Months after the First Day of *February* One thousand eight hundred and twelve, in any Year, by any Order signified as aforesaid, to allow of the enlisting out of such Regiment, Battalion or Corps of the said Militia, into the Regular Forces, of such greater Number of Private Militia Men in addition to such Proportion as aforesaid, as shall, together with the Number who shall have already enlisted in the Year immediately preceding, under the Provisions of the said recited Acts and this Act, be equal to the whole Number allowed to enlist in any such Year, according to the said Proportion of Fifteen Men for every Company in such Regiment, Battalion or Corps.

When Lord Lieutenant shall issue Orders to enrol Volunteers for Augmented Militia, he shall direct Treasury to advance Money for Payment of Bounties.

VI. And, for the supplying of Vacancies and Deficiencies in the several Regiments of Militia, the Establishments of which have been, or may be augmented under or by virtue of any Act or Acts in force in *Ireland*, be it enacted, That whenever the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, shall issue his Orders under any Act or Acts in force in *Ireland*, to all or any of the several Colonels or Commanding Officers of the respective Regiments or Battalions of Militia in *Ireland*, which have been or shall be augmented as aforesaid, to enrol Volunteers for the completing or supplying of any Vacancies in any such Augmented Regiment or Battalion, it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to issue his Order or Orders to the Lords Commissioners of the Treasury of *Ireland*, requiring them to advance from time to time any such Sum or Sums of Money as may be directed by such Order or Orders, and to pay to the several Colonels or Commanding Officers for every Private Man who may be from time to time enrolled, any Sum of Money not exceeding such Sum as shall be at such time fixed and declared as the Average Price of a Substitute in the Militia, in manner required by an Act made in the Forty ninth Year of His present Majesty's Reign, intituled, *An Act for amending and reducing into one Act of Parliament, the several Laws for raising and training the Militia of Ireland*; and it shall thereupon be lawful for such Colonels or Commanding Officers to give such Bounty accordingly to Volunteers enrolling themselves in such augmented Regiments or Battalions; any thing in an Act made in the Forty fourth Year of His present Majesty's Reign, intituled, *An Act for empowering His Majesty to direct the Augmentation of his Militia Forces in Ireland to an Extent therein limited, or in any other Act or Acts to the contrary notwithstanding.*

49 G. 3. c. 120.

44 G. 3. c. 33.

C A P. XXXI.

An Act to continue, during the present War and until the Expiration of Six Calendar Months after the Ratification of a Definitive Treaty of Peace, and amend an Act made in the
Forty

Forty eighth Year of His present Majesty, for granting an additional Duty on Copper imported into *Great Britain*.

[25th May 1811.]

‘ **W**HEREAS the Law hereinafter mentioned has by Experience been found useful and beneficial; and it is expedient that the same should be continued and amended;’ Be it therefore enacted by the King’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 an Act made in the Forty eighth Year of the Reign of His present Majesty, intituled, *An Act for granting an additional Duty on Copper imported into Great Britain, until the Fifth Day of April One thousand eight hundred and eleven, and from thence to the End of the then next Session of Parliament*, shall be and the same is hereby further continued during the Continuance of the present War, and until the Expiration of Six Calendar Months after the Ratification of a Definitive Treaty of Peace.

48 G. 3. c. 67.
further continued.

II. Provided always, and be it further enacted, That, from and after the First Day of *July* One thousand eight hundred and eleven, the Drawbacks allowed by the said Act on the Exportation of any such Copper on which the said Duty shall have been paid, do cease and determine, and that in lieu thereof there shall be paid and allowed a Drawback of One Half of the Duties which shall have been paid under the said recited Act or this Act.

Drawback of
One Half of
Duty only.

[The above Duty, with all other Custom Duties, appears to be repealed by 49 G. 3. c. 98. § 1. but appears to be regraned by § 2. and see Schedule (A.) Inwards, tit. COPPER.]

C A P. XXXII.

An Act for the better securing Exciseable Goods on board Vessels in the Port of *Bristol*. [25th May 1811.]

‘ **W**HEREAS the Provisions hereinafter mentioned will greatly tend both to the Security of the Merchant’s Property, and to that of His Majesty’s Revenues, on Goods, Wares and Merchandize imported into the Port of *Bristol*;’ Be it therefore enacted by the King’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 *June* One thousand eight hundred and eleven, upon the Arrival of any Ship or Vessel importing or having in or on board the same, any Goods, Wares or Merchandize, for or in respect whereof any Duty or Duties of Excise is, are, or shall be imposed by any Act or Acts of Parliament now in force or hereafter to be made, at the Entrance of either of the Two Basins called *Cumberland Basin* or *Bathurst’s Basin* respectively, of and belonging to the Floating Harbour at *Bristol*, the Master or Commander of such Ship or Vessel shall on such Arrival of such Ship or Vessel, and before his Entrance into either of the said Basins, have in Readiness, and fix, place and apply, in such manner as the proper Officer or Officers of Excise shall direct or require, such fit, proper and convenient Bars, Bolts, Hasps, Staples and all other Fastenings other than Locks, which shall be necessary or useful for the locking down,

Masters of Vessels before entering Cumberland or Bathurst Basins having Exciseable Goods on board, shall provide Bars, &c. to lock down Hatches, and assist Officers in locking them, &c.

down, fastening or securing of all and every the Hatches, Scuttles and other Approaches (if any) leading to or connected with the Hold or other Part of such Ship or Vessel where any such Goods, Wares or Merchandize, in or on board such Ship or Vessel, shall be stowed or deposited; and such Master or Commander shall also on such Arrival, and before the Entrance of such Ship or Vessel into either of the said Basins, to the utmost of his Power, and with a sufficient Number of the Crew of or Persons employed in or on board such Ship or Vessel, assist such Officer or Officers of Excise in the locking of such Bars, Bolts, Hasps, Staples and other Fastenings respectively, in such Manner as such Officer or Officers shall think fit, with One or more Lock or Locks to be provided by such Officer or Officers, for the best and most effectual fastening and securing all and every such Hatches, Scuttles and other Approaches respectively; and the proper Officer or Officers of Excise shall, and he and they is and are hereby required immediately to lock such Bars, Bolts and Fastenings respectively, in such manner as to lock, fasten and secure all such Hatches, Scuttles and other Approaches; and the same respectively shall remain and continue so locked, fastened and secured at all times, save and except at such times as the Cargo of such Ship or Vessel shall be unloading or discharging, and that only between the Hours of Six in the Morning and Six in the Evening, from the Thirtieth Day of *April* till the First Day of *October*, and between the Hours of Seven in the Morning and Four in the Afternoon, from the Thirtieth Day of *September* to the First Day of *May* in every Year; and if the Master or Commander of any such Ship or Vessel shall refuse or neglect to have in readiness, or to fix, place or apply in such manner as the proper Officer or Officers of Excise shall direct or require, such Bars, Bolts, Hasps, Staples or other Fastenings, or any or either of them (other than Locks) or shall neglect or refuse so to assist any such Officer or Officers of Excise in the locking of any such Bars, Bolts, Hasps, Staples or other Fastenings, or any or either of them, with any Lock or Locks provided by such Officer or Officers, or in such manner as such Officer or Officers shall think fit, for the best and most effectual fastening or securing such Hatches, Scuttles or other Approaches, or any or either of them, the Master or Commander so offending, or the Owner or Owners of such Ship or Vessel, shall, for every such Offence, forfeit the Sum of One hundred Pounds.

Hours of unloading.

Penalty.

Masters of Vessels on board which Goods are shipped to obtain Excise Drawback, to provide Fastenings for Hatches and assist Officers.

II. And be it further enacted, That the Master or Commander of every Ship or Vessel in or on board which any Goods, Wares or Merchandize, shall be laden or shipped within the Port of *Bristol* for Exportation, in order to obtain any Drawback or Allowance of any Duty or Duties of Excise granted or allowed by any Act or Acts of Parliament now in force or hereafter to be made, shall, before the lading or shipping of any such Goods, Wares or Merchandize, have in readiness, and when and so soon as thereunto required by the Officer or Officers of Excise attending the shipping of any such Goods, Wares or Merchandize, or by the Officer or Officers of Excise, who shall after such shipping come into or on board the said Ship or Vessel, to see, examine or inspect any such Goods, Wares or Merchandize, or the Package or Packages containing the same, shall fix, place and apply such fit, proper and convenient Bars, Bolts, Hasps, Staples and all other Fastenings (other than Locks) which shall

shall be necessary or useful for the locking down, fastening or securing of all and every the Hatches, Scuttels and other Approaches (if any) leading to or connected with the Hold or other Part of such Ship or Vessel, where any such Goods, Wares or Merchandize, shall be stowed or deposited; and such Master or Commander shall also forthwith, to the utmost of his Power, and with a sufficient Number of the Crew of, or Persons employed in or on board such Ship or Vessel, assist such Officer or Officers in the locking of such Bars, Bolts, Hasps, Staples and other Fastenings respectively, with One or more Lock or Locks to be provided by such Officer or Officers, and in such manner as such Officer or Officers shall think fit, for the best and most effectual fastening and securing all and every such Hatches, Scuttels and other Approaches respectively; and such Officer or Officers of Excise shall, and he and they is and are hereby required immediately to lock such Bolts, Bars and Fastenings, in such manner as to lock, fasten and secure all such Hatches, Scuttels and other Approaches respectively; and the same respectively shall remain and continue so locked, fastened and secured at all times whilst the said Ship or Vessel shall be or remain within the said Port, save and except at such time as the Cargo of such Ship or Vessel shall be lading or taking on board, or unloading or discharging respectively, and that only between the Hours of Six in the Morning and Six in the Evening, from the Thirtieth Day of *April* till the First Day of *October*, and between the Hours of Seven in the Morning and Four in the Afternoon from the Thirtieth Day of *September* to the First Day of *May* in every Year: And if the Master or Commander of any such Ship or Vessel shall refuse or neglect to have in readiness, or to fix, place or apply, in such manner as such Officer or Officers shall direct or require, such Bars, Bolts, Hasps, Staples or other Fastenings, or any or either of them (other than Locks), or shall neglect or refuse so to assist any such Officer or Officers in the locking of such Bars, Bolts, Hasps, Staples or other Fastenings, or any or either of them, with any Lock or Locks provided by such Officer or Officers, or in such manner as such Officer or Officers shall think fit, for the best and most effectual fastening or securing such Hatches, Scuttels or other Approaches, or any or either of them, the Master or Commander so offending, or the Owner or Owners of such Ship or Vessel, shall, for every such Offence, forfeit the Sum of One hundred Pounds.

Hours of loading
and unloading.

Penalty.

III. And be it further enacted, That if any Person or Persons shall obstruct or hinder any Officer or Officers of Excise, or any Person or Persons by him or them employed in the locking of any such Bars, Bolts, Hasps, Staples or other Fastenings respectively, or any or either of them, for the fastening or securing any such Hatches, Scuttels or other Approaches, or any or either of them as aforesaid; or if any Person or Persons shall wilfully destroy, damage or injure any such Lock, Bar, Bolt, Hasp, Staple or other Fastening, or shall by any Act, Device or Contrivance, open, take off or remove any such Lock, Bar, Bolt, Hasp, Staple or other Fastening, or shall open or make any Entrance or Access to the Hold, or any other Part or Place where any such Goods, Wares or Merchandize, shall be stowed or deposited in or on board any such Ship or Vessel; then and in every such case the Person or Persons so offending shall severally, for each and every such Offence, forfeit the Sum of Two hundred Pounds.

Obstructing
Officers, &c.

Penalty.

the Hands of the said Commissioners, or any Three of them, specifying the Amount of the Sum or Sums so received, and the Sum or Sums originally advanced or lent, and the times of lending thereof, and the times appointed for the Repayment thereof, and the Amount of the Principal then due, together with Interest, to be computed at the Rate of Six Pounds *per Centum per Annum*, from the time of the Advance to the time of Payment as aforesaid; and that whenever the said Commissioners shall by their Warrant or Order direct any such Monies to be raised or levied by Sale of any Goods, Wares or Merchandizes deposited as a Security for such Sum so lent and advanced, or by any Proceedings on any Securities taken as aforesaid, the said Commissioners, or any Three of them, shall deliver to the Officer or Officers executing the same respectively a like Receipt as aforesaid, and further specifying therein the Amount of the Monies so raised or levied, and the Substance of the Warrant or Order of the Commissioners to raise or levy the same; and the Particulars of every such Receipt shall, by the Secretary or sworn Clerk to the said Commissioners, be entered in proper Books to be provided and kept for that Purpose at the Office of the said Commissioners; and the said Commissioners, or any Two or more of them, shall at the Foot of such Receipt attest such Entry under their Hands, and deliver the said Receipt or Receipts to the Person or Persons requiring the same; and every such Receipt so attested, and every such Entry in any of the said Books, shall respectively from thenceforth be an Acquittance and Discharge for the Sums expressed therein to have been received, as against the said Commissioners and every of them, their and every of their Executors and Administrators, as well to the Person or Persons to whom such Receipt shall be given, as to all and every Persons and Person who shall have entered into any Security in respect of the Money mentioned in such Receipt, their and every of their Executors and Administrators respectively; and the said Commissioners shall, within Ten Days after the Receipt of any such Sum and Sums of Money, pay over to the said Governor and Company of the Bank of *Ireland*, so much of every Sum so received by the said Commissioners, as shall be equal to the Principal Sum received, with Interest after the Rate of Five Pounds *per Centum* on such Sum, from the time when the same was advanced by the said Governor and Company to the said Commissioners, up to the time of the Payment thereof; and the Cashier of the said Bank shall from time to time accept and receive such Sums from the said Commissioners, and give to the said Commissioners Receipts and Acquittances for the same, if required, which Receipts and Acquittances shall be entered in the proper Books of the said Commissioners, and shall be an Acquittal to the said Commissioners for so much and such Sums as shall be specified therein; and all the Excess of Interest which shall be received by the said Commissioners on such Sum or Sums as shall be repaid to them, exceeding the Rate of Five Pounds *per Centum per Annum*, so paid by them to the Governor and Company of the said Bank, shall by the said Commissioners be retained and employed as a Fund to defray all Costs and Expences which shall have been, or may be incurred under the Direction of the said Commissioners, in the Execution of the Trusts so reposed in them as aforesaid, and which shall be approved of by the Lord Lieutenant or other Chief Governor or Governors

Acquittal to
Commissioners.

of *Ireland* for the time being, and the Surplus of such Excess of Interest (if any) shall be paid into the Receipt of His Majesty's Treasury in *Ireland*, by the said Commissioners, and be applied in the first place, to make good any Loss which may accrue by the Insufficiency of any Security taken by the said Commissioners, and the Remainder be made a Part of the Consolidated Fund.

XVI. And be it further enacted, That in case it shall happen that any Part of the said Sum of Two hundred thousand Pounds, lent and advanced by the said Governor and Company of the Bank of *Ireland* to the said Commissioners, shall not be fully paid and satisfied to the said Governor and Company, on or before the Eleventh Day of July One thousand eight hundred and twelve, with Interest, after the Rate of Five Pounds *per Centum per Annum*, from the time when the same shall have been respectively advanced to the said Commissioners, then and in such case such Deficiency shall and may be supplied and made good in manner hereinafter mentioned; that is to say, that the Commissioners under this Act shall certify, by Writing under their Hands and Seals, or the Hands and Seals of any Six of them, to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, the Amount of the Principal and Interest so remaining unpaid by them, to the said Governor and Company, after the time when the same ought to have been paid and satisfied as aforesaid; and it shall and may be lawful for the said Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to direct the Lord High Treasurer or the Commissioners for executing the Office of Lord High Treasurer, to issue One or more Treasury Bill or Bills to the Amount of such Deficiency, to pass current at the Receipt of His Majesty's Exchequer of *Ireland*, at the End of One Year after the Date thereof payable to the said Governor and Company of the Bank of *Ireland*, with Interest from the Date thereof at Five Pounds *per Centum per Annum*, and that it shall be lawful for the said Governor and Company to receive the same: Provided always, that whatever Monies shall be afterwards received by the said Commissioners from the Parties liable, on account of the Sum or Sums so deficient, shall be paid by the said Commissioners into the Receipt of the Exchequer of *Ireland*, and shall be carried to and make Part of the Consolidated Fund of *Ireland*.

Making good
Money issued by
the Bank.

Proviso;

XVII. And be it further enacted, That if any of the said Commissioners appointed by this Act shall decline to act in the Execution of the Powers and Trusts hereof, or having begun to act shall decline to act any further therein, or shall die during the Continuance of this Act, it shall and may be lawful to and for the remaining Commissioners, or the major Part of them acting as aforesaid, by any Writing under their Hands and Seals, by and with the Consent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to constitute and appoint such Person or Persons to be a Commissioner or Commissioners for the Purposes aforesaid, in the place of the Commissioner or Commissioners so refusing to act, or dying as aforesaid, as the said acting Commissioners or the major Part of them, with such Consent and Approbation as aforesaid, shall think fit; and so often as such Case shall happen, and the Person or Persons so constituted and appointed by the said Commissioners, with such Consent and Approbation as aforesaid, having first qualified to act by taking and subscribing the Oath

Commissioners
declining to act.

herein.

hereinbefore provided and directed, shall be invested with the same Powers and Authorities as are given or delegated by this Act unto the said Commissioners or Commissioner constituted by this Act respectively.

Notice of Ac-
tions and Ten-
der of Amends.

XVIII. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any thing done by virtue of or in pursuance of this Act, or in the Performance of any Matters authorized by this Act, until Fourteen Days Notice thereof in Writing shall have been given to the Secretary for the time being of the said Commissioners, nor after a sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, nor after Six Calendar Months next after the Fact committed, or cause of Action accrued, and every such Action shall be brought in the said Court of Exchequer, and shall be laid in the County of the City of *Dublin*, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the special Matter in Evidence on any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act, or in performance of any Matters authorized by this Act, and if the same shall appear to have been so done, or if such Action or Suit shall be brought after the time hereinbefore limited for bringing the same, or shall be brought without Fourteen Days Notice thereof, or shall be brought in any other County or Place, or after a sufficient Satisfaction made or tendered as aforesaid, that then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of his, her or their Action or Actions, or if a Verdict shall pass against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for Costs of Suit in any other cases by Law.

General Issue.

Treble Costs.

C A P. XXXVI.

An Act to facilitate the Execution of Justice within *The Cinque Ports*.

[25th May 1811.]

WHEREAS different Parishes, Hamlets, Districts or Villages, form Part of the Liberties of the Cinque Ports, some whereof are situate at a considerable Distance from the Port or Town of the Liberty whereof they respectively form Part: And whereas the Mayor or Bailiff, and Jurats, or by whatsoever Name or Names they are or have been called, of each of the said Cinque Ports, have from the time whereof the Memory of Man is not to the contrary, held, exercised and enjoyed Jurisdiction in all Matters relating to the Office and Duty of Justice of the Peace within and throughout the Liberties of the respective Port or Town whereof they are or have been Mayor, Bailiff or Jurat, or by whatsoever Name or Names they are or have been called: And whereas such Mayors, Bailiffs and Jurats, or by whatsoever Name or Names they are or may have been called, are and have been generally resident in the respective Town or Port whereof they are or have been Mayors, Bailiffs or Jurats respectively, and none, or an insufficient Number of them, within or near unto the Parishes, Hamlets, Districts or Villages, forming Part of the Liberties of such Ports: And

whereas

whereas the Number of Jurats, or by whatever Name or Names they are or may have been called, is in each of the said Towns and Ports limited and insufficient to afford a competent Number of them to be resident at various Places within and throughout the Whole of the Liberties of their respective Ports, to act as Justices of the Peace therein; by reason whereof great Inconveniences, and many Defects of Justice have frequently arisen, and are likely hereafter to arise to His Majesty's Subjects residing within and frequenting such Parishes, Hamlets, Districts or Vills, unless Provision be made for Remedy thereof: And whereas it would tend to the Redress of such Inconveniences and Defects, and would greatly conduce to the due, prompt and effectual Administration of Justice, and Execution of divers Acts of Parliament passed and hereafter to be passed, and to the better Preservation of the Peace within and throughout the said Parishes, Hamlets, Districts and Vills, if proper Persons resident within or near unto the said Parishes, Hamlets, Districts and Vills, were constituted Justices of the Peace within and throughout the same, and invested with the same Power and Authority within the same as doth now or at any time did appertain or belong to any Mayors, Bailiffs or Jurats, or by whatsoever other Name or Names they are or may have been called, of any Cinque Port, to exercise within the same; Be it therefore enacted by the King'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 Fifth Day of July One thousand eight hundred and eleven, it shall and may be lawful for His Majesty and His Successors, Kings and Queens of this Realm, from time to time, and as often as Occasion shall require, to direct a Commission or Commissions to be prepared and issued under the Great Seal of the United Kingdom of *Great Britain and Ireland*, to be directed to certain Persons to be named in such Commission or Commissions, constituting them to be Justices of the Peace, and each of them to be a Justice of the Peace within and throughout the Liberties of the Cinque Ports, and investing them and each of them with the same Power and Authority as doth now or at any Time did appertain or belong to any Mayor, Bailiff or Jurat, or by whatsoever other Name or Names they are or may have been called, to exercise within the Liberties of the Port or Town whereof they were or are Mayor, Bailiff or Jurat, or by whatsoever other Name or Names they are or may have been called; and that from and after such Commission or Commissions shall have so issued, all Persons and every Person named in any such Commission or Commissions, shall be, and they and each of them are and is hereby declared to be Justices and a Justice of the Peace within and throughout the Liberties of the Cinque Ports, and invested with the same Power and Authority within and throughout the same, as doth now or at any time did appertain or belong to any Mayor, Bailiff or Jurat, or by whatsoever other Name or Names they are or may have been called, to exercise within the Liberties of the Port or Town whereof they are or were Mayor, Bailiff or Jurat, or by whatsoever other Name or Names they are or may have been called; any Prescription, Usage, Charter or Charters, Law or Laws to the contrary in any wise notwithstanding.

His Majesty may appoint Justices of the Peace within the Liberties of the Cinque Ports.

Jurisdiction of
such Justices.

II. Provided always, and be it hereby further enacted, That no Person or Persons to be named in any such Commission or Commissions, shall be thereby or by this Act authorized or empowered to grant Licences or Certificates for Licences to any Visqualer resident within any Liberty belonging to any Cinque Port, Ancient Town or Corporate Town, or to act at or in any General or Adjourned Session to be holden in or for any of the Cinque Ports, Two Ancient Towns or the Corporate Towns hereinafter mentioned, or to sit, hear or determine or vote upon any matter or thing which shall or may be brought before any General or Adjourned Session to be holden in or for any of the Cinque Ports, Two Ancient Towns or the Corporate Towns hereinafter mentioned, or to sit, hear or determine any matter or thing, or do any Act as Justices or Justice of Peace within or with regard to any matter or thing which shall happen, arise or fall out within the Towns of *Hastings, Sandwich, Dover, New Romney or Hythe*, or any or either of them, or within the ancient Towns of *Rye or Winchelsea*, or either of them, or within the Corporate Towns of *Pevensey, Seaford, Lydd, Folkestone, Feverham, Fordwich, Tenterden or Deal*, or any or either of them, or to claim or challenge, or have any Power, Pre-eminence or Authority, within any of the said Towns, Ancient Towns or Corporate Towns, or any Right, Privilege, Franchise or Immunity, belonging or appertaining to any Member of the Corporation of the said Towns, Ancient Towns or Corporate Towns, any or One of them.

Qualification of
Justices.

III. Provided always, and be it hereby further enacted, That no Person or Persons to be named in such Commission or Commissions shall be thereby or by this Act authorized to act as a Justice or Justices of the Peace, unless he and they shall have such Qualification respectively, as would entitle him and them respectively to act as a Justice or Justices of the Peace for any County in *England*, and unless he and they shall respectively have taken and subscribed the Oaths, and delivered in at some General Sessions, to be holden in and for some one of the Cinque Ports, the Certificate respectively required to be taken and subscribed, and delivered in by Persons qualifying themselves to act for Counties in *England*.

May act as Jus-
tices in their
own Houses,
though not
situated within
the Liberties.

IV. Provided also, and be it hereby enacted, That it shall and may be lawful for all Persons named in such Commission or Commissions, who shall have duly qualified themselves as hereinafter directed, to act as Justices of the Peace within their own Houses or Places of Residence, although the same may not be situated within the Liberties of the Cinque Ports; and that all Acts which shall be so done by such Justices within their own Houses or Places of Residence, shall be good, valid and effectual to all Intents and Purposes, as the same would have been if the same had been done by such Justices within the Liberties of the Cinque Ports.

Justices of the
County of Essex
to act in Bright-
lingsea.

V. And be it further enacted, That, from and after the Fifth Day of *July* One thousand eight hundred and eleven, all and every the Justices and Justice of the Peace for the County of *Essex* shall have full Power and Authority to do all and every Act, and to hear and determine all Matters and Things competent for a Justice or Justices of the Peace to do, hear or determine, in respect of any Matter or Thing arising within or relating to the Parish of *Brightlingsea*, in the said County of *Essex*, and also to grant Licences or Certificates for Licences

Licences to all Victuallers resident within the said Parish of *Brightlingsea*, as he or they would or might have in case the said Parish of *Brightlingsea* was to all Intents and Purposes Part of the said County of *Essex*, and was not and had not been annexed to, or did not form, or had not formed Part of the Liberty of the Town and Port of *Sandwich* aforesaid.

VI. And be it hereby further enacted, That, from and after the Fifth Day of *July* One thousand eight hundred and eleven, the Coroners for the County of *Essex* shall have Cognizance of all Matters and Things whereof it appertaineth to the Office of Coroner to have Cognizance. which shall happen or fall out within the said Parish of *Brightlingsea*, and shall do and execute all Matters and Things appertaining to the Office of Coroner to do and execute within the said Parish of *Brightlingsea*, and be paid for the same in such and the same manner as they ought and should have done and been paid in case the said Parish of *Brightlingsea* was to all Intents and Purposes Part of the said County of *Essex*, and was not or had not been annexed to, or did not form, or had not formed Part of the Liberties of the Town and Port of *Sandwich* aforesaid.

Coroners' of
Essex Cognizance
within Parish of
Brightlingsea.

VII. And be it hereby further enacted, That, from and after the Fifth Day of *July* One thousand eight hundred and eleven, all Offenders to be committed or imprisoned for any Offence committed within the said Parish of *Brightlingsea*, shall be committed to, and imprisoned and delivered at such Place and Places, Time and Times, as they would have been committed to, imprisoned in, and delivered at, in case the said Parish of *Brightlingsea* was Part of the said County of *Essex*, and that such Offenders shall be maintained and kept in such Place or Places, and conveyed to and from Trial at the Expence of the said County of *Essex*; and that the Treasurer or Treasurers of the said County of *Essex* shall, and he and they is and are hereby respectively authorized to demand and receive of the Overseers of the Poor of the said Parish of *Brightlingsea*, such Sum and Sums as they shall respectively pay to any Coroner of the said County of *Essex*, for any Matter or Thing done by such Coroner within the said Parish of *Brightlingsea*, and such further Sum and Sums as the Justices of the said County of *Essex* shall, at the Sessions to be holden by them next after the Clause of *Easter* in each Year, determine to be double the average Amount of the Expence *per* Day of feeding and clothing a Prisoner in their County Gaol, for each Day any Offender shall be so confined or imprisoned in any Place of Confinement within their County, in lieu and Satisfaction of all Contribution from the said Parish of *Brightlingsea* to the Rate of the said County; and the Treasurer or Treasurers of the said County of *Essex* shall have the same Remedy and Remedies for receiving and enforcing the Payment of such Sum and Sums, as he or they now have for recovering or enforcing the Payment of the County Rate from any Parish of the said County; and the said Overseers are hereby required to pay the same accordingly, out of the Rates to be made and collected within the said Parish for the Relief of the Poor thereof: Provided always, that nothing herein contained shall extend or be construed to extend to deprive the Mayor and Jurats of *Sandwich* to raise or levy any Rate, Cels or Impost, they are now authorized to raise or levy within the said Parish of *Brightlingsea*, or on the Inhabitants thereof, other than and except for any Expence to be incurred for the Re-

How Main-
tenance, &c. of
Offenders com-
mitted to or im-
prisoned in the
County Gaol of
Essex, from
Brightlingsea,
defrayed.

Provida.

building.

building, Sufficientation or Repair, of any Gaol or Place of Confinement of Offenders within the said Town and Port of *Sandwich*, or the Liberties thereof, or in the Maintenance, Clothing or Keeping of any Offenders therein, or the Trials of any such Offenders.

Justices of the County of Kent to act in *Beakefbourne* and *Grange*.

VIII. And be it further enacted, That, from and after the Fifth Day of *July* One thousand eight hundred and eleven, all and every the Justices and Justice of the Peace for the County of *Kent* shall have full Power and Authority, to do all and every Act, and to hear and determine all Matters and Things competent for a Justice or Justices of the Peace to do, hear or determine, in respect of any Matter or Thing arising within or relating to the Parish of *Beakefbourne*, and the Hamlet of *Grange* otherwise *Grench*, in the said County of *Kent*, and also to grant Licences or Certificates for Licences to all Victuallers resident within the said Parish of *Beakefbourne*, or Hamlet of *Grange* otherwise *Grench*, as he or they would or might have in case the said Parish of *Beakefbourne* or Hamlet of *Grange* otherwise *Grench*, were to all Intents and Purposes Part of the said County of *Kent*, and were not and had not been annexed to, or did not form, or had not formed Part of the Liberty of the Town and Port of *Hastings* aforesaid.

Coroners' of Kent to have Cognizance with- in *Beakefbourne* and *Grange* otherwise *Grench*.

IX. And be it hereby further enacted, That, from and after the Fifth Day of *July* One thousand eight hundred and eleven, the Coroners for the County of *Kent* shall have Cognizance of all Matters and Things whereof it appertaineth to the Office of Coroner to have Cognizance, which shall happen or fall out within the said Parish of *Beakefbourne*, or Hamlet of *Grange* otherwise *Grench*, and shall do and execute all things appertaining to the Office of Coroner to do and execute within the said Parish of *Beakefbourne*, and Hamlet of *Grange* otherwise *Grench*, and be paid for the same in such and the same manner as they ought and should have done and been paid, in case the said Parish of *Beakefbourne* and Hamlet of *Grange* otherwise *Grench* was to all Intents and Purposes Part of the said County of *Kent*, and was not and had not been annexed to, and did not form, and had not formed Part of the Liberties of the Town and Port of *Hastings*.

How Maintenance, &c. of Offenders committed or imprisoned in the County of Kent, from *Beakefbourne* or *Grench*, defrayed.

X. And be it hereby enacted, That, from and after the Fifth Day of *July* One thousand eight hundred and eleven, all Offenders to be committed or imprisoned for any Offence committed within the Parish of *Beakefbourne*, or the Hamlet of *Grange* otherwise *Grench*, shall be committed or imprisoned in such Place or Places, and delivered at such Time or Times, Place or Places as they would have been committed to, imprisoned in and delivered at, in case the said Parish of *Beakefbourne*, and Hamlet of *Grange* otherwise *Grench*, were respectively Part of the said County of *Kent*, and that such Offenders shall be maintained and kept in such Place or Places, and conveyed to and from Trial at the Expence of the said County of *Kent*, and that the Treasurer of the said County of *Kent*, or the Treasurers of the Divisions of the said County of *Kent*, shall, and he and they is or are hereby respectively authorized to demand and receive of the Overseer or Overseers of the Poor of the said Parish of *Beakefbourne*, or Hamlet of *Grange* otherwise *Grench* respectively, such Sum or Sums as they shall respectively pay to any Coroner of the said County of *Kent*, for any Matter or Thing done by such Coroner within the said Parish of *Beakefbourne*, or the Hamlet of *Grange*.

Grange otherwise *Grench*, and such further Sum and Sums as the Justices of the Divisions of which such Treasurer shall be the Treasurer, shall, at the Sessions to be by them holden next after the Clause of *Easter* in each Year, determine to be double the average Amount of the Expence *per* Day of feeding and clothing a Prisoner in the Gaol of their respective Divisions, for each Day any Offender shall be so confined or imprisoned in any Place of Confinement within such respective Divisions, in lieu and Satisfaction of all Contribution from the said Parish of *Beakebourne*, or Hamlet of *Grange* otherwise *Grench*, to the Rate of the said County; and the said Treasurer or Treasurers shall have the same Remedy and Remedies for recovering and enforcing the Payment of such Sum or Sums, as he or they now have respectively for recovering and enforcing the Payment of the County Rate from any Parish of the said County; and the said Overseer and Overseers is and are hereby required to pay the same accordingly out of the Rates to be respectively made and collected within the said Parish and Hamlet for the Relief of the respective Poor thereof accordingly: *Provided* always, that nothing herein contained shall extend or be construed to extend to deprive the Mayor and Jurats of *Hastings* of any Power to raise or levy any Rate, Cess or Impost, they are now authorized to raise or levy within the said Parish of *Beakebourne*, or the Hamlet of *Grange* otherwise *Grench*, or either of them, or on the Inhabitants of them or either of them, other than and except for any Expence to be incurred for the Rebuilding, Sustentation or Repair of any Gaol or Place of Confinement of Offenders within the said Town and Port of *Hastings*, or the Liberties thereof, or in the Maintenance, Clothing and Keeping of any Offenders therein, or in regard to the Trial of any such Offenders.

C A P. XXXVII.

An Act further to prevent the Marriage of Lunatics.

[31st May 1811.]

WHEREAS an Act was made in the Parliament of *Great Britain*, in the Fifteenth Year of the Reign of His late Majesty King *George* the Second, to prevent the Marriage of Lunatics: And whereas it is expedient that the Provisions of the said Act should be extended to *Ireland*; Be it therefore enacted by the King'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 Expiration of Ten Days after the passing of this Act, in case any Person who has been, or at any time hereafter shall be found a Lunatic by any Inquisition taken or to be taken by virtue of a Commission under the Great Seal of *Great Britain*, or the Great Seal of *Ireland* respectively, or any Lunatic or Person under a Phrenzy, whose Person and Estate by virtue of any Act of Parliament now or hereafter shall be committed to the Care and Custody of particular Trustees, shall marry before he or she shall be declared of sane Mind by the Lord High Chancellor of *Great Britain* or *Ireland*, or the Lord Keeper or Lords Commissioners of the Great Seal of *Great Britain* or *Ireland* for the time being, or such Trustees as aforesaid, or the major Part of them respectively,

Persons found lunatic marrying before declared sane, Marriage void.

15 G. 2. c. 30.

respectively, as the Nature of the Case shall require, every such Marriage shall be and is hereby declared to be null and void to all Intents and Purposes whatsoever.

C A P. XXXVIII.

An Act to protect Masters against Embezzlements by their Clerks and Servants, in *Ireland*. [31st May 1811.]

‘ WHEREAS Bankers, Merchants and others, in *Ireland*,
 ‘ are in the Course of their Dealings and Transactions,
 ‘ frequently obliged to entrust their Servants, Clerks and Persons
 ‘ employed by them in the like Capacity, with receiving, paying,
 ‘ negotiating, exchanging or transferring Money, Goods, Bonds,
 ‘ Bills, Notes, Bankers’ Drafts and other valuable Effects and Securities: And whereas it is expedient that the embezzling of the
 ‘ same by such Servants, Clerks and others so employed by their
 ‘ Masters, should be punishable as a Misdemeanor, by the Law in
 ‘ that Part of the United Kingdom called *Ireland* ;’ Be it enacted
 and declared by the King’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 if any Servant or Clerk, or any Person employed for the Purpose or in the Capacity of a Servant or Clerk, to any Person or Persons whomsoever, or to any Body Corporate or Politick, in that Part of the United Kingdom called *Ireland*, shall by virtue of such Employment, receive or take into his Possession, any Money, Goods, Bond, Bill, Note, Banker’s Draft or other valuable Security or Effects, for or in the Name or on the Account of his Master or Masters, or Employer or Employers, and shall fraudulently secrete or make away with the same or any Part thereof, every such Offender shall be deemed guilty of a Misdemeanor, and to have embezzled the same from his Master or Masters, Employer or Employers, for whose Use or in whose Name or Names, or on whose Account, the same was or were delivered to or taken into the Possession of such Servant, Clerk or other Person so employed, although such Money, Goods, Bond, Bill, Note, Banker’s Draft or other valuable Security, was or were no otherwise received into the Possession of such Master or Masters, Employer or Employers, than by Delivery into the actual Possession of his or their Servant, Clerk or other Person so employed, for the Use or Behoof of his Master; and every such Offender, his Procurer, Aider or Abettor, being thereof lawfully convicted, shall be liable to be transported to such Parts beyond the Seas, as His Majesty, by and with the Advice of his Privy Council, shall appoint, for any Term not exceeding Fourteen Years, in the Discretion of the Court before whom such Offender shall be convicted or adjudged.

Servants or Clerks taking into their Possession Money, &c. on Masters Account, and fraudulently secreting.

Misdemeanor.

Transportation.

C A P. XXXIX.

An Act to repeal so much of an Act, passed in the Parliament of *Ireland*, in the Third Year of the Reign of His present Majesty, intituled, *An Act for the better Regulation of the Linen and Hemp Manufactures*, as takes away the Benefit of Clergy from Felons convicted of stealing Cloth from

Bleaching Grounds; and for more effectually preventing such Felonies. [31st May 1811.]

WHEREAS by an Act made in the Parliament of Ireland, in the Third Year of the Reign of His present Majesty, intituled, *An Act for the better Regulation of the Linnen and Hemp Manufactures*, it is, amongst other things, enacted, That no Felon convicted, according to the Course of the Law and Statutes of that Kingdom, of stealing of Linnen, Hempen or Cotton Yarn, or Linnen or Hempen Cloth, or Cloth made of Linnen and Cotton Yarn, or any Materials or Utensils used in bleaching the same, above the Value of Five Shillings, from or out of any Bleachyard, Backhouse or Workhouse thereunto belonging, whether the Fact be committed by Day or Night, shall be allowed the Benefit of Clergy: And whereas the said Act has not been found effectual for the Prevention of the Crimes therein mentioned, and it is therefore expedient that so much of the said Act as is hereinbefore recited should be repealed: And whereas it might tend more effectually to prevent the aforesaid Crimes, if the same were punishable more severely than simple Larceny; Be it therefore enacted by the King'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 so much of the said recited Act as is hereinbefore recited shall, from and after the passing of this Act, be and the same is hereby repealed.

3 G. 3. (1.) c. 34
§ 77.

repealed.

II. And be it further enacted, That, from and after the passing of this Act, every Person who shall be convicted in Ireland, according to the Course of the Law and Statutes of that Part of the United Kingdom, of feloniously stealing Linnen, Hempen or Cotton Yarn, or Linnen or Hempen Cloth, or Cloth made of Linnen and Cotton Yarn, or any Materials or Utensils used in bleaching the same, above the Value of Five Shillings, from or out of any Bleachyard, Backhouse or Workhouse thereunto belonging, whether the Fact be committed by Day or Night, shall be liable to be transported beyond the Seas for Life, or for such Term, not less than Seven Years, as the Judge before whom any such Person shall be convicted shall adjudge; or shall be liable, in case the said Judge shall think fit, to be imprisoned only, or to be imprisoned and kept to hard Labour in the Common Gaol, House of Correction or Penitentiary House, for any Term not exceeding Seven Years.

Stealing Linnen from Bleachyards Transportation, &c.

C A P. XL.

An Act to explain and amend an Act of the last Session of Parliament, for repealing certain Parts of several Acts relating to the limiting the Number of Persons to be carried by Stage Coaches in Ireland. [31st May 1811.]

WHEREAS by an Act made in the Parliament of Ireland, passed in the Thirty third Year of the Reign of His present Majesty, intituled, *An Act to explain and reduce into One Act, the Laws for making, repairing or amending the Turnpike Roads leading from the Town of Naas, to the Towns of Maryborough and Ballyroan, from the said Town of Maryborough to the City of Limerick,*

33 G. 3. (1.) c. 32.

and

• and from the Town of Nenagh to O'Brien's Bridge; the Tolls
 • granted by the said Act are vested in certain Persons in the said
 • Act mentioned, and the Survivor of them, and the Executors
 • and Administrators of such Survivor, upon the Conditions and
 • for the Purposes in the said Act specified, for the Term of
 • Thirty Years from the passing of the said Act: And whereas
 37 G. 3. (1.) c. 55. • by an Act of the Parliament of Ireland, passed in the Thirty
 • seventh Year of His present Majesty's Reign, intituled, *An*
 • *Act to explain and amend an Act of the Twenty seventh of George*
 • *the Third, for improving and repairing the Road from Dublin to*
 • *Kilcullen Bridge, and the Twenty one Mile Stone, Stage Coaches,*
 • *Stage Landaus, Stage Chariots or Chaises, carrying Passengers*
 • *paying for their Passage respectively, are subjected to the Payment*
 • *of Double the Tolls on the said Roads that any Coaches, Landaus,*
 • *Chariots or Chaises, were then respectively subject to by former*
 • *Acts then in force: And whereas by an Act passed in the Par-*
 38 G. 3. (1.) c. 83. • *liament of Ireland in the Thirty eighth Year of the Reign of His*
 • *present Majesty, intituled, An Act to explain and reduce into One*
 • *Act the several Laws for making, improving and repairing the Turn-*
 • *pike Road leading from the City of Dublin to Kilcullen Bridge, in*
 • *the County of Kildare, and to the Twenty one Mile Stone Westward*
 • *of the said bridge, and for prolonging the Duration of the Act for*
 • *repairing the Road from Naas to Limerick, and for the further Im-*
 • *provement of the Road from Kilworth Mountain to the City of Cork;*
 • the Tolls by the said Act appointed and granted to be raised and
 • collected on the said Road from *Dublin to Kilcullen Bridge* are
 • vested in certain Persons, their Executors and Administrators, for
 • the Term of Fifty Years, for the Purpose of repairing, improving
 • and keeping in Repair the said Road, subject nevertheless to the
 • several Debts, Charges and Conditions therein mentioned, and,
 • amongst others, subject to the Payment of a Debt of Four thousand
 • and five hundred Pounds, bearing Interest at the Rate of Six *per*
 • *Centum per Annum*, and subject also to the Payment of the Interest
 • of a further Debt of Nine thousand Pounds affecting the said
 • Tolls, bearing Interest at the Rate of Five *per Centum*; and the
 • Persons in whom the said Tolls are respectively vested for the Pur-
 • poses aforesaid, are bound in certain Penalties for the due and
 • faithful Performance of the several Matters and Things by the said
 • several Acts required to be done, executed and performed; and by
 • the said recited Act of the Thirty eighth Year of His present
 • Majesty, the Term of Thirty Years, mentioned in the said first
 • recited Act of the Thirty third Year, is extended to the like Term
 • of Fifty Years: And whereas by the said Two recited Acts of
 • the Thirty third and Thirty eighth Years of His present Majesty,
 • Stage Coaches and other Carriages, carrying Passengers for Hire
 • upon both the said Roads are subjected to an higher Rate of Toll
 • than other Carriages drawn by the same Number of Horses; and
 • the Number of Passengers, both Inside and Outside, are by the
 • said Two Acts of the Thirty third and Thirty eighth Years of
 • His present Majesty limited, and the Toll is considerably increased;
 • in case such Stage Coaches and other Carriages conveying Pas-
 • sengers for Hire shall carry more Inside or Outside Passengers than
 • specified in the said Acts: And whereas, upon the Faith of the
 • said Acts of the Thirty seventh and Thirty eighth Years of His
 • present

' present Majesty's Reign, and on the Credit of the Tolls thereby
 ' vested in the Persons in the said Act mentioned, their Executors,
 ' Administrators and Assigns, large Sums have been advanced by
 ' such Persons in paying off the said Debt of Four thousand five
 ' hundred Pounds, and the Interest thereof, so chargeable on the said
 ' Roads from *Dublin* to *Kilcullen Bridge*, and in paying and keeping
 ' down the Interest on the said Sum of Nine thousand Pounds, also
 ' chargeable thereon, and which said last mentioned Sum of Money
 ' still remains due and owing, and other large Sums have also been
 ' advanced and expended in the Improvement of the said Roads,
 ' which are brought to a high State of Perfection; and upon the
 ' Faith of the said Act of the Thirty third Year of His present
 ' Majesty, and of the said Act of the Thirty eighth Year of His
 ' present Majesty, large Sums of Money have been advanced and
 ' expended in the Improvement of the said *Limerick* Roads: And
 ' whereas by an Act made in the last Session of Parliament, intituled, 50 G. 3. c. 34.
 ' *An Act to repeal certain Parts of several Acts of the Parliament of*
 ' *Ireland, so far as relates to the limiting the Number of Persons to be*
 ' *carried by Stage Coaches or other Carriages, and for enacting other*
 ' *Limitations in lieu thereof, and for other Purposes relating thereto, it*
 ' *is, among other things, enacted, that so much of the several Acts* § 1.
 ' *of the Parliament of Ireland as relates to the Limitation of Pas-*
 ' *sengers to be conveyed by Stage Coaches, and other Four-wheeled*
 ' *Carriages; also so much of the said Acts as relates to the additional*
 ' *Tolls and Penalties which are thereby demandable and forfeited in*
 ' *case of a greater Number being conveyed by Stage Coaches and*
 ' *other Four-wheeled Carriages than is specified by the aforesaid*
 ' *Acts, shall be and the same are repealed; and it is also by the said* § 12.
 ' *recited Act of the last Session of Parliament further enacted, that*
 ' *no Coach or other Carriage described in the said Act, conveying*
 ' *Persons for Hire, shall be charged or compelled to pay at any Toll*
 ' *or Turnpike Gate any greater Toll than is paid by other Coaches*
 ' *or Carriages drawn by an equal Number of Horses; any thing in*
 ' *any Act to the contrary in any wise notwithstanding; by which*
 ' *Provisions in the said last recited Act mentioned, if the same were*
 ' *applied to the Roads in the said Acts of the Thirty third, Thirty*
 ' *seventh and Thirty eighth Years mentioned, the Toll payable by*
 ' *Stage Coaches and other Carriages carrying Passengers for Hire*
 ' *on the said Roads would be so reduced that the Fund applicable to*
 ' *the Purposes of the said recited Acts of the Thirty third and*
 ' *Thirty eighth Years aforesaid, would be considerably diminished,*
 ' *and the Roads in the said Act mentioned would be thereby ma-*
 ' *terially injured, contrary to the true Intent and Meaning of the*
 ' *said Acts; Be it therefore declared and enacted by the King'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 the* 50 G. 3. c. 37.
 ' *hereinbefore recited Clauses and Provisions in the said recited Act of*
 ' *the last Session of Parliament, or any Clauses or Provisions what-*
 ' *soever in the said recited Act contained, whereby the Limitation of*
 ' *Passengers to be conveyed by Stage Coaches, or the additional Tolls*
 ' *or Penalties relating to Carriages conveying Persons for Hire are*
 ' *repealed, shall not extend nor be construed to extend to the said*
 ' *Turnpike*

Turnpike Roads leading from the City of *Dublin* to *Kilcullen* Bridge, and from *Naas* to *Limerick*, or either of them, nor to repeal or alter any of the Provisions, Clauses or Regulations contained in the said recited Acts of the Thirty third, Thirty seventh and Thirty eighth Years of the Reign of His present Majesty, or either of them, with regard to Stage Coaches or other Carriages carrying Passengers for Hire on the said Roads, or either of them.

Former Tolls
taken on Roads
under 33, 37,
38 G. 3. (1.)

II. And be it further enacted, That, from and after the passing of this Act, it shall and may be lawful to and for all and every Person and Persons in whom the Tolls are vested under the said recited Act of the Thirty third Year of His present Majesty's Reign, their and each and every of their Executors, Administrators and Assigns, to have, demand, receive and take upon the said Road leading from *Naas* to *Maryborough* and *Ballyroan*, and from *Maryborough* to *Limerick*, and from *Nenagh* to *O'Brien's* Bridge, within the Limits for that Purpose specified by the said Act of the Thirty third Year of His present Majesty, and during the Continuance of the said Act of the Thirty eighth Year of His present Majesty, by such Person or Persons as they shall authorize thereto, such Tolls and Penalties, and in such cases respectively as by the said last recited Acts they are authorized and empowered to have, demand, receive and take; any thing in the said Act of the last Session of Parliament to the contrary thereof in any wise notwithstanding; and that, from and after the passing of this Act, it shall and may be lawful to and for all and every Person and Persons in whom the Tolls are vested under the said recited Act of the Thirty eighth Year of His present Majesty's Reign, and for their and each and every of their Executors, Administrators and Assigns, to have, demand, receive and take upon the said Road leading from *Dublin* to *Kilcullen* Bridge, and to the Twenty one Mile Stone Westward of the said Bridge, within the Limits for that Purpose specified by the said Act of the Thirty eighth Year of his present Majesty, and during the Continuance thereof, by such Person or Persons as they shall authorize thereto, such Tolls and Penalties, and in such cases respectively, as by the said Acts of the Thirty seventh and Thirty eighth Years they are authorized and empowered to have, demand, levy, receive and take; any thing in the said recited Act of the last Session of Parliament to the contrary thereof in any wise notwithstanding.

How Tolls and
Penalties under
33, 37, 38 G. 3.
(1.) levied.

III. And be it further enacted, That, from and after the passing of this Act, such and the like Tolls and Penalties as under the said hereinbefore recited Acts of the Parliament of *Ireland* of the Thirty third, Thirty seventh and Thirty eighth Years of His present Majesty, or either of them, could or might be demanded, raised, levied and taken before the passing of the said recited Act of the last Session of Parliament, upon the Roads in the said Acts mentioned, shall and may be hereafter from time to time demanded, raised, levied and taken in such manner and under such Rules and Regulations, in all respects, as by the said recited Acts, or any of them, are specially enacted and provided; any thing in the said recited Act of the last Session of Parliament to the contrary notwithstanding.

Act may be al-
tered, &c.

IV. And be it further enacted, That this Act may be altered, varied and amended by any Act during this Session of Parliament.

C A P. XLI.

An Act to repeal so much of an Act, passed in the Eighteenth Year of the Reign of King George the Second, intituled, *An Act for the more effectually preventing the stealing of Linen, Fustian and Cotton Goods and Wares, in Buildings, Fields, Grounds and other Places used for printing, whitening, bleaching or drying the same*, as takes away the Benefit of Clergy from Persons stealing Cloth in Places therein mentioned; and for more effectually preventing such Felonies. [31st May 1811.]

WHEREAS by an Act, passed in the Eighteenth Year of the Reign of His Majesty King George the Second, intituled, *An Act for the more effectually preventing the stealing of Linen, Fustian and Cotton Goods and Wares, in Buildings, Fields, Grounds and other Places used for printing, whitening, bleaching or drying the same*, it is, amongst other things, enacted, That every Person who at any time after the First Day of June One thousand seven hundred and forty five shall, by Day or Night, feloniously steal any Linen, Fustian, Calico, Cotton Cloth; or Cloth worked, woven, or made of any Cotton or Linen Yarn mixed, or any Thread, Linen or Cotton Yarn, Linen or Cotton Tape, Inkle, Filletting, Laces, or any other Linen, Fustian, or Cotton Goods or Wares whatsoever, laid, placed or exposed to be printed, whitened, bowked, bleached or dried, in any whitening or bleaching Croft, Lands, Fields or Grounds, Bowking House, Drying House, Printing House, or other Building, Ground or Place made use of by any Calico Printer, Whitster, Crofter, Bowker or Bleacher, for printing, whitening, bowking, bleaching or drying of the same, to the Value of Ten Shillings, or who shall aid or assist, or shall wilfully or maliciously hire or procure any Person or Persons to commit any such Offence, or who shall buy or receive any such Goods or Wares so stolen, knowing the same to be stolen as aforesaid, being lawfully convicted thereof, shall be guilty of Felony; and that every such Offender shall suffer Death as in Cases of Felony, without Benefit of Clergy: And whereas the said Act has not been found effectual for the Prevention of the Crimes therein mentioned, and it is therefore expedient that so much of the said Act as is hereinbefore recited should be repealed: And whereas it might tend more effectually to prevent the aforesaid Crimes if the same were punishable more severely than simple Larceny: Be it therefore enacted by the King'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 so much of the said Act as is hereinbefore recited shall, from and after the passing of this Act, be and the same is hereby repealed.

18 G. 2. c. 27.

§ 1.

repealed.

II. And be it further enacted, That, from and after the passing of this Act, every Person who shall feloniously steal any Linen, Fustian, Calico, Cotton Cloth, or Cloth worked, woven or made of any Cotton or Linen Yarn mixed, or any Thread, Linen or Cotton Yarn, Linen or Cotton Tape, Inkle, Filletting, Laces or any other Linen, Fustian, or Cotton Goods or Wares whatsoever, laid, placed or exposed to be printed, whitened, bowked, bleached or dried in any whitening or bleaching Croft, Lands, Fields or Grounds, Bowking

Stealing Linen, &c. from Bleaching Places, &c.

Punishment.

ing House, Drying House, Printing House or other Building, Ground or Place made use of by any Calico Printer, Whitster, Crofter, Bowker or Bleacher, for printing, whitening, bowking, bleaching or drying of the same, to the Value of Ten Shillings, or who shall aid or assist, or wilfully or maliciously hire or procure any other Person or Persons to commit any such Offence, or who shall buy or receive any such Goods or Wares so stolen, knowing the same to be stolen as aforesaid, being lawfully convicted thereof, shall be liable to be transported beyond the Seas for Life, or for such Term not less than Seven Years, as the Judge before whom any such Person shall be convicted shall adjudge; or shall be liable, in case the said Judge shall think fit, to be imprisoned and kept to hard Labour in the Common Gaol, House of Correction or Penitentiary House, for any Term not exceeding Seven Years.

C A P. XLII.

An Act to empower the Lords Commissioners of the Treasury to exonerate Distillers of Spirits from Sugar, from the Excess of the Duties to which they were liable in consequence of the Expiration of an Act passed in the Forty eighth Year of His present Majesty, above the Duties imposed by the said Act. [31st May 1811.]

48 G. 3. c. 152.

43 G. 3. c. 69.

43 G. 3. c. 81.

WHEREAS an Act made in the Forty eighth Year of His present Majesty's Reign, intituled, *An Act for granting Duties on Worts or Wash made from Sugar, during the Prohibition of Distillation from Corn or Grain in Great Britain*, expired on the Thirty first Day of December One thousand eight hundred and ten: and by the Expiration thereof, the former High Duties imposed by Two several Acts of the Forty third Year of His present Majesty's Reign, the one thereof, intituled, *An Act to repeal the Duties of Excise payable in Great Britain, and to grant other Duties in lieu thereof*; and the other thereof, intituled, *An Act for granting to His Majesty, until Twelve Months after the Ratification of the Definitive Treaty of Peace, certain additional Duties of Excise in Great Britain*, for and in respect of Wort or Wash brewed or made in that Part of Great Britain called England, from Sugar or any Mixture therewith for extracting Spirits for Home Consumption, and also the High Duties imposed by an Act made in the Forty eighth (a) Year of His present Majesty's Reign, for or in respect of Spirits made or distilled in any Part or Place in Scotland, for Consumption in Scotland, from Sugar or any Mixture therewith, and the High Duties by the said last mentioned Act imposed, for or in respect of the Cubical Content or Capacity of Stills used or employed in Scotland, for the Purpose of making or distilling of Low Wines or Spirits for Consumption in Scotland from Molasses or Sugar, or any Mixture therewith, and also the High Duties for or in respect of Spirits made or distilled in that Part of Great Britain called England, and imported or brought from thence into Scotland, and for or in respect of Spirits manufactured in Scotland, and brought from thence into that Part of Great Britain called England, is revived: And whereas some

(a) [See c. III. § 5. post.]

Distillers in that Part of *Great Britain* called *Scotland* have, since the First Day of *January* One thousand eight hundred and eleven, made Entry for the Distillation of Spirits for Exportation to that Part of *Great Britain* called *England* from Corn or Grain: And whereas many Distillers and Makers of Spirits have, with the Concurrence of the Commissioners of His Majesty's Treasury, obtained from making or brewing Worts or Wash for Distillation from Oats, Barley, or any other Corn or Grain, or from Malt, Flour or Bran, or any Mixture with the same, and have confined themselves to the Use of Worts or Wash brewed and made from Sugar for extracting Spirits for Home Consumption; and although some Distillers in *Scotland* have, since the First Day of *January* One thousand eight hundred and eleven, made Entry for the Distillation of Spirits from Corn or Grain for Exportation from thence to that Part of *Great Britain* called *England*, yet such last mentioned Distillers have, with the Concurrence of the said Commissioners of His Majesty's Treasury, forborne to make any Spirits for such Exportation as aforesaid under such Entries as last aforesaid; Be it therefore enacted by the King'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 the Commissioners of His Majesty's Treasury, or any Three or more of them, shall be at Liberty to exonerate and discharge all and every such Distiller and Distillers and Maker and Makers of Spirits in *England* and *Scotland* respectively, from and to remit to them respectively, such and so much of the said High Duties for or in respect of any such Wort or Wash brewed or made from Sugar and distilled as aforesaid since the said Thirty first Day of *December* One thousand eight hundred and ten, and also from such of the said High Duties, for or in respect of any such Wort or Wash which shall be actually distilled into Spirits before the Tenth Day of *June* One thousand eight hundred and eleven, as shall exceed the Amount of the Duties which would have become due and payable under or by virtue of the said Act of the Forty eighth (a) Year of the Reign of His present Majesty, had the same remained and continued in force to the time of passing of this Act, and also to exonerate and discharge all and every Distillers and Distiller in that Part of *Great Britain* called *Scotland*, from so much of the said High Duties for or in respect of the Cubical Content or Capacity of such Stills as aforesaid as shall exceed the Rate of Duty which would have accrued or become payable under or by virtue of an Act made in the Forty eighth Year of His present Majesty's Reign, intituled, *An Act for granting certain Duties on Worts or Wash made from Sugar, during the Prohibition of Distillation from Corn or Grain in Great Britain*, and from any of the said presumptive Charges, as to such Commissioners of the Treasury, or any Three or more of them, shall, under the Circumstances of each and every such Case, appear to them to be just and reasonable; any thing in any Act of Parliament to the contrary in any wise notwithstanding.

(a) [See c. 111. § 5. post.]

II. Provided always, and be it enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, to prevent or hinder any Distiller or Distillers from distilling into Spirits any Worts or Wash which shall have been actually brewed or made from Sugar, and of which an Account shall have been taken by the

Treasury may remit Proportion of High Duties on Wash made from Sugar, and distilled since Dec 31, 1810, and before June 10, 1811. Scotland.

Proviso for Distillers distilling certain Wash made from Sugar.

Officer or Officers of Excise on or before the Fifteenth Day of *May* One thousand eight hundred and eleven, at and subject to such Rate of Duty as would or might have been payable if the said recited Act of the Forty eighth Year of His present Majesty's Reign had not expired: And provided further, that every such Distiller so distilling into Spirits any Wort or Wash on or after the Tenth Day of *June* aforesaid shall not, from and after the Seventeenth Day of *May* One thousand eight hundred and eleven, melt or have melted any Sugar in the making or preparing of any Wort or Wash for Distillation, and shall, on or before the Fifth Day of *July* One thousand eight hundred and eleven, have actually distilled all such Wort or Wash into Spirits.

C A P. XLIII.

An Act for altering the time at which the additional Duties of Customs imposed by an Act of the last Session of Parliament on certain Species of Wood were to have taken place; and for granting a Drawback upon Deals and Timber used in the Mines of Tin, Copper and Lead, in the Counties of *Cornwall* and *Devon*. [31st *May* 1811.]

50 G. 3. c. 77.
§ 2.

Duties to commence from July 1, 1811.

‘ WHEREAS it is expedient that the time at which the Duties imposed by an Act passed in the last Session of Parliament, intituled, *An Act for imposing additional Duties of Customs on certain Species of Wood imported into Great Britain*, were to have commenced and taken Effect, should be altered; Be it therefore enacted by the King'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 the several additional Duties of Customs imposed by the said recited Act, which was to have commenced and taken Effect from and after the Thirty first Day of *December* One thousand eight hundred and eleven, shall commence, take Effect, and be charged and payable from and after the First Day of *July* One thousand eight hundred and eleven; any thing in the said Act to the contrary notwithstanding.

50 G. 3. c. 77.
§ 4.

In part repealed.

‘ II. And whereas it is expedient that so much of the said recited Act passed in the last Session of Parliament as exempts Deals, not being imported directly from any *British* Colony, Plantation or Settlement in *Africa* or *America*, or not being imported by the United Company of Merchants of *England* trading to the *East Indies*, above Seven Inches in Width, being Eight Feet in Length and not above Ten Feet in Length, and not exceeding One Inch and a Half in Thickness, and as exempts Fir Timber being Eight Inches square and not exceeding Ten Inches square, being the Growth of *Norway*, and imported directly from thence, from the additional Duties hereby imposed, should be repealed; but that a Drawback should be allowed, under the Regulations of this Act, upon such of the said Deals and Timbers as shall be used and employed in any of the Mines of Tin, Copper and Lead, in the Counties of *Cornwall* and *Devon*; Be it therefore further enacted, That, from and after the First Day of *July* One thousand eight hundred and eleven, so much of the said recited Act as exempts any

any such Deals and Fir Timber from the additional Duties thereby imposed, shall be and the same is hereby repealed; and the said Articles shall, from and after the First Day of July One thousand eight hundred and eleven, be subject and liable to the said additional Duties imposed by the said recited Act.

Such Articles
subject to Duty.

III. And be it further enacted, That there shall be paid and allowed for and in respect of such of the said Deals and Timber on which the full Duties due by Law on the Importation thereof shall have been paid, and which Deals and Timber shall have been used and employed in any of the Mines of Tin, Lead or Copper, in the Counties of *Devon* or *Cornwall*, a Drawback of so much of the Duties of Customs so paid on any such Deals above Seven Inches in Width, being Eight Feet in Length and not above Ten Feet in Length, and not exceeding One Inch and a Half in Thickness, and on any Fir Timber being Eight Inches square and not exceeding Ten Inches square, being of the Growth of *Norway*, and imported directly from thence, as shall exceed the Amount of the Permanent and Temporary Duties of Customs that were charged and payable on such Deals and Timber respectively by an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*; which Drawback shall be paid to the Owner of any such Mine, under the following Regulations; that is to say, the Purser, Agent or Captain of any such Mine in the said Counties of *Cornwall* and *Devon* respectively intending to claim the Drawback under this Act, shall enter or cause to be entered in a Book, to be kept for that Purpose, an Account of the Quantity of such Deals and Timber used and employed in such Mine, stating of whom such Deals and Timber were purchased, at what Port the same were stated by the Vender to have been imported, and at the End of each Year he shall deliver an Account thereof to the Collector of the Customs of the Port where the Duty upon such Deals and Timber shall have been stated to have been paid.

Drawback on
certain Deals and
Timber used in
the Mines of
Devon or *Cornwall*.

49 G. 3. c. 92.

Account of such
Deals and Timber
delivered to
Collector of
Customs.

IV. And be it further enacted, That the Purser, Agent or Captain of any such Mine shall make Oath or Affirmation to the Truth of the Account so delivered to the Collector of the Customs, and shall also, if required by the said Customer or Collector, produce the Cost Book of any such Mine; and the Person or Persons, or his or their Agent or Agents, who shall have supplied the said Deals and Timber shall also make Oath or Affirmation to the Truth of his or their Accounts, and that the full Duties on such Deals and Timber were paid thereon; and the proper Officer of the Customs being satisfied that the Deals and Timber referred to in such Account were supplied for the Use of such Mine, and the full Duties paid thereon, then and in every such Case a Debenture shall be issued for the Amount of the Drawback allowed by this Act, and the same shall be paid by the Collector of the Customs who shall have received such Account, out of any Monies remaining in his Hands on Account of the Duties of Customs.

Account veri-
fied on Oath, &c.

V. And be it further enacted, That if any Purser, Agent or Captain of such Mine shall deliver any false Account of the Quantity of Deals and Timber used and employed, with an Intent to defraud His Majesty, his Heirs or Successors, such Purser, Agent or Captain shall, on being convicted of any such Offence, for the First Offence

Delivering in a
false Account.

First Offence.

forfeit

Subsequent
Offence.

forfeit the Sum of Two hundred Pounds, and for every Second or further Offence the Sum of Four hundred Pounds, to be sued for within Three Months after the Delivery of the Account, and recovered in any of the Courts of Record at *Westminster*; and One Moiety of such Penalty shall go and be applied to the Use of His Majesty, his Heirs and Successors, and the other Moiety to him or them who shall sue or prosecute for the same.

50 G. 3. c. 77.
§ 8.

‘ VI. And whereas the Duties granted by the said recited Act were directed to be paid into the Exchequer of *Great Britain*, and appropriated to the same Uses as the Temporary or War Duties imposed by an Act made in the Forty ninth Year of the Reign of His present Majesty are directed to be applied: And whereas it is expedient that the Temporary or War Duties granted by the said Act of the last Session of Parliament, and by this Act, should be applied towards defraying any Services voted by the Commons of the United Kingdom in Parliament assembled;’ Be it therefore enacted, That the said last mentioned Temporary or War Duties shall be appropriated and applied, from time to time, to such Services as shall be voted by the Commons of the United Kingdom in Parliament assembled, for the Service of the Year One thousand eight hundred and eleven, or shall be voted by the said Commons for the Service of any subsequent Year; and the Commissioners of His Majesty’s Treasury now or for the time being, or any Three or more of them, or the High Treasurer for the time being, are or is hereby authorized and empowered to issue and apply the same accordingly.

Application of
Duties under
this and recited
Act.

Act may be
repealed, &c.

VII. And be it further enacted, That this Act may be varied, altered or repealed by any Act or Acts to be made in this present Session of Parliament.

C A P. XLIV.

An Act for imposing an additional Duty on Linen imported into *Great Britain* during the Continuance of the present War, and for Six Months after the Ratification of a Definitive Treaty of Peace. [31st May 1811.]

‘ WHEREAS it is expedient that an additional Duty of Customs should be imposed on foreign Linen imported into *Great Britain*;’ Be it therefore enacted by the King’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 Thirtieth Day of *June* One thousand eight hundred and eleven, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, an additional Duty of Customs on all Linen imported or brought into *Great Britain* from Parts beyond the Seas, of whatever Description the same may be, equal in Amount to the Temporary or War Duty already charged and payable on the like Articles, according as the said Duties are severally and respectively described and set forth in Figures as Temporary or War Duties in the Schedule marked (A) annexed to an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*: Pro-
vided

Additional Duty
on Linens
imported.

49 G. 3. c. 98.

vided always, that the said additional Duties shall not be charged or payable on any Linen which, having been imported into *Great Britain* on or before the said Thirtieth Day of *June*, shall have been or may be secured in Warehouses under the Authority of any Act of Parliament without Payment of Duty, notwithstanding such Linen may not be so taken out of any such Warehouse, either to be used or consumed in *Great Britain*, or for the Purpose of being exported, until after the said Thirtieth Day of *June*.

Proviso for
Linen secured
in Warehouses.

II. And be it further enacted, That such of the said Duties as shall arise in that Part of *Great Britain* called *England*, shall be under the Management of the Commissioners of the Customs in *England* for the time being; and such thereof as shall arise in that Part of *Great Britain* called *Scotland* shall be under the Management of the Commissioners of the Customs in *Scotland* for the time being.

Duties under
Commissioners
of Customs,

III. And be it further enacted, That the additional Duty of Customs hereby imposed shall be managed, ascertained, raised, levied, collected, paid and recovered in such and the like manner as any Duties of Customs of the like Nature are managed, ascertained, raised, levied, collected, paid and recovered, and under and subject to the several Powers, Conditions, Rules, Regulations, Restrictions, Penalties and Forfeitures now in force in relation to or made for securing the Revenue of Customs in *Great Britain*; and all Powers, Penalties, Fines and Forfeitures for any Offence whatever committed against or in breach of any Act or Acts of Parliament in force on and immediately before the passing of this Act, made for securing the Revenue of Customs, or for the Regulation or Improvement thereof, and the several Clauses, Powers and Directions therein contained, shall be in full Force and Effect as to the said Duties, as fully and effectually, to all Intents and Purposes, as if they were at large repeated and re-enacted in this Act.

How levied.

IV. And be it further enacted, That all Monies from time to time arising from the said Duties, the necessary Charges of raising and accounting for the same respectively excepted, shall from time to time be paid into the Receipt of His Majesty's Exchequer at *Westminster*, and shall be appropriated and applied in the same manner as the Duties called Temporary or War Duties imposed by an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting new Duties in lieu thereof*, are directed to be appropriated and applied.

Application of
Duties.

49 G. 3. c. 98.

V. And be it further enacted, That this Act may be varied, altered or repealed during the present Session of Parliament.

Act may be re-
pealed, &c.

VI. And be it further enacted, That the additional Duty charged by this Act shall commence from and after the Thirtieth Day of *June* One thousand eight hundred and eleven, and shall continue to be levied, collected and paid during the Continuance of the present War, and for Six Months after the Ratification of a Definitive Treaty of Peace,

Commence-
ment, &c.

C A P. XLV.

An Act for taking away the public Use of certain Ships Rooms in the Town of *Saint John*, in the Island of *Newfoundland*; and for instituting Surrogate Courts on the Coast of *Labrador*, and in certain Islands adjacent thereto. [31st May 1811.]

WHEREAS certain Spaces of Ground in the Town of *Saint John's*, in the Island of *Newfoundland*, called *Ships Rooms*, are liable, according to the ancient Custom there used, and conformably with the Provisions of an Act passed in the Tenth and Eleventh Years of His Majesty King *William* the Third, intituled, *An Act to encourage the Trade to Newfoundland*, to be claimed by the Masters of fishing Ships, for the Use of their Ships and Boats during the current fishing Season, which said Spaces of Ground have not of late been employed for the Purposes of the Fishery: And whereas it would be more beneficial to the general Interests of the Trade and Fishery, if the said Spaces of Ground were wholly exempted from such Claim, and were let out for building Dwelling Houses and Store Houses, and for other Uses necessary to the Trade and Fishery: And whereas it has been proved, upon the Survey of Persons resident in the Town of *Saint John's*, and well skilled in the Affairs of the Fishery, that there is Land at the Western Extremity of the Harbour better suited for drying, curing and husbanding of Fish than any of the Ships Rooms above mentioned; Be it therefore enacted by the King'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 passing of this Act, the following Ships Rooms, situated in the Town of *Saint John's*; that is to say, the Ships Room, No. I. *Rotten Row*, or *Pye Corner* Ships Room, No. II.; *Darkus's* Ships Room, No. II.; *Lady's* Ships Room, No. II.; *Gallows Hill* Ships Room, No. III.; *Burshheart Hill* Ships Room, No. III.; *Churchill* Ships Room, No. IV.; *Hudson's* Ships Room, No. V.; *Admiral's* Ships Room, No. VI.; as the same are laid down, distinguished and named in a Plan of the Town and Harbour of *Saint John's* in *Newfoundland*, dated *October* One thousand eight hundred and four, and deposited in the Government House there, shall no longer be deemed and taken to be Ships Rooms and occupied during the fishing Season as such, but it shall be lawful for the same to be granted, let and possessed as private Property, in like manner as any other Portions of Land in *Newfoundland* may be; any thing in the said Act or the said ancient Custom to the contrary notwithstanding.

II. And whereas it is expedient to provide for the better Administration of Justice in such Parts of the Coast of *Labrador* from the River *St. John* to *Hudson's Straights*, and in the Island of *Anticosti*, and in all other smaller Islands as are re-annexed to the Government of *Newfoundland* by an Act passed in the Forty ninth Year of His Majesty's Reign, intituled, *An Act for establishing Courts of Judicature in the Island of Newfoundland and the Islands adjacent; and for re-annexing Part of the Coast of Labrador and the Islands lying on the said Coast to the Government of Newfoundland*; Be it therefore further enacted, That it shall and may be lawful

10 & 11. W. 3.
c. 25.

The Ship Rooms hereinmentioned no longer to be used as such, but may be disposed of as Private Property.

49 G. 3. c. 27.

Governor of Newfoundland

lawful for the Governor of *Newfoundland* from time to time to institute Surrogate Courts in the said Parts and Places, with Power and Authority to proceed in and to hear and determine Civil Suits arising within the said Ports and Places, and all other Suits and Complaints, in like manner as Surrogate Courts instituted by virtue of the said Act in the Island of *Newfoundland*.

may institute
Surrogate
Courts.

C A P. XLVI.

An Act to authorise the Officers of the Customs to act for the Superintendent of Quarantine, and his Assistant.

[31st May 1811.]

WHEREAS by an Act passed in the Forty fifth Year of His present Majesty, intituled, *An Act to make further Provision for the effectual Performance of Quarantine*, certain Duties are required to be performed by the Superintendent of Quarantine, or his Deputy, but no Provision is made for the Execution of the same in the Event of the Absence of those Officers; Be it therefore enacted by the King'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 every thing required in the said Act to be done and performed by the Superintendent of Quarantine, or his Assistant, may, in case of the Absence or Sickness of such Superintendent or Assistant, be done and performed by the principal Officer of the Customs at the Port or Place, or by such Officer of the Customs as shall be authorized by the Commissioners of the Customs, or any Four or more of them, to act in that Behalf.

45 G. 3. c. 10.

Principal Officer
of Customs to
act as Super-
intendent of
Quarantine in
case of Absence,
&c.

C A P. XLVII.

An Act for carrying into Effect the Provisions of a Treaty of Amity, Commerce and Navigation, concluded between His Majesty and His Royal Highness the Prince Regent of *Portugal*.

[31st May 1811.]

WHEREAS according to an Act passed in the Twelfth Year of the Reign of His Majesty King *Charles* the Second, intituled, *An Act for the encouraging and increasing of Shipping and Navigation*, and other Statutes, no Goods or Commodities whatever, of the Growth, Production or Manufacture of *America*, can be imported into this Kingdom or the Islands of *Guernsey* and *Jersey*, in any other than *British*-built Ships, owned by His Majesty's Subjects, navigated with a Master and Three Fourths of the Mariners *British* Subjects, and registered according to Law, on Forfeiture of all such Goods or Commodities, and of the Ship or Vessel in which they are imported: And whereas the following Goods and Commodities; that is to say, *Masts*, *Timber*, *Boards*, *Salt*, *Pitch*, *Tar*, *Rosin*, *Hemp*, *Flax*, *Raisins*, *Figs*, *Prunes*, *Olive Oil*, *Corn* or *Grain*, *Sugar*, *Pot Ashes*, *Wine*, *Vinegar*, *Aqua vite* or *Brandy*, being the Growth, Production or Manufacture of *Europe*, are, by the said recited Act of the Twelfth Year of the Reign of His said late Majesty King *Charles* the Second, and by subsequent Acts, required to be imported into *Great Britain* in Ships or Vessels, which, before the First Day of *May* One thou-

12 Car. 2. c. 12.

53.

land

' sand seven hundred and eighty six, did truly and without Fraud
 ' wholly belong to His Majesty's Dominions, or which are the Built
 ' of His Majesty's Dominions, and registered respectively according
 ' to Law; or in Ships or Vessels the Built of any Countries or Places
 ' in *Europe*, belonging to or under the Dominion of the Sovereign or
 ' State in *Europe*, of which the said Goods or Commodities so enu-
 ' merated or described as aforesaid, are the Growth, Production
 ' or Manufacture respectively, or of such Ports where the said Goods
 ' can only be or are most usually first shipped for Transportation,
 ' such Ships or Vessels being navigated with a Master and Three
 ' Fourths of the Mariners at the least belonging to such Countries
 ' or Places or Ports respectively, and in none other Ships or Vessels
 ' whatever, under the like Penalty of the Forfeiture of any such
 ' Goods or Commodities as shall be imported contrary thereto, toge-
 ' ther with the Ship or Vessel in which the said Goods are imported :
 ' And whereas it is expedient, in order to carry into Effect the Pro-
 ' visions of a Treaty of Amity, Commerce and Navigation, con-
 ' cluded between His Majesty and His Royal Highness the Prince
 ' Regent of *Portugal*, signed at *Rio de Janiero* the Nineteenth Day
 ' of *February* One thousand eight hundred and ten, that so much of
 ' the said recited Act passed in the Twelfth Year of the Reign of
 ' His said late Majesty King *Charles* the Second, and any other Act
 ' or Acts of Parliament as may prohibit Goods, Wares and Mer-
 ' chandize of the Growth, Produce or Manufacture of any of the
 ' Territories or Dominions belonging to the Crown of *Portugal*,
 ' which are not prohibited by Law to be imported from other Fo-
 ' reign Countries, from being imported from the said Dominions or
 ' Territories in Ships or Vessels the Built of the said Territories or
 ' Dominions, or captured by any Ship or Vessel of War of the
 ' *Portuguese* Government, or by any Ship or Vessel having Letters
 ' of Marque and Reprisal from the said Government, and condemned
 ' as lawful Prize in any Court of Admiralty of the said Govern-
 ' ment, such Ship or Vessel being owned by Subjects of the said
 ' Government, and navigated with a Master and Three Fourths of
 ' the Mariners at the least, belonging to the Territories or Domi-
 ' nions of the said Government, on Forfeiture of such Goods, and
 ' of the Ships and Vessels in which the same may be imported, should
 ' be repealed; and that such Goods, Wares and Merchandizes, and
 ' the Vessels so importing the same, should not be subject to For-
 ' feiture on account of such Importation : ' Be it therefore enacted
 ' by the King'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 passing of this Act, so much of the said re-
 ' cited Act passed in the Twelfth Year of the Reign of His late Majesty
 ' King *Charles* the Second, and any other Act or Acts of Parliament in
 ' force on and immediately before the passing of this Act, as may
 ' prohibit any Goods, Wares or Merchandize, of the Growth, Pro-
 ' duce or Manufacture of any of the Territories or Dominions of the
 ' Crown of *Portugal*, which are not prohibited by Law to be imported
 ' from other Foreign Countries to be imported into this Kingdom, or
 ' the Islands of *Guernsey* or *Jersey*, in Ships or Vessels the Built of the
 ' said Territories or Dominions of the Crown of *Portugal*, or taken by
 ' any Ship or Vessel of War belonging to the *Portuguese* Government,

So much of re-
 cited Act or any
 other Act as
 may prohibit
 Goods of the
 Produce of
 Portugal, &c.
 to be imported,
 repealed.

or by any Ship or Vessel belonging to any of the Inhabitants of any of the Territories or Dominions aforesaid, and registered according to Law, having Commissions or Letters of Marque and Reprisal from the *Portuguese* Government, and condemned as lawful Prize in any Court of Admiralty of the said Government, such Ship or Vessel so importing being owned by Subjects of the said Government, and navigated with a Master and Three Fourths of the Mariners at the least, Subjects of the said Government, on Forfeiture of the said Goods, Wares and Merchandize, and also of the Ship or Vessel in which the same may be imported; shall be and the same are hereby repealed.

II. And be it further enacted, That, from and after the passing of this Act, any Goods, Wares and Merchandize, being of the Growth, Produce or Manufacture of any of the Territories or Dominions of the Crown of *Portugal*, which are not prohibited by Law to be imported into this Kingdom, or the Islands of *Jersey* and *Guernsey*, from other foreign Countries, shall and may be imported into this Kingdom, and the Islands of *Jersey* and *Guernsey* direct from any such Territories or Dominions, in any Ship or Vessel built in any of the said Territories or Dominions of the Crown of *Portugal*, or taken by any Ship or Vessel of War belonging to the *Portuguese* Government, or by any Ship or Vessel belonging to any of the Subjects of the Territories or Dominions aforesaid, or having Commissions or Letters of Marque and Reprisal from the said Government, and condemned as lawful Prize in any Court of Admiralty of the said Government, and owned by the Subjects of such Government or any of them, and whereof the Master and Three Fourths of the Mariners at least are Subjects of such Government, and such Goods, Wares and Merchandize shall and may be entered and landed upon Payment of the Duties, and subject to the Conditions and Regulations hereinafter mentioned; any Law, Custom or Usage to the contrary in any wise notwithstanding.

III. And be it further enacted, That all such Goods, Wares and Merchandizes so imported directly into this Kingdom from any of the said Territories or Dominions of the Crown of *Portugal* in such *Portuguese* Ships or Vessels, so owned and navigated as are hereinbefore particularly mentioned and described, shall and may be entered and landed on Payment of such Duties of Customs and Excise, and no higher, as are payable on Goods, Wares and Merchandize of the like Denomination or Description upon their Importation into this Kingdom from any other foreign Country in *British*-built Ships or Vessels, owned, navigated and registered according to Law; and in Cases where different Duties are imposed upon any Goods, Wares or Merchandize of the like Denomination or Description so imported from different foreign Countries, then upon Payment of the lowest Duties which by Law are required to be paid on the Importation in *British*-built Ships or Vessels of any such Goods, Wares or Merchandize from any foreign Country.

IV. And whereas it is expedient to permit the Importation of Elephants' Teeth and Ivory into this Kingdom from any of the Dominions of the Crown of *Portugal*; Be it therefore enacted, That it shall and may be lawful for any Person or Persons to import into this Kingdom Elephants' Teeth and Ivory from any of the said Dominions, either in *British*-built Ships or Vessels, owned, navigated

Goods of the Production of Portugal, may be imported in Portuguese Vessels, &c.

Such Goods may be landed on Payment of certain Duties.

Elephants' Teeth and Ivory may be imported.

and registered according to Law, or in such *Portuguese* Ships or Vessels as are in this Act before mentioned and described, and owned and navigated in the manner hereinbefore also mentioned and described, notwithstanding such Elephants' Teeth or Ivory may not be of the Produce of any of the Dominions of the Crown of *Portugal*; and such Elephants' Teeth or Ivory so imported may be entered and landed on Payment of such Duties only as are due and payable on such Articles when imported in a *British*-built Ship or Vessel, owned, navigated and registered according to Law; any thing contained in an Act passed in the Twelfth Year of King *Charles* the Second, intituled, *An Act for the encouraging and increasing of Shipping and Navigation*, or in any other Act or Acts of Parliament to the contrary notwithstanding.

12 Car. 2. c. 18.

31 G. 3. c. 38.
§ 1.

V. And be it further enacted, That so much of an Act passed in the Thirty first Year of the Reign of His present Majesty, intituled, *An Act to amend an Act made in the Twenty eighth Year of His present Majesty's Reign, for regulating the Trade between the Subjects of His Majesty's Colonies and Plantations in North America, and in the West India Islands, and the Countries belonging to the United States of America, and between His Majesty's said Subjects and the Foreign Islands in the West Indies; and also an Act made in the Twenty seventh Year of His present Majesty's Reign, for allowing the Importation and Exportation of certain Goods, Wares and Merchandize in the Ports of Kingston, Savannah la Mar, Montego Bay and Santa I ucea in the Island of Jamaica; in the Port of Saint George in the Island of Grenada; in the Port of Rosea in the Island of Dominica; and in the Port of Nassau in the Island of New Providence, one of the Bahama Islands, under certain Regulations and Restrictions*, as prohibits the Importation of Tobacco, Pitch, Tar, Turpentine, Hemp, Flax, Masts, Yards, Bowsprits, Staves, Heading Boards, Timber, Shingles and Lumber of any Sort, Bread, Biscuit, Flour, Pease, Beans, Potatoes, Wheat, Rice, Oats, Barley and Grain of any Sort, being of the Growth or Production of any of the Territories or Dominions belonging to the Crown of *Portugal*, from being imported directly from any such Territories or Dominions into any Island under the Dominion of His Majesty in the *West Indies* (in which Description the *Bahama* Islands and the *Bermudas* or *Somer* Islands are included) in *British*-built Ships or Vessels, shall be, and the same is hereby

in part repealed.

Importation of
Goods of *Portu-
gal* in *South
America*, into
the *West Indies*.

repealed.
VI. And be it further enacted, That, from and after the passing of this Act, it shall be lawful for any Person or Persons to import or bring into any of the said *West India* Islands any of the said Goods in *British*-built Ships or Vessels, owned, navigated and registered according to Law, and in no other Ships or Vessels whatever, such Goods being of the Growth or Production of some of the Territories or Dominions belonging to the Crown of *Portugal* in *South America*, and imported into the said Islands directly from the said Territories or Dominions; the said recited Act or any other Act or Acts to the contrary notwithstanding.

20th Art.
Treaty.

VII. And whereas by the Twentieth Article of the said Treaty, it is stipulated, that all Articles the Growth and Produce of *Brazil* and all other Parts of the *Portuguese* Dominions, may be received and warehoused in all the Ports of His Majesty's Dominions which shall be by Law appointed to be warehousing Ports
for

' for those Articles ;' Be it therefore enacted, That Sugar, Coffee, Cotton, Wool, the Growth or Produce of any of the Territories or Dominions of the Crown of *Portugal*, or any other Goods the Growth or Produce of the said Territories or Dominions which are enumerated or described in the Table marked (A.) annexed to an Act passed in the Forty third Year of the Reign of His present Majesty, intituled *An Act for permitting certain Goods imported into this Kingdom to be secured in Warehouses without Payment of Duty*, and which shall be legally imported according to the Provisions of this Act directly from the said Territories or Dominions, shall and may be secured in the Warehouses belonging to the *West India Dock Company*, or in the Warehouses belonging to the *London Dock Company* in the Port of *London*, or in such Warehouses at any of the other Ports of this Kingdom, as shall have been or shall be approved for the Reception of Goods of the like Denomination or Description when legally imported from the *West Indies*, without the Duties due on the Importation thereof being first paid, Application being made for that Purpose in the usual and accustomed manner to the Commissioners of His Majesty's Customs in *England, Scotland and Ireland* respectively by the Owners, Proprietors or Consignees of such Goods ; and all such Goods so secured in any of the said Warehouses respectively shall have the same Benefits, and shall be subject and liable to the same Rules, Regulations, Conditions, Securities and Restrictions, Penalties and Forfeitures to which Goods of the like Denomination or Description when so imported and warehoused are now subject and liable by any Act or Acts of Parliament in force at the time of passing this Act.

Goods of Portugal described in Table (A.) of 43 G. 3. c. 132. may be secured in Warehouses before Payment of Duty.

VIII. And be it further enacted, That all Goods, Wares or Merchandize so imported into this Kingdom from any of the Territories or Dominions of the Crown of *Portugal*, shall, upon the Exportation thereof from this Kingdom, be entitled to the same Drawbacks as are allowed by Law upon the Exportation of Goods, Wares and Merchandize of the like Denomination or Description when exported from this Kingdom ; and that there shall be allowed and paid the same Drawbacks and Bounties on Goods, Wares and Merchandize exported from this Kingdom to the said Territories or Dominions, as are allowed by Law upon the Exportation of Goods, Wares and Merchandize of the like Denomination or Description to any of the Islands, Plantations or Colonies belonging to the Crown of *Great Britain in America*.

Goods so imported entitled to Drawback on Exportation.

IX. And be it further enacted, That no higher or greater Duties or Imposts under the Denomination of Port Charges, Tonnage and Anchorage Duties, shall be paid or demanded on Behalf of His Majesty, his Heirs or Successors, in any of the Ports of the United Kingdom, for Ships or Vessels owned by the Subjects of the Crown of *Portugal*, than are by Law due and payable for Ships and Vessels owned by His Majesty's Subjects ; any Law, Custom or Usage to the contrary thereof notwithstanding : Provided always, that nothing in this Act shall extend, or be construed to extend, to repeal or in any wise alter the Duties of Package, Scavage, Balliage or Portage, or any other Duties payable to the Mayor and Commonalty and Citizens of the City of *London*, or to the Lord Mayor of the said City for the time being, or to any other City or Town Corporate within this Kingdom, or to any Subject or Subjects of His Majesty, or to repeal,

Charges for Portuguese Vessels as for British.

Privilege for the Rights of the City of London, &c.

or in any wise alter any special Privilege or Exemption to which any Person or Persons, Bodies Politic or Corporate, is or are now entitled by Law, but the same shall be continued as heretofore.

Bonds for Payment of Difference between High and Low Duty vacated.

X. And be it further enacted, That all Bonds to His Majesty from the Importer or Importers, Proprietor or Proprietors, Consignee or Consignees of any Goods, Wares or Merchandize, the Growth, Production or Manufacture of any of the Territories or Dominions of the Crown of *Portugal*, entered into since the Ratification of the said Treaty of Amity, Commerce and Navigation, for Payment of the Difference between the High Duty on any such Goods, Wares or Merchandize, and the Low Duty chargeable thereon, shall, from and after the passing of this Act, be vacated and discharged, and no further Duty shall be demanded or paid upon the Articles for which any such Bond may have been given to His Majesty.

48 G. 3. c. 11.

XI. And be it further enacted, That Two Acts passed in the Forty eighth Year of the Reign of His present Majesty, one, *An Act for permitting the Importation of Goods from the Portuguese Territories on the Continent of South America in Portuguese Ships*; and the other, *An Act to regulate the Trade between Great Britain and the Portuguese Territories on the Continent of South America*; shall be and the same are hereby repealed.

48 G. 3. c. 109.
repealed.

Continuance, &c.

XII. And be it further enacted, That this Act shall be in force during the Continuance of the said Treaty with His Royal Highness the Prince Regent of *Portugal*; and shall and may, if necessary, be altered and varied during the present Session of Parliament.

C A P. XLVIII.

An Act to permit Rum and other Spirits, the Produce of the *British Colonies* in the *West Indies*, to be imported into *Lower Canada* from *Nova Scotia* and *New Brunswick*, and the Islands of *Cape Breton*, *Prince Edward* and *Newfoundland*.

[31st May 1811.]

‘ WHEREAS it is expedient under certain Regulations to
 ‘ permit Rum and other Spirits, the Produce or Manufacture
 ‘ of His Majesty’s Sugar Colonies in the *West Indies* to be imported
 ‘ into *Lower Canada*, from any of the Provinces of *Nova Scotia* and
 ‘ *New Brunswick*, the Island of *Cape Breton*, *Prince Edward’s*
 ‘ Island, and the Island of *Newfoundland*, on Payment of the same
 ‘ Rate of Duty as if the same had been imported directly from any
 ‘ of His Majesty’s said Sugar Colonies in the *West Indies*;’ Be it
 therefore enacted by the King’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 passing of this Act,
 any Rum or other Spirits, being the Produce or Manufacture of any
 of His Majesty’s Sugar Colonies in the *West Indies*, legally and
 directly imported into any or either of the said Provinces or Islands
 in *North America*, from the said Sugar Colonies, or from the Island
 of *Bermuda*, may be exported from any or either of the said Pro-
 vinces or Islands to the Province of *Lower Canada*, and landed and
 admitted to an Entry upon the Payment of the same Rate of Duty as
 if

Importation of
Rum into Ca-
nada.

if the same had been imported directly from any of His Majesty's Sugar Colonies.

II. And, to prevent the Importation of Foreign Rum and Spirits into *Lower Canada*, under Pretence that the same are the Produce or Manufacture of His Majesty's Sugar Colonies, be it enacted, That every Person or Persons loading on board any Ship or Vessel in any of the said Provinces of *Nova Scotia*, *New Brunswick*, the Island of *Cape Breton*, or *Prince Edward's Island*, or the Island of *Newfoundland*, any Rum or Spirits as of the Growth, Produce or Manufacture of any of His Majesty's Sugar Colonies, in order to be exported from thence to *Lower Canada*, shall, before the clearing out of the said Ship or Vessel, produce and deliver to the Collector or other Principal Officer of the Customs at the Loading Port, his or their Affidavit, or that of his or their Agent or Factor, signed and sworn to before some Justice of the Peace in the Province or Island where the same shall be shipped, expressing in Words at Length and not in Figures, the Number and Content or Contents of the Casks or other Packages containing the Rum or other Spirits; also from what Colony or Plantation the same were imported, by whom, and the time when such Importation took place, which Affidavit shall be attested by the Hand of the said Justice of the Peace to have been sworn to in his Presence, who is hereby required to do the same without Fee or Reward; and the Collector or other Principal Officer of the Customs to whom such Affidavit shall be delivered shall thereupon grant to the Master or other Person having the Charge or Command of the Ship or Vessel in which the same shall be laden, a Certificate under his Hand and Seal of Office (without Fee or Reward), of his having received such Affidavit pursuant to the Directions of this Act, and that it thereby appeared that such Rum or other Spirits was or were legally imported into the said Province or Island, as the case may be, as of the Produce or Manufacture of His Majesty's Sugar Colonies, and such Certificate shall express the Number and Content or Contents of the Casks or other Packages containing the Rum or other Spirits so shipped on board such Ship or Vessel.

III. And be it further enacted, That upon the Arrival of such Ship or Vessel at the Port of her Discharge in the Province of *Lower Canada*, the Master or other Person having the Charge or Command of the said Ship or Vessel, shall, at the time of making the Report of his Cargo, deliver the said Certificate to the Collector or other Principal Officer of the Customs of such Port, and make Oath before him, which Oath such Officer is hereby authorized and required to administer, that the Rum or other Spirits so reported, are the same that are mentioned and referred to in the said Certificate; and if any Rum or other Spirits shall be imported or found on board any such Ship or Vessel for which no such Certificate shall be produced, or which shall not agree therewith, the same shall be deemed and taken to be foreign Rum and Spirits, and shall be subject and liable to the same Duties, Restrictions, Regulations, Penalties and Forfeitures in all respects as Rum or other Spirits of the Produce or Manufacture of any foreign Colony or Plantation is or are subject and liable to by Law.

Certificate of Affidavit made to certain Particulars delivered to Collector of Customs, &c.

C A P. XLIX.

An Act for raising the Sum of Twelve Millions by way of Annuities. [31st May 1811.]

C A P. L.

An Act to allow a greater Number of Sheep to be carried from England to the *Isle of Man*, than are now permitted by Law. [31st May 1811.]

38 G. 3. c. 63.
§ 9.

Commissioners
of Customs
may grant Li-
cence for Ex-
portation of 300
Sheep Yearly.

28 G. 3. c. 38.

WHEREAS it has been found by Experience that the limited Number of live Sheep allowed by an Act passed in the Thirty eighth Year of His present Majesty's Reign, intituled, *An Act for the further Encouragement of the Trade and Manufactures of the Isle of Man; for improving the Revenue thereof; and for the more effectual Prevention of Smuggling to and from the said Island*, to be exported from England to the *Isle of Man*, under Licence from the Commissioners of the Customs, is not sufficient for the Use of the said Isle; Be it enacted by the King'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 passing of this Act, it shall and may be lawful for the Commissioners of His Majesty's Customs in England, or any Three of them, to grant Licence in the manner in the said recited Act prescribed, to remain in force for One Month from the Date thereof, for the Exportation from the Port of *Liverpool*, or the Port of *Whitehaven*, into the Port of *Douglas* or *Ramsay* in the *Isle of Man*, any Number of live Sheep, not exceeding Three hundred in the whole, from the said Ports of *Liverpool* and *Whitehaven* in any One Year; which Exportation shall in every respect be subject and liable to the Provisions and Regulations of the said Act, and also of the Act passed in the Twenty eighth Year of His present Majesty's Reign, intituled, *An Act to explain, amend and reduce into One Act of Parliament, several Laws now in being for preventing the Exportation of live Sheep, Rams and Lambs, Wool, Woolfels, Mortlings, Shortlings, Yarn and Worsted Cruels, Coverlids, Waddings and other Manufactures or pretended Manufactures made of Wool slightly wrought up or otherwise put together, so as the same may be reduced to and made use of as Wool again, Mattraffes or Beds stuffed with Combed Wool, or Wool fit for combing, Fullers Earth, Fulling Clay and Tobacco Pipe Clay, from this Kingdom, and from the Isles of Jersey, Guernsey, Alderney, Sark and Man, into foreign Parts; and for rendering more effectual an Act passed in the Twenty third Year of the Reign of King Henry the Eighth, intituled, An Act for the Winding of Wool.*

C A P. LI.

An Act for abolishing the Duties of the Prizage and Butlerage of Wines in Ireland. [31st May 1811.]

50 G. 3. c. 101.

WHEREAS an Act was passed in the last Session of Parliament, intituled, *An Act for confirming an Agreement for the Purchase of the Prizage and Butlerage of Wines in Ireland*; entered into by the Commissioners of His Majesty's Treasury in Ireland,

‘ and the Right Honourable *Walter* Earl of *Ormonde* and *Offory*,
 ‘ and his Trustees, in pursuance of an Act made in the Forty sixth
 ‘ Year of His present Majesty’s Reign: And whereas, under and by
 ‘ virtue of the said Act and of the Provisions thereof, the said Duty
 ‘ of Prizage and Butlerage of Wines in *Ireland*, hath become and
 ‘ now is fully and absolutely vested in His Majesty, his Heirs and
 ‘ Successors, and it is expedient that the same should be abolished;’
 Be it therefore enacted by the King’s Most Excellent Majesty, by
 and with the Advice and Consent of the Lords Spiritual and Tem-
 poral, and Commons, in this present Parliament assembled, and by the
 Authority of the same, That, from and after One Calendar Month
 from the passing of this Act, the said Duty of Prizage and Butlerage
 of Wines brought into all or any Port, Haven, Creek, River or other
 Place in *Ireland*, and all Compositions, Duties and other Payments
 in lieu or on account of such Prizage and Butlerage of Wines in
Ireland, or in any Part thereof, shall cease, determine and be no
 longer payable; any Law, Usage, Custom, Contract or other Matter
 to the contrary in any wise notwithstanding.

46 G. 3. c. 94.

Duty of Prizage
and Butlerage
of Wines in Ire-
land to cease.

II. Provided nevertheless, and be it enacted, That nothing in this
 Act contained shall extend, or be in any wise deemed, taken or con-
 strued to extend, to prevent the receiving or levying all and every such
 Duty which shall have become due at any time prior to the said
 Period of One Calendar Month from the passing of this Act; but
 that as to all such Duties as shall so become due, it shall and may be
 lawful to receive and apply the same, and in case of Nonpayment
 thereof to raise, levy and enforce the Payment thereof, and to use all
 such and the same Remedies and Proceedings for that Purpose in the
 same manner and in all respects as if this Act had not passed.

Duties incurred
recovered.

C A P. LX.

An Act for explaining and amending an Act passed in the last
 Session of Parliament, for consolidating the Duties of Customs
 for the *Ile of Man*, and for placing the same under the
 Management of the Commissioners of Customs in *England*.

[31st Mar] 1811.]

‘ WHEREAS by an Act, passed in the Fiftieth Year of the
 ‘ Reign of His present Majesty, intituled, *An Act for con-*
 ‘ *solidating the Duties of Customs for the Isle of Man, and for placing*
 ‘ *the same under the Management of the Commissioners of Customs in*
 ‘ *England*, all Sums of Money received under the Authority of
 ‘ that Act, the necessary Charges of raising and accounting for the
 ‘ same excepted, are required to be remitted to the Receiver Ge-
 ‘ neral and Cashier of the Customs in *England*, to be paid into the
 ‘ Receipt of His Majesty’s Exchequer, and such Part thereof as shall
 ‘ remain after the necessary Expences attending the Government of
 ‘ the said *Ile of Man*, and the Administration of Justice there, and
 ‘ all other Charges are from time to time defrayed, are directed to go
 ‘ to and make Part of the Consolidated Fund of *Great Britain*; And
 ‘ whereas great Inconvenience and Delay will attend this Mode
 ‘ of obtaining the requisite Sums of Money for defraying the said
 ‘ Expences and Charges;’ in Remedy thereof, Be it enacted by the
 King’s Most Excellent Majesty, by and with the Advice and Con-
 sent of the Lords Spiritual and Temporal, and Commons, in this

50 G. 2. c. 49,
§ 9.

Collectors of
Customs to re-
tain Money for
defraying Ex-
pences attend-
ing Government,
&c. of Isle of
Man, and remit
Residue to Re-
ceiver General.

Carried to Con-
solidated Fund.

50 G. 3. c. 42.
Sch. A.

Duty of 15l.
under recited
Act charged.

present Parliament assembled, and by the Authority of the same, That any of the Collectors of the Customs in the *Isle of Man* appointed to receive the Duties imposed by the said recited Act shall, and he and they is and are hereby authorized and required, agreeably to such Directions as shall from time to time be given for that Purpose by the Commissioners of His Majesty's Customs in *England*, or any Four or more of them, to retain such Sum or Sums of Money in his or their Hands as may be sufficient to defray the necessary Expences attending the Government of the said *Isle of Man*, and the Administration of Justice there, and other Charges incurred in the said *Isle*, which have heretofore been or may hereafter be deemed fit and proper Charges to be deducted from and paid out of the Duties of Customs collected in the said *Isle of Man*, and also for the Purpose of defraying any Bounties that may be due by Law upon Herrings caught by the Inhabitants of the said *Isle of Man*, and upon the Amount of the said Expences, Charges and Bounties, being ascertained, the said Commissioners of His Majesty's Customs in *England*, or any Four or more of them, are hereby authorized to direct the same to be paid out of the said Monies so retained to such Person or Persons as may be entitled to receive the same; and the Residue of the said Monies arising from Duties of Customs in the Hands of the said Collectors, after paying such Expences, Charges and Bounties, shall be remitted to the Receiver General of the Customs in *England*, to be paid into the Receipt of His Majesty's Exchequer for the Purpose of being carried to the Consolidated Fund of *Great Britain*; any thing in the said recited Act of the Fiftieth Year of the Reign of His said Majesty, or any other Act or Acts to the contrary thereof notwithstanding.

‘ II. And whereas in the Schedule marked (A.) annexed to the said recited Act, Goods, Wares and Merchandizes, not therein before charged with Duty, imported from any Port or Place from whence such Goods may lawfully be imported into the *Isle of Man*, are charged with a Duty of Fifteen Pounds, and which said Fifteen Pounds was intended to be imposed for every One hundred Pounds of the Value thereof, but the Words for every One hundred Pounds of the Value thereof are omitted;’ Be it enacted, That the said Duty of Fifteen Pounds shall be deemed to have been chargeable and shall be charged upon every One hundred Pounds of the Value of Goods, Wares and Merchandizes, not thereinbefore charged with Duty, being imported from any Port or Place from whence such Goods may lawfully be imported into the said *Isle of Man*; which shall have been so imported since the Fifth Day of *July* One thousand eight hundred and ten, or shall hereafter be so imported, notwithstanding the Words for every One hundred Pounds of the Value thereof were omitted in the said Schedule.

C A P. LIII.

An Act for raising the Sum of Six Millions, by Exchequer Bills, for the Service of *Great Britain*, for the Year One thousand eight hundred and eleven. [31st May 1811.]

“ TREASURY empowered to raise 6,000,000l. by Exchequer Bills, in manner prescribed by 48 G. 3. c. 1.—§ 1, 2. Treasury to apply the Money raised. § 3. Principal of said Bills charged on
“ first

“ first Supplies of next Session. § 4. Interest thereon of 3 $\frac{1}{4}$ d. per
 “ Cent. per Diem. § 5. Said Bills to be current at the Exchequer
 “ after April 5, 1812.—§ 6. Bank of England empowered to
 “ advance 6,000,000l. on the Credit of this Act, notwithstanding
 “ 5 & 6 W. & M. c. 20.—§ 7.

C A P. LIV.

An Act for raising the Sum of One million five hundred thousand Pounds, by Exchequer Bills, for the Service of *Great Britain*, for the Year One thousand eight hundred and eleven.

[31st May 1811.]

[On the like Terms as under c. 53. ante.]

C A P. LV.

An Act for abolishing the Superannuation Fund in the Department of the Customs, and for transferring the same to the Head of Consolidated Customs, and for authorising the Payment of all retired Allowances on that Department out of Consolidated Customs.

[10th June 1811.]

WHEREAS a Fund has long been established under the Management of the Commissioners of His Majesty's Customs in *England*, for the Benefit of aged and infirm or disabled Officers, called the *Superannuation Fund*, which has been partly supported by the Contributions of the Officers of the said Revenue, and partly by the Application of the Fees paid in respect of Offices in the Customs vacant or abolished to that Purpose; And whereas the granting and paying Allowances or Compensations in the nature of Superannuation or retired Allowance, or Reward to Persons in respect of their having held any Public Office or Employment, or been engaged in any Public Service, is regulated and controlled by an Act of the last Session of Parliament, intituled, *An Act to direct that Accounts of Increase and Diminution of Public Salaries, Pensions and Allowances, shall be annually laid before Parliament, and to regulate and controul the granting and paying of such Salaries, Pensions and Allowances*; and it being expedient that the said Fund should be abolished, and that the Monies constituting the same whether invested in the Public Funds, or remaining in the Hands of any Person whomsoever as Monies received on account of Fees and Emoluments of Offices in the Customs vacant and abolished, or from Contributions to the said Fund, should be carried to the Account of Consolidated Customs, and be paid into the Receipt of the Exchequer under that Head, and that all Payments, Pensions and Superannuation, or retired Allowances, to Persons in respect of their having held any Office or Employment in the Customs, should in future be paid out of Consolidated Customs, and be charged to the Account of Incidents of that Department; Be it therefore enacted by the King'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 Fifth Day of *January* One thousand eight hundred and twelve, no Contribution or Subscription shall be taken

50 G. 3. c. 117.

Superannuation
Fund abolished.

Money paid over to Receiver General of Customs, who shall pay it into Exchequer, &c.

or received from any Officer or Person in the Service of His Majesty's Customs, on account or towards the Support of the said Fund; and that, from and after the said Fifth Day of *January* One thousand eight hundred and twelve, the said Fund shall be abolished, and that all Monies that have been received either as Contributions to the said Fund, or as Fees or Emoluments of Offices in the Customs abolished and vacant, and which Monies have been either vested in the Purchase of Stock standing in the Books of the Bank of *England*, in the Names of *Richard Frewin, William Roe* and *Francis Fownes Luttrell*, Esquires, Trustees of the said Fund, or in the Names of *Richard Frewin, William Roe* and *Augustus Peobell*, Esquires, or remain in the Hands of any Persons or Person whatever, shall be paid over to the Receiver General of His Majesty's Customs in *England*, and by him paid into the Receipt of the Exchequer under the Head of Consolidated Customs, for which Purpose the said Trustees are hereby authorized and required to sell the said Stock, and that all Monies that shall or may have been received or may hereafter be received by any Person or Persons whatever, as such Contributions and as Fees or Emoluments of Offices in the Customs abolished and vacant, and which shall remain in the Hands or may come into the Hands of any such Person or Persons, shall be paid to the Receiver General of His Majesty's Customs in *England*, and by him paid into the Receipt of the Exchequer under the Head of Consolidated Customs; and that all Payments, Pensions and Superannuations, or retired Allowances to Persons, in respect of their having held any Office or Offices, or Employment or Employments in the Customs, heretofore paid out of the said Fund, or charged on the King's Share of Seizures, shall be paid out of Consolidated Customs, and be charged to the Account of the Incidents of the Customs; any Law, Custom or Usage to the contrary notwithstanding.

Pensions and Allowances paid in future out of Consolidated Customs.

Act may be repealed, &c.

II. And be it further enacted, That this Act may be varied, altered or repealed by any Act or Acts to be made in this present Session of Parliament.

C A P. LVI.

An Act to grant additional Duties of Excise on Tobacco manufactured in *Ireland*. [10th June 1811.]

Most Gracious Sovereign,

WE Your Majesty's most dutiful and loyal Subjects, the Commons of *Great Britain* and *Ireland*, in Parliament assembled, towards raising the necessary Supplies to defray Your Majesty's public Expences in *Ireland*, have freely and voluntarily resolved to give and grant unto Your Majesty the Duties of Excise hereinafter mentioned, and do most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King'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 there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, for and upon every Pound Weight of Tobacco which, at any time from and after the First Day of *June* One thousand eight hundred and eleven, shall be manufactured in *Ireland* in any manner, to be charged on the Person manufacturing the same or taking any Part thereof

Additional Duty on Tobacco manufactured in *Ire.* and.

thereof out of the original Package, for the whole Quantity contained in such Package (as expressed in the Permit by virtue of which the Package was conveyed to the Manufacturer) at the time when the same shall be opened, an Excise Duty of Eight Pence *British* Currency, in addition to all other Duties of Customs or Excise now payable on any such Tobacco, under or by virtue of any Act or Acts in force in *Ireland*.

II. And be it further enacted, That the said Inland or Excise Duty on Tobacco imposed by this Act shall be payable on all Tobacco not taken out of the original Package which shall be in the Hands of any Manufacturer or Manufacturers or other Person or Persons in *Ireland* at any time on or after the said First Day of *June* One thousand eight hundred and eleven, and shall be a Charge on such Manufacturer or Manufacturers, or on the Person or Persons taking such Tobacco out of the original Package, at the time when such Tobacco or any Part thereof shall be so taken out; and the Surveyors, Gaugers or other Officers of the Revenue, shall, within Ten Days after the passing of this Act, make Return or Reports in Writing to the Collectors in their respective Districts of such Duty as shall have then become due and payable by virtue of this Act, and of the Persons chargeable therewith in such District respectively; and that such Returns or Reports shall be a Charge on all such Persons, and shall be paid by such Persons to the Collector of the District within Seven Days after any such Return or Report, or in Default thereof all such Tobacco shall be forfeited and seized; and every Manufacturer or Person who shall make Default therein shall, for every such Default, forfeit the Sum of Fifty Pounds, and also One Shilling for every Pound Weight of Tobacco contained in such original Package.

Duty payable on Tobacco not taken out of original Package.

Returns of such Tobacco made and Duty paid.

Penalty.

III. And be it further enacted, That all Monies arising from the Duties by this Act granted, the necessary Charges of collecting and paying the same being deducted, shall be carried to and made Part of the Consolidated Fund of *Ireland*.

Duty carried to Consolidated Fund of Ireland.

IV. And be it further enacted, That the several Duties by this Act granted and made payable, and all Penalties and Forfeitures under this Act, shall be raised, levied, collected, paid, sued for, recovered and applied in such manner, and under such Powers and Authorities, and by such ways and methods, and according to such Rules and Directions, and under such Penalties and Forfeitures, as are appointed, directed and expressed for the raising, collecting, paying, levying, allowing and managing any Duties, or for the Recovery of any Penalties or Forfeitures, in and by an Act made in *Ireland* in the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, intituled, *An Act for settling the Excise or new Impost upon His Majesty, his Heirs or Successors, according to the Book of Rates therein inserted*; or in and by an Act made in the Forty sixth Year of His present Majesty's Reign, intituled, *An Act to provide for the better Execution of the several Acts relating to the Revenues, Matters and Things under the Management of the Commissioners of Customs and Port Duties, and of the Commissioners of Inland Excise and Taxes* in *Ireland*; or in or by any other Act or Acts in force in *Ireland*, relating to the Revenue of Customs and Excise, or either of them, as fully and effectually to all Intents and Purposes

Duties and Penalties how levied, &c.

14 & 15 Car. 2. (L) Sett. 4. c. 11.

46 G. 3. c. 106.

as if the same were herein expressed and enacted, with the like Remedy of Appeal to and for the Party or Parties aggrieved, as is and by the said recited Act made in the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, or any other Act or Acts as aforesaid provided.

Act may be repealed, &c.

V. And be it further enacted, That this Act may be altered, amended or repealed, by any Act or Acts to be made in this present Session of Parliament.

C A P. LVII.

An Act to amend an Act made in the Forty seventh Year of His present Majesty's Reign, for encouraging the Export of Salted Beef and Pork from *Ireland*. [10th June 1811.]

47 G. 3. Sess. 2.
c. 10. § 1.

WHEREAS by an Act made in the Forty seventh Year of His present Majesty's Reign, intituled, *An Act for encouraging the Export of Salted Beef and Pork from Ireland*, it is enacted, that no Duty whatever shall be paid or payable on the Export from *Ireland* to any Place whatever of any salted Beef or Pork salted in *Ireland*, but that all Beef and Pork salted in *Ireland* shall and may be exported free to any Place whatever, and without Payment of any Custom, Subsidy or Duty whatsoever; and that upon the Exportation from *Ireland* to any Place except *Great Britain*, of any Beef or Pork salted in *Ireland*, there shall be paid and allowed to the Exporters of such Beef or Pork an Allowance or Bounty in the Nature of a Drawback for and in respect of the Duties charged upon the Salt used in salting of such Beef or Pork, after the Rate of Ten Pence for each and every One hundred Pounds Weight thereof; and it is expedient that the Provisions of the said Act should extend to Tongues, Hams and Bacon salted in *Ireland*; Be it therefore enacted by the King'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 Expiration of Ten Days after the passing of this Act, all the Clauses, Provisions, Rules and Regulations in the said recited Act contained, shall extend and be construed to extend to all Tongues, Hams and Bacon salted in *Ireland*, and exported from thence, and that such Tongues, Hams and Bacon shall and may be exported free to any Place whatever; and that on the Exportation of any such Tongues, Hams or Bacon from *Ireland*, to any Place except *Great Britain*, such and the like Amount of Allowance or Bounty in the Nature of Drawback, shall be paid and allowed to the Exporter thereof, and in like manner and under the like Rules, Regulations and Provisions, as by the said recited Act is provided with respect to Beef and Pork salted in *Ireland*, and as if Tongues, Hams and Bacon had been mentioned in the said recited Act.

extended to
Tongues, Hams
and Bacon salted
in *Ireland*, &c.

§ 2.

C A P. LVIII.

An Act to allow the free Importation between *Great Britain* and *Ireland* of Home-made Chocolate; to prohibit the Importation of Foreign Chocolate into *Ireland* so long as the same

fame shall be prohibited in *Great Britain*; and to grant certain Duties on Cocoa Nuts imported into *Ireland*.

[10th June 1811.]

WHEREAS a Duty of Two Shillings is imposed by Law in *Great Britain*, for every Pound Weight Avoirdupois of *Irish* Cocoa, Cocoa Paste or Chocolate imported into *Great Britain*, and an equivalent Drawback of Two Shillings is allowed on Chocolate of the Manufacture of *Great Britain* exported to *Ireland*, but no Duty or Drawback whatever is imposed or allowed in *Ireland* on the Importation of Chocolate of the Manufacture of *Great Britain*, or on the Exportation to *Great Britain* of Chocolate of the Manufacture of *Ireland*: And whereas by the Laws in force in *Great Britain* the Importation of Chocolate from foreign Parts is prohibited in *Great Britain*: And whereas it is desirable to allow a free Intercourse between *Great Britain* and *Ireland* of Chocolate made in either Country, without Duty or Drawback on the Import and Export thereof from the one Country to the other, and to prohibit the Import of Chocolate into *Ireland* from foreign Parts beyond the Sea, and that the Duties on Cocoa Nuts imported into *Ireland* should be assimilated to those in *Great Britain*; Be it therefore enacted by the King'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 passing of this Act, all Duties imposed and payable by virtue of any Act or Acts in force at the time of the passing of this Act upon Chocolate of the Manufacture of *Ireland*, or upon *Irish* Cocoa, Cocoa Paste, or Chocolate imported into *Great Britain*, and all Drawbacks payable or allowable by virtue of any such Act or Acts on Chocolate of the Manufacture of *Great Britain* exported to *Ireland*, shall cease and determine and be no longer paid or payable or allowed or allowable respectively; any thing in any Act or Acts to the contrary notwithstanding.

Duties and Drawbacks on Chocolate of Home Manufacture, Ac. to cease.

II. And whereas Chocolate not being of the Manufacture of *Ireland* is prohibited by Law from being imported into *Great Britain*; Be it further enacted, That, from and after the passing of this Act, and during such time as the Importation of foreign Chocolate shall be prohibited in *Great Britain*, it shall not be lawful for any Person or Persons to import into *Ireland* any Chocolate whatever, except of the Manufacture of *Great Britain*; and that if any Person shall import or bring into any Part of *Ireland* any Chocolate not being of the Manufacture of *Great Britain*, all such Chocolate shall be forfeited and may be seized; any Act or Acts in force at the time of the passing of this Act to the contrary notwithstanding.

None but Chocolate of British Manufacture to be imported into *Ireland*.

III. And be it further enacted, That, from and after the passing of this Act, there shall be raised, levied, collected and paid unto and to the Use of His Majesty, his Heirs and Successors, for, upon and in respect of every Pound Weight Avoirdupois of Cocoa Nuts imported into *Ireland*, the several and respective Sums and Duties of Customs following; that is to say,

Duties on Importation of Cocoa Nuts into *Ireland*.

Of Cocoa Nuts of the Growth or Produce of any *British* Colony or Plantation in *America*, imported into *Ireland*, the Sum of Two Shillings and Two Pence *British* Currency;

Duties.

Of Cocoa Nuts imported into *Great Britain* by the United Company of Merchants of *England* trading to the *East Indies*, and imported into *Ireland* according to Law, the Sum of Two Shillings and Four Pence *British* Currency :

Of all other Cocoa Nuts imported into *Ireland*, the Sum of Three Shillings and Four Pence *British* Currency :

And so in Proportion for any greater or less Quantity :

Which Duties shall be in lieu and full Satisfaction of all Duties payable in *Ireland* upon the Importation of Cocoa Nuts under any Act or Acts of Parliament in force in *Ireland* immediately before the passing of this Act ; and that, from and after the passing of this Act, upon the Exportation of Cocoa Nuts from *Ireland* a Drawback after the Rate of Two Shillings and Two Pence for every Pound Weight Avoirdupois thereof shall be paid and allowed, in like manner and under such Rules and Regulations as Drawbacks are payable in other cases ; and that upon the Exportation from *Ireland* (except to *Great Britain*) of any Chocolate made in *Ireland* of Cocoa Nuts which shall have been imported into *Ireland*, and for which the above Duties shall have been paid, and which shall be duly exported as Merchandize to foreign Parts, there shall be paid and allowed a Bounty, in the nature of a Drawback, of Two Shillings *British* Currency for every Pound Weight Avoirdupois of any such Chocolate.

Drawbacks.

Duties and Drawbacks and Forfeitures how levied and paid.

IV. And be it further enacted, That the several Rates and Duties and Drawbacks hereby granted and allowed, and all Forfeitures by this Act imposed, shall be raised, levied, collected and paid, allowed and applied, and be recovered and recoverable in the same manner and under such Powers and Authorities, and by such ways and methods, and under such Rules and Directions as are appointed, directed and expressed for the raising, collecting, levying, paying, allowing and applying or recovering of Duties and Drawbacks payable on Goods, Wares and Merchandizes imported into and exported from *Ireland* respectively, and of all Forfeitures in respect thereof in and by any Act or Acts in force in *Ireland* relating to the Revenue of Customs and Excise, or either of them, as fully and effectually to all Intents and Purposes as if the said Powers and Authorities, Rules and Directions, Penalties and Forfeitures were herein expressed and enacted, with the like Remedy of Appeal to and from the Party or Parties aggrieved as in and by any such Act or Acts as aforesaid is given and provided.

C A P. LIX.

An Act for granting to His Majesty additional Duties of Excise on Wash and other Liquors used in the Distillation of Spirits ; and on foreign Spirits imported. [10th June 1811.]

Most Gracious Sovereign,

WE Your Majesty's most dutiful and loyal Subjects the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, towards raising the Supplies to defray Your Majesty's necessary Expences, have freely and voluntarily resolved to give and grant unto Your Majesty the several additional Rates and Duties of Excise hereinafter mentioned, and do therefore most humbly beseech Your Majesty that it may be enacted ; and be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent

lent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That there shall be raised, levied, collected and paid, to and to the Use of His Majesty, his Heirs and Successors, over and above all Duties already imposed for or in respect thereof by any Act or Acts of Parliament, the several additional Duties of Excise hereinafter mentioned; that is to say,

Duties on Wash
and Spirits.

For every Gallon of Wort or Wash brewed or made in *England*, for extracting Spirits for Home Consumption from any Malt, Corn, Grain or Tilts, or any Mixture with the same, which shall not be actually distilled into Spirits on or before the Tenth Day of *May* One thousand eight hundred and eleven, or brewed or made after that Day, an additional Duty of Four Pence Halfpenny: Duties.

For every Gallon *English* Wine Measure of Spirits of a Strength not exceeding that of One to Ten over Hydrometer Proof, made or distilled from Corn or Grain in *Scotland*, and brought from thence into *England*, an additional Duty of Two Shillings:

For every Gallon *English* Wine Measure of all such Spirits as last aforesaid, of a greater Strength than One to Ten over Hydrometer Proof, and not exceeding Three *per Centum*, over and above One to Ten over Hydrometer Proof, an additional Duty of Two Shillings; and also a further additional Duty, proportioned to the Degree of Strength in which such Spirits shall exceed the said Strength of One to Ten over Hydrometer Proof:

For every Gallon *English* Wine Measure of all Wort or Wash brewed or made in any Part or Place in *Scotland*, other than the Highland District, for extracting Spirits for Consumption in *Scotland*, from any Malt, Corn or Grain, which shall not be actually distilled into Spirits on or before the said Tenth Day of *May* One thousand eight hundred and eleven, or brewed or made after that Day, an additional Duty of Four Pence:

For every Gallon *English* Wine Measure of all Wort or Wash brewed or made in the Highland District of *Scotland*, from Barley, Beer or Bigg, the Growth of the said Highland District, or from Malt made from Oats or Barley, Beer or Bigg, the Growth of the said Highlands, for extracting Spirits for Consumption in the said District, which shall not be actually distilled into Spirits on or before the said Tenth Day of *May* One thousand eight hundred and eleven, or brewed or made after that Day, an additional Duty of Three Pence Halfpenny:

For every Gallon *English* Wine Measure of Spirits of a Strength not exceeding that of One to Ten over Hydrometer Proof, and so in Proportion for any higher Degree of Strength made or distilled from Corn or Grain in *England*, and imported or brought from thence into *Scotland*, an additional Countervailing Duty of Two Shillings and Three Pence Farthing:

For every Gallon *English* Wine Measure of Spirits, *Aqua Vitæ* or Strong Waters, which shall be distilled or made in *Ireland* and imported into *Great Britain*, at a Strength not exceeding One to Ten over Hydrometer Proof, an additional Countervailing Duty, of One Shilling and Eleven Pence Three Farthings:

For and upon all such Spirits as last aforesaid, above the Strength of One to Ten over Hydrometer Proof, a Duty in proportion to the last mentioned Duty; and for and upon all such of the said Spirits

as shall be sweetened or compounded a like Duty, computed upon the highest Degree of Strength at which such Spirits can be made :

For all Rum, Brandy, Spirits, *Aqua Vite* or Strong Waters (except Rum the Produce of the *British* Plantations) imported into *Great Britain*, and for which the Duties chargeable thereon shall not have been paid on the Tenth Day of *May* One thousand eight hundred and eleven, or imported after that Day, an additional Duty of Twelve Pounds Ten Shillings *per Centum* upon the Produce and Amount of the several Duties of Excise imposed for or in respect thereof by any Act or Acts of Parliament in force immediately before the passing of this Act.

Proviso for Wash made under Regulations of 28 G. 3. c. 46. and 45 G. 3. c. 100; and for Spirits secured in Warehouses under 43 G. 3. c. 132.

II. Provided always nevertheless, and be it further enacted, That no Wort or Wash which shall be brewed or made in that Part of *Great Britain* called *England*, under and according to the Rules, Regulations and Provisions of Two Acts, the one thereof made in the Twenty eighth, and the other thereof made in the Forty fifth Year of the Reign of His present Majesty, for extracting Low Wines or Spirits for Exportation from thence to that Part of *Great Britain* called *Scotland*, or which shall be brewed or made in that Part of *Great Britain* called *Scotland*, under and according to the Rules, Regulations and Provisions of the said last mentioned Acts for extracting Low Wines or Spirits for Exportation from thence to *England*, shall be charged or chargeable with any Duty or Duties by this Act imposed; nor shall any Rum, Brandy, Spirits, *Aqua Vite* or Strong Waters imported into *Great Britain*, and lodged and secured under the joint Locks of the Crown and the Merchant, in any Warehouse or Warehouses under the Rules, Regulations and Restrictions required and provided by an Act made in the Forty third Year of His present Majesty, intituled, *An Act for permitting certain Goods imported into Great Britain, to be secured in Warehouse without Payment of Duty*, and which shall be taken out for Exportation according to the Rules, Regulations and Restrictions of the said last mentioned Act, without Payment of Duty, be charged or chargeable with any Duty or Duties by this Act imposed; any thing hereinbefore contained to the contrary in any wise notwithstanding.

Contents of Stills allowed in England in Distillation.

Penalty. Excemption.

III. And be it further enacted, That, during the Continuance of this Act, no Person or Persons shall, in that Part of *Great Britain* called *England*, make use of any Still of less Capacity or Content than Three thousand Gallons for the Extraction or Distillation of Low Wines or Spirits from Wort or Wash brewed or made from Malt, Corn or Grain, or from Melasses or Sugar, on Pain of Forfeiture for every such Offence the Sum of Two hundred Pounds: Provided always nevertheless, that no Person or Persons shall be subject or liable to the said Penalty of Two hundred Pounds, for or by reason of his, her or their making or distilling Spirits in any Still of a Capacity or Content less than Three thousand Gallons, and which he, she or they shall, within Three Years immediately preceding the passing of this Act, have had in his, her or their entered Distillery, and which last mentioned Still shall have been by him, her or them, within such Three Years, used, employed and duly entered for the Distillation of Spirits from Sugar; any thing hereinbefore contained to the contrary in any wise notwithstanding.

Stills presumed to be kept regularly at Work

IV. And be it further enacted, That every Wash Still after the working thereof shall be commenced and been begun for or in the
Extraction

Extraction or Distillation of Low Wines or Spirits from Wort or Wash brewed or made from Malt, Corn or Grain, or from Melasses or Sugar, shall be presumed to be kept regularly in work for and in the Extraction and Distillation of Spirits, either from such Worts or Wash brewed or made from Malt, Corn or Grain, or from Melasses or Sugar, as the case may require, for the Space of Three Calendar Months successively at the least, to be computed from the Day of the actual Commencement of such Working thereof; and no Person or Persons who shall have begun to work any Wash Still for or in the Extraction or Distillation of Low Wines or Spirits, either from Wort or Wash, brewed or made from Malt, Corn or Grain, or from Wort or Wash, brewed or made from Melasses or Sugar, shall be at Liberty to discontinue or withdraw the Entry of any such Still after the working thereof shall have commenced and been begun, until the Expiration of the said Term of Three Calendar Months, to be computed as aforesaid.

for Three Calendar Months.

V. And be it further enacted, That every entered Wash Still, belonging to any Distiller or Distillers, or Maker or Makers of Spirits in that Part of *Great Britain* called *England*, for Home Consumption, from Wort or Wash brewed or made from Malt, Corn or Grain, or from Melasses or Sugar, as the case may require, during the time the same shall be worked, shall be presumed to have been charged with Wash, brewed or made either from Malt, Corn or Grain, or from Melasses or Sugar, as the case may require, in the Proportion of Three Parts in Four of the Content or Capacity of such Still, including the Head thereof, according to the average Rates hereinafter expressed and specified; that is to say, For such time or times as such Wash Still shall be worked betwixt the Fifteenth Day of *November* inclusive, in any one Year, and the Fifteenth Day of *May* exclusive, in the next succeeding Year, every such Wash Still shall be presumed to have been charged with Wash, brewed or made from Malt, Corn or Grain, or from Melasses or Sugar, as the case may require, at the average Rate of Five Times in every Week at the least; and for such time or times as the same shall be worked betwixt the said Fifteenth Day of *May* inclusive in any one Year, and the Fifteenth Day of *November* exclusive in the same Year, every such Wash Still shall be presumed to have been charged with such Wash, as the case may require, at the average Rate of Four Times in every Week at the least; and that every entered Wash Still belonging to any Distiller or Distillers, or Maker or Makers of Spirits in that Part of *Great Britain* called *England*, for Home Consumption, from Wort or Wash, brewed or made from Malt, Corn or Grain, or from Melasses or Sugar during the time the same shall be worked, shall be presumed to have been charged with such Wash, as the case may require, in the Proportion of Three Parts in Four, of the Content or Capacity of such Still, including the Head thereof, according to the respective average Rates aforesaid: Provided always nevertheless, that if it shall at any time be made appear by sufficient Proof upon Oath, to the Satisfaction of the Commissioners of Excise, or any Three or more of them in *England*, (the Sufficiency of such Proof being left to the Judgment of the said Commissioners) that the Difference or Excess in the Amount of the presumptive Charges of the Still, beyond the Quantity of Wort, Wash or other Liquor actually produced to the Sight of the Officer, was occasioned or shall have arisen

Stills presumed to have been charged with Wash after the Rates herein mentioned.

If Excess in Amount of presumptive Charges beyond Quantity actually produced arises from unavoidable Necessity, Relief.

arisen

arisen by unavoidable Necessity, and that all the Wort, Wash and other Liquor worked off at such Wash Still was *bona fide* produced to the Sight of the Officer, then and in every such case it shall be lawful for the Commissioners of Excise, and they are hereby required to grant to the Owner or Owners of such Wash Still, such Relief as shall in their Judgment be reasonable and just.

Rates for Distillers in Scotland for Home Consumption.

VI. And be it further enacted, That the several and respective Duties by this or any former Act imposed, for or in respect of Spirits made or distilled in *Scotland* for Home Consumption, whether the said Duties be imposed upon the Content or Capacity of the Still or upon the Quantity of Wash, brewed or made for the Extraction of Spirits or upon the Spirits distilled or computed to be distilled, shall be payable and paid by each and every Distiller at and after the following Rates; that is to say, Every Distiller in the Lowlands of *Scotland* shall be charged with and pay at and after the Rate of Sixteen Gallons and a Half of Spirits of the Strength of One to Ten over Hydrometer Proof for every One Hundred Gallons of Wort or Wash, by such Distiller brewed or made in the said Lowlands, from Malt, Corn or Grain, for Consumption in *Scotland*; and every Distiller in the Highlands of *Scotland* shall be charged with and pay at and after the Rate of Fifteen Gallons of Spirits of the Strength aforesaid for every One hundred Gallons of such Wort or Wash, by such Distiller brewed or made in the said Highlands, from Malt, Corn or Grain, for Consumption in the said Highlands; and every such Distiller shall have Credit, and be allowed Permits in manner following; that is to say, for Sixteen Gallons and a Half of Spirits of the Strength of One to Ten over Hydrometer Proof, for every One hundred Gallons of such his, her or their Wort or Wash, from Malt, Corn or Grain, distilled in the said Lowlands; and for Fifteen Gallons of Spirits of the Strength aforesaid, for every One hundred Gallons of such his, her or their Wort or Wash, from Malt, Corn or Grain distilled in the said Highlands; any thing in this or any other Act of Parliament to the contrary notwithstanding.

In what case Licences to Distillers in the Highlands to cease.

VII. And be it further enacted, That when and so soon as any Distiller in the Highlands of *Scotland* shall have brewed or made and distilled into Spirits, a Quantity of Wort or Wash from Malt, Barley, Beer or Bigg sufficient to produce Seventy five Gallons of Spirits of the Strength of One to Ten over Hydrometer Proof, for each and every Gallon of the full Content or Capacity of the Still or Stills specified or mentioned in the Licence in that Behalf granted to such Distiller in the said Highlands, computing Fifteen Gallons of such Spirits of the Strength aforesaid for every One hundred Gallons of such Wort or Wash, then and in every such Case, the Licence of such Distiller to make or distil Spirits from Malt, Barley, Beer or Bigg, in the said Highlands, shall cease and determine and be no longer in force.

Dealer in Scotland removing Spirits.

VIII. And be it enacted, That no Dealer in Spirits, in that Part of *Great Britain* called *Scotland*, shall send out or remove from his or her Stock or Custody, nor shall any such Dealer or other Person in *Scotland*, receive into his or her Stock or Custody for Home Consumption, any *British* Spirits, unless the Permit or Permits accompanying the same shall truly express the Strength of all such Spirits at the time of the Removal thereof; and all Spirits so removed, sent out or received, unaccompanied with a true and lawful Permit or Permits,

Permit to express the Strength.

Permits,

mits, expressing the Strength thereof, shall and may be seized by any Officer or Officers of Excise; and each and every Person so sending out or receiving the same, shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds, over and above all other Penalties and Forfeitures, to which he or she is or may be liable in or by virtue of any Act or Acts of Parliament in force at the time of passing this Act, for or in respect of the sending out or removing of any Spirits whatsoever without a true and lawful Permit; any thing in this or in any other Act contained to the contrary notwithstanding.

Penalty.

IX. And be it further enacted, That every Officer of Excise in *Scotland*, having under his Survey the Stock or Stocks of any entered Dealer or Dealers in Spirits, shall, once in every Thirty Days at the least, or oftener if necessary, take an accurate and true Account of the Quantity and Strength of all *British* Spirits in the Stock, Custody or Possession of every such Dealer, and shall compute the same to the Strength of One to Ten over Hydrometer Proof; and if after making Allowance for the Spirits for which Permits shall have been granted since the last reckoning of the Stock of such Dealer, computing the same at the Strength aforesaid, it shall be found that the Quantity of Spirits remaining in the Possession of such Dealer shall exceed the Quantity for which he shall have Credit in the Books of the proper Officer, whether such Credit shall have arisen from what was on hand at the last preceding Reckoning, or from what may have been lawfully received subsequent thereto, each and every such Excess shall be deemed and taken to be Spirits received without Permit, and a Quantity of Spirits equal thereto shall and may be seized out of any Part of the Stock of such Dealer by any Officer or Officers of Excise, and the Dealer in whose Stock such Excess shall be found shall in respect thereof be subject and liable to all the Fines, Penalties and Forfeitures, to which Persons receiving Spirits unaccompanied with a true and lawful Permit are or may be liable in or by virtue of any Act or Acts of Parliament.

How often Officers of Excise in *Scotland*, to take Account of Stock of Dealers, Excess.

Penalty.

X. And be it further enacted, That such of the additional Duties by this Act imposed as shall arise in that Part of *Great Britain* called *England*, shall be under the Management of the Commissioners of Excise in *England* for the time being; and such thereof as shall arise in that Part of *Britain* called *Scotland* shall be under the Management of the Commissioners of Excise in *Scotland* for the time being.

Duties under Commissioners of Excise.

XI. And be it further enacted, That the said several additional Duties by this Act imposed shall and may be respectively raised, levied, collected and paid in such and the like manner, and in or by any or either of the General or Special Means, Ways or Methods by which the former Duties of Excise, for or in respect of Goods, Wares, Merchandize or Commodities of the same Sorts or Kinds respectively, were or might be raised, levied, collected and paid, and the Goods, Wares, Merchandize or Commodities, for or in respect whereof the said additional Duties respectively are by this Act imposed, shall be, and the same are hereby made subject and liable to all and every the Conditions, Regulations, Rules, Restrictions and Forfeitures, to which Goods, Wares, Merchandize or Commodities were generally or specially subject or liable by any Act or Acts of Parliament relating to the Duties of Excise in force immediately before the passing of this Act; and all and every Fine, Penalty or Forfeiture of any Nature or

How Duties levied, &c.

Kind

Kind whatever, committed against or in Breach of any Act or Acts of Parliament for securing the Duties of Excise, or any of them, or for the Regulation or Improvement thereof, in force immediately before the passing of this Act, and the several Clauses, Powers and Directions, therein contained, shall and the same respectively are hereby directed and declared to extend to, and shall be respectively applied, practised and put in Execution, for and in respect of the several additional Duties of Excise by this Act imposed, in as full and ample manner, to all Intents and Purposes whatsoever, as if all and every the said Acts, Clauses, Provisions, Powers, Directions, Fines, Penalties or Forfeitures, were particularly repeated and re-enacted in the Body of this Act.

XII. And whereas standing Contracts may have been made before the said Tenth Day of *May* One thousand eight hundred and eleven, by licensed Distillers and Makers of Spirits, for *British* Spirits to be delivered after that Day; and standing Contracts may have been also made before that Day, by licensed Dealers in Spirits for foreign Spirits, for or in respect whereof an additional Duty is by this Act imposed, to be delivered after that Day; Be it therefore enacted, That all and every such licensed Distillers and Makers of Spirits, delivering such *British* Spirits after the said Tenth Day of *May* One thousand eight hundred and eleven, shall be allowed to add so much Money as will be equivalent to the additional Duties by this Act imposed, for or in respect of the Wort or Wash from whence such *British* Spirits were extracted or made, to the Price thereof, and shall be entitled by virtue of this Act to demand, recover and be paid the same accordingly; and all and every such licensed Dealers in Spirits, delivering such foreign Spirits after that Day, in pursuance of any such Contract, shall be allowed to add so much Money as will be equivalent to the additional Duties by this Act imposed, and which such Dealer or Dealers shall actually have paid for or in respect of such foreign Spirits, to the Price thereof, and shall be entitled by virtue of this Act to demand, recover and be paid the same accordingly.

XIII. And be it further enacted, That all the Monies arising by the said additional Duties (the necessary Charges of raising and accounting for the same excepted), shall from time to time be paid into the Receipt of His Majesty's Exchequer, distinctly and apart from all other Branches of the publick Revenues; and that there shall be provided and kept, in the Office of the Auditor of the said Receipt of Exchequer, a Book or Books in which all the Monies arising from the said respective additional Duties and paid into the said Receipt as aforesaid, shall be entered separate and apart from all other Monies paid or payable to His Majesty, his Heirs and Successors, upon any Account whatever, and the said Monies shall be deemed a permanent Increase to the publick Revenue of *Great Britain*, for the Purpose of defraying any increased Charge occasioned by any Loan made or Stock created by Authority of any Act passed or to be passed in the present Session of Parliament.

Duty added to
Spirits delivered
under Contract
made before
May 20, 1811.

Application of
Duties.

C A P. LX.

An Act to repeal the Duties of Stamps on Hats made in *Ireland*, and on Licences to Persons to manufacture Hats, or to utter or vend Hats in *Ireland*, and all Regulations for securing the said Duties. [10th June 1811.]

WHEREAS certain Duties of Stamps are payable on Hats made in *Ireland*, and on Licences to Persons to manufacture Hats, and on Licences to Persons to utter or vend Hats in *Ireland*; and the Collection of such Duties is regulated by certain Acts of Parliament in force in *Ireland*, and it is expedient that the said Duties and Regulations should be repealed: May it therefore please Your Majesty that it may be enacted: and be it enacted by the King'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 passing of this Act, an Act made in the Forty third Year of His present Majesty's Reign, intituled, *An Act for granting to His Majesty certain Duties on Licences to Persons selling Hats, and on Hats sold by Retail in Ireland*; and also so much of an Act made in the Forty seventh Year of His present Majesty's Reign, intituled, *An Act to repeal the several Duties under the Care of the Commissioners for managing the Stamp Duties in Ireland, and to grant new and additional Duties in lieu thereof, and to amend the Laws relating to the Stamp Duties in Ireland*, as imposes any Duty on any Licence to any Person so manufacturing any Hats or to utter or vend any Hats in any Place in *Ireland*; and also so much of an Act made in the Forty sixth Year of His present Majesty's Reign, intituled, *An Act to repeal the several Duties under the Care of the Commissioners for managing the Duties upon Stamped Vellum, Parchment and Paper in Ireland, and to grant new and additional Duties in lieu thereof, and to amend the Laws relating to the Stamp Duties in Ireland*, as authorizes the granting Licences to any Persons to manufacture Hats or to sell Hats by Retail, or the receiving any Statements or the granting any Permits for removing Hats; and also so much of an Act made in the Forty seventh Year of His present Majesty's Reign, intituled, *An Act to repeal certain Duties of Excise, and also certain Stamp Duties in Ireland, and to grant certain new Stamp Duties in lieu thereof, and to amend the Laws relating to the Stamp Duties in Ireland*, as imposes any Duty on any Hats uttered, vendd or sold, by any Person or Persons in *Ireland*, or authorizes the granting of any Licence to sell Hats by Wholesale, or requires any Bond to be given by Persons licensed to manufacture or sell Hats, or by Persons importing Hats for Sale, or imposes any Penalties on Persons refusing or neglecting to enter into such Bond, or as requires any Permit or Permits for the Removal of Hats, shall be and the same are hereby repealed; and all such Duties shall, from and after the passing of this Act, cease and determine, and shall be no longer paid or payable; and the said Regulations, or any Regulations for the like Purpose in any other Act or Acts for the Purpose of collecting or regulating the said Duties, shall be no longer put in Effect; the said recited Acts, or any thing in them or any of them, or in any other Act or Acts in force in *Ireland*, contained to the contrary in any wise notwithstanding.

43 G. 3. c. 22.
repealed.

47 G. 3. Sess. 1.
c. 50. in part

46 G. 3. c. 64.
in part

47 G. 3. Sess. 2.
c. 14. in part
repealed.

C A P. LXI.

An Act for charging the Sum of Seven millions five hundred thousand Pounds, raised for the Service of Great Britain, for the Year One thousand eight hundred and eleven, upon the Duties granted to His Majesty during the Continuance of the present War, and for certain Periods after the Ratification of a Definitive Treaty of Peace.

[10th June 1811.]

WHEREAS it is expedient that the Loan raised for the Service of Great Britain for the present Year, should be charged upon the several Duties granted to His Majesty during the Continuance of the present War, and until certain Periods after the Ratification of a Definitive Treaty of Peace, except the Duties granted by an Act of the Forty sixth Year of His Majesty's Reign, intituled, *An Act for granting to His Majesty during the present War, and until the Sixth Day of April next after the Ratification of a Definitive Treaty of Peace, further additional Rates and Duties in Great Britain, on the Rates and Duties on Profits arising from Property, Professions, Trades and Offices; and for repealing an Act passed in the Forty fifth Year of His present Majesty, for repealing certain Parts of an Act made in the Forty third Year of His present Majesty, for granting a Contribution on the Profits arising from Property, Professions, Trades and Offices; and to consolidate and render more effectual the Provisions for collecting the said Duties: And whereas the several Duties of Excise granted to His Majesty by an Act passed in the Forty third Year of His present Majesty's Reign, intituled, *An Act for granting to His Majesty, until Twelve Months after the Ratification of the Definitive Treaty of Peace, certain additional Duties of Excise in Great Britain; and by another Act passed in the Forty sixth Year of His present Majesty, intituled, *An Act for granting to His Majesty, until Twelve Months after the Ratification of a Definitive Treaty of Peace, additional Duties of Excise on Tobacco and Snuff, were, by an Act passed in the Forty seventh Year of His present Majesty's Reign, intituled, *An Act for charging the Sum of Twelve millions, Part of the Loan of Twelve millions two hundred thousand Pounds, raised for the Service of Great Britain for the Year One thousand eight hundred and seven, upon the Duties of Customs and Excise granted to His Majesty during the Continuance of the present War, and for certain Periods after the Ratification of a Definitive Treaty of Peace, and for providing a Sinking Fund for the Redemption of the Stocks or Funds thereby created, and by another Act passed in the Forty ninth Year of His present Majesty's Reign, intituled, *An Act for charging the Sum of Eleven millions raised for the Service of Great Britain, for the Year One thousand eight hundred and nine, and the Sum of Seven millions nine hundred and thirty two thousand one hundred Pounds in Exchequer Bills, funded pursuant to an Act of this Session of Parliament, upon the Duties granted to His Majesty during the Continuance of the present War, and for certain Periods after the Ratification of a Definitive Treaty of Peace, further granted and continued for such further Term or Terms, and in such Proportions, after the Expiration of the said Period, as are directed in the said recited Acts: And*****

whereas

46 G. 3. c. 65.

43 G. 3. c. 81.

46 G. 3. c. 39.

47 G. 3. Sess. 1.
c. 55.

49 G. 3. c. 92.

' whereas an Act was made in the Forty seventh Year of the Reign
 ' of His present Majesty, intituled, *An Act for granting to His Majesty,*
 ' *until Twelve Months after the Ratification of a Definitive Treaty of*
 ' *Peace, certain additional Duties of Excise on Brandy in Great Bri-*
 ' *tain:* And whereas for making an effectual Provision for defraying
 ' the Charge occasioned by the said Loan of Seven millions five hun-
 ' dred thousand Pounds, it is expedient that the Duties of Excise
 ' granted by the said Acts of the Forty third, Forty sixth and Forty
 ' seventh Years of His present Majesty's Reign, should be further
 ' continued for such limited Term, and in such Proportions and
 ' Manner as in this Act is directed; Be it therefore enacted by the
 King'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 the
 said several Duties of Excise shall be and the same are hereby further
 continued, and shall be payable to and for the Use of His Majesty,
 his Heirs and Successors, for such further Term or Terms, and in
 such Proportions after the Expiration of the said Periods, and in
 such manner as hereinafter is directed concerning the same.

Duties of Excise
continued.

II. And be it further enacted, That, in order to defray the Charge
 occasioned by the Sum of Seven millions five hundred thousand
 Pounds, Part of the Loan of Twelve millions, contracted to be
 raised for the Service of the present Year, there shall, during the
 Continuance of the present War, and until Six Months after the Ra-
 tification of a Definitive Treaty of Peace, be set apart at the Re-
 ceipt of Exchequer in *England*, and appropriated to the Consolidated
 Fund of *Great Britain*, quarterly or otherwise, as the said Charge
 may from time to time be incurred or become due, out of the Pro-
 duce of any of the Duties granted to His Majesty during the Con-
 tinuance of the present War, and until certain Periods after the
 Ratification of a Definitive Treaty of Peace, which may from time
 to time be remaining in the Exchequer, except the Duties granted
 by an Act passed in the Forty sixth Year of His present Majesty's
 Reign, intituled, *An Act for granting to His Majesty during the pre-*
 ' *sent War, and until the Sixth Day of April next after the Ratification*
 ' *of a Definitive Treaty of Peace, further additional Rates and Duties in*
 ' *Great Britain, on the Rates and Duties on Profits arising from Pro-*
 ' *perty, Professions, Trades and Offices; and for repealing an Act passed*
 ' *in the Forty fifth Year of His present Majesty, for repealing certain*
 ' *Parts of an Act made in the Forty third Year of His present Majesty,*
 ' *for granting a Contribution on the Profits arising from Property, Pro-*
 ' *fessions, Trades and Offices; and to consolidate and render more effectual*
 ' *the Provisions for collecting the said Duties; notwithstanding any other*
 ' *Appropriation of the said Duties by virtue of any Act or Acts of*
 ' *Parliament now in force, but subject to the Charge created thereon*
 ' *by the said recited Acts passed in the Forty seventh and Forty ninth*
 ' *Years of His present Majesty, the clear annual Sum of Four hun-*
 ' *dred and sixty six thousand Pounds, which annual Sum shall be deemed*
 ' *an Addition made to the Consolidated Fund of Great Britain, for*
 ' *the Purpose of defraying the increased Charge occasioned by any Act*
 ' *or Acts passed or to be passed in the present Session of Parliament,*
 ' *in respect of the said Sum of Seven millions five hundred thousand*
 ' *Pounds, Part of the said Loan of Twelve millions granted for the*
 ' *Service of the Year One thousand eight hundred and eleven.*

Appropriation of
466,000l.
yearly, out of
Produce of Du-
ties during the
War.

46 G. 3. c. 65.

47 G. 3. Sess. 1.
c. 55.

49 G. 3. c. 92.

In what case
Duties of Excise
continued.

III. And be it further enacted, That if no other Provision shall have been made by Parliament for defraying the annual Charge occasioned by the said Sum of Seven millions five hundred thousand Pounds, from and after the Expiration of the said Period of Six Months from and after the Ratification of a Definitive Treaty of Peace, the Duties of Excise granted or continued to His Majesty by the above recited Acts, or so much and such Part or Parts or Proportions thereof respectively, as shall not previously have been repealed or discontinued by any Act or Acts of Parliament, shall thenceforth be further continued, and be payable to and for the Use of His Majesty, his Heirs and Successors; and so much thereof as shall amount to the Sum of Four hundred and sixty six thousand Pounds, shall be deemed an Addition made to the Revenue, for the Purpose of defraying the increased Charge occasioned by the said Sum of Seven millions five hundred thousand Pounds, until some other Provision shall be made by Parliament for defraying the said Charges; and in case there shall be any Remainder of the Monies arising by the said Duties, after defraying the said Charges, such Remainder or Surplus shall, until the same shall be discontinued, or specially appropriated by Parliament, be applicable, and may be applied to such Uses and Purposes as the Monies composing the Consolidated Fund may by Law be applied.

Certain Powers
of Acts con-
tinued in force.

IV. And be it further enacted, That the several Clauses, Powers, Provisions, Directions, Fines, Pains, Penalties and Forfeitures, in any Act or Acts of Parliament contained, in relation to the said several Duties of Excise thereby respectively granted, and the Drawbacks or Bounties of Excise allowed thereon respectively, shall remain and continue in force, and be respectively applied, practised and put in Execution, in respect of the said several Duties, Drawbacks and Bounties respectively, or such Parts or Proportion thereof respectively, as shall from time to time be continued by virtue of this Act, in as full and ample a manner, to all Intents and Purposes whatsoever, as if the said Clauses, Powers, Provisions, Directions, Fines, Pains, Penalties and Forfeitures were respectively repeated and re-enacted in this Act.

Forging Certi-
ficates or Orders.

V. And be it further enacted, That if any Person or Persons shall forge or counterfeit, or cause or procure to be forged or counterfeited, or shall wilfully aid or assist in the forging or counterfeiting any Certificate or Certificates, Order or Orders, made forth by virtue of this Act, or alter any Number, Figure or Word therein, or present for Payment, utter, vend, barter or dispose of any such forged, counterfeited or altered Certificate or Certificates, Order or Orders, knowing the same to be forged, counterfeited or altered, then and in every such case, all and every such Person and Persons being thereof convicted in due Form of Law, shall be adjudged a Felon, and shall suffer Death as in cases of Felony, without Benefit of Clergy.

Death.

C A P. LXII.

An Act to permit Rum and other Spirits, the Produce of the *British Colonies in the West Indies*, to be imported into *Nova Scotia and New Brunswick*, and the Islands of *Cape Breton, Prince Edward and Newfoundland*, from the Island of *Bermuda*.
[10th June 1811.]

WHEREAS it is expedient to extend to the Provinces of *Nova Scotia and New Brunswick*, the Island of *Cape Breton, Prince Edward's Island* and the Island of *Newfoundland*, the Provisions of an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act to allow the Importation of Rum and other Spirits from the Island of Bermuda into the Province of Lower Canada without Payment of Duty, on the same Terms and Conditions as such Importation may be made directly from His Majesty's Sugar Colonies in the West Indies;* Be it therefore enacted by the King'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 passing of this Act, any Rum or other Spirits being the Produce or Manufacture of any of His Majesty's Sugar Colonies in the *West Indies*, legally and directly imported into the Island of *Bermuda* from His Majesty's Sugar Colonies in the *West Indies*, may be exported from thence into the Provinces of *Nova Scotia and New Brunswick*, the Island of *Cape Breton, Prince Edward's Island* and the Island of *Newfoundland*, and landed and admitted to an Entry upon Payment of the same Rate of Duty as if the same had been imported directly from any of His Majesty's Sugar Colonies in the *West Indies*.

49 G. 3. c. 16.

At what Duty
Rum exported
from Bermuda
into Nova Scotia,
&c.

II. And be it further enacted, That under the Conditions and Restrictions contained in an Act passed in the Twenty eighth Year of the Reign of His present Majesty, intituled, *An Act to allow the Importation of Rum or other Spirits from His Majesty's Colonies or Plantations in the West Indies into the Province of Quebec without Payment of Duty, under certain Conditions and Restrictions*, Rum and other Spirits, exported as before mentioned from *Bermuda*, may be imported into the said Provinces and Islands, without Payment of Duty, in the same manner as if such Rum or other Spirits had been imported directly from any of the said Sugar Colonies.

Under Conditions of 28 G. 3. c. 39. imported into Nova Scotia, without Duty.

III. And, to prevent the Importation of foreign Rum and Spirits into any of the *British Colonies in North America*, under Pretence that the same are the Produce or Manufacture of His Majesty's Sugar Colonies, be it enacted, That every Person or Persons loading on board any Ship or Vessel in the said Island of *Bermuda* any Rum or Spirits as of the Produce or Manufacture of His Majesty's Sugar Colonies legally imported into that Island, shall, before the clearing out of the said Ship or Vessel, produce and deliver to the Collector or other Principal Officer of the Customs at the loading Port his or their Affidavit, or that of his or their Agent or Factor, signed and sworn to before some Justice of the Peace in the said Island of *Bermuda*, expressing in Words at Length, and not in Figures, the Number and Content or Contents of the Cask or other Packages containing the Rum or other Spirits, from what Colony or Plantation the same were imported, by whom, and the time when such Importation took place,

Fraud in Importation. Affidavits to be made and delivered to Collector, who shall give Certificate of Contents and Packages.

which Affidavit shall be attested by the Hand of the said Justice of the Peace to have been sworn to in his Presence, who is hereby required to do the same without Fee or Reward; and the Collector or other Principal Officer of the Customs to whom such Affidavit shall be delivered, shall thereupon grant to the Master or other Person having the Charge or Command of the Ship or Vessel in which the same shall be laden, a Certificate under his Hand and Seal of Office (without Fee or Reward) of his having received such Affidavit pursuant to the Directions of this Act; and that it thereby appeared that such Rum or other Spirits was or were legally imported into the said Island as of the Produce or Manufacture of His Majesty's Sugar Colonies, and such Certificate shall also express the Number and Content or Contents of the Cask or other Packages containing the Rum or other Spirits so shipped on board such Ship or Vessel.

Such Certificate to be delivered to Collector at Port of Importation, &c.

IV. And be it further enacted, That upon the Arrival of such Ship or Vessel at the Port of her Discharge in any of the said Provinces or Islands, the Master or other Person having the Charge or Command of the said Ship or Vessel shall, at the time of making the Report of his Cargo, deliver the said Certificate to the Collector or other Principal Officer of the Customs of such Port, and make Oath before him (and which he is hereby authorized and required to administer) that the Rum or other Spirits so reported are the same that are mentioned and referred to in the said Certificate; and if any Rum or other Spirits shall be imported or found on board any such Ship or Vessel for which no Certificate shall be produced, or which shall not agree therewith, the same shall be deemed and taken to be foreign Rum and Spirits, and shall be subject and liable to the same Duties, Restrictions, Regulations, Penalties and Forfeitures in all respects, as Rum or other Spirits of the Produce or Manufacture of any foreign Colony or Plantation would be subject and liable to by Law.

C A P. LXIII.

An Act to authorize the Punishment, by Confinement and hard Labour, of Persons in *Ireland* liable to Transportation; and to repeal so much of a former Act as relates to that Subject.

[10th June 1811.]

27 & 18 G. 3.
(1.) c. 9. § 1.

WHEREAS by an Act of Parliament, passed in *Ireland* in the Seventeenth and Eighteenth Years of His Majesty's Reign intituled, *An Act to authorize for a limited Time the Punishment by hard Labour of Offenders who for certain Crimes are or shall become liable to be transported to any of His Majesty's Colonies and Plantations*, it was, amongst other things, enacted, that where any Person should be convicted of any Offence for which he or she should be liable by Law to Transportation, it should be lawful for the Court in place of Transportation to order that such Person should be sent to some Place of Confinement, to be there kept to hard Labour in manner in said Act provided: And whereas the said Act has been since made perpetual: And whereas the Provisions of the said Act in that respect have been found ineffectual; Be it therefore enacted by the King'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, so much of the said Act as relates to the ordering or adjudging any

[40 G. 3. (1.)
c. 96. § 8.]

In part repealed.

any

any such Convict or any Convict to labour in any such Place of Confinement, and all and every Clause and Provision in said Act relating thereto, be and the same are hereby repealed, save only so far as relates to any Sentence, Order or Adjudication passed or made before the passing of this Act, or the Provisions necessary for carrying the same into Execution.

II. And be it further enacted, That where any Person shall, at any Session of *Oyer and Terminer* or Gaol Delivery, or at any Quarter or other General Sessions of the Peace for any County, City, Town or Place in that Part of the United Kingdom called *Ireland*, be lawfully convicted of any Crime for which he or she shall be liable by Law to Transportation, it shall be lawful for the Court before which such Offender shall be so convicted, or any Court held for the same Place, and with like Authority, if such Court shall think fit, in the Place of such Punishment by Transportation, to order and adjudge that such Person shall be sent to some House of Correction or Penitentiary within the said County, City, Town or Place to be appointed in and by such Order, there to be kept to hard Labour for such time or for such Term or Number of Years as such Court shall appoint, provided that the same shall in no case be more than Seven Years: Provided always, that it shall be lawful for the Court before which any Offender or Offenders shall be so convicted, to order such Offender to be whipped or imprisoned for any time less than One Year, or to suffer such other Corporal Punishment as such Offenders are liable to, and as may be inflicted on such Offenders by Law; any thing herein contained to the contrary notwithstanding.

III. And be it further enacted, That when any Offenders shall be ordered to be kept to hard Labour in manner aforesaid, the Clerk of the Peace, or other Clerk of the Court, by whom such Order shall be made, shall give to the Sheriff or Gaoler, having the Custody of such Offender, a Certificate in Writing under his Hand, containing an Account of the Christian Name, Surname and Age of such Offender, of his or her Offence, of the Court before whom he or she was convicted, and of the Term for which he or she shall have been so ordered to hard Labour; and the Sheriff or Gaoler shall, with all convenient Speed after the making of any such Order, and receiving of such Certificate, convey such Offender, or cause him or her to be conveyed to the proper House of Correction or Penitentiary, and deliver such Offender, or cause him or her to be delivered, together with the said Certificate, into the Custody of the Master or Keeper of such House of Correction; and the Person and Persons to whom such Offender shall be so delivered, shall give a proper Receipt in Writing under his or their Hand or Hands, which shall be a sufficient Discharge to the Sheriff, Gaoler or other Person so delivering any such Offender.

IV. And be it further enacted, That all Expences incurred by any Sheriff or Gaoler, in the Conveyance of any such Offender as aforesaid, shall be paid by the County, City, Town or Place for which the Court ordering such Punishment by hard Labour instead of Transportation shall be held, and the Sheriff or Gaoler shall receive the Money due for such Expences from the Treasurer of such County, City, Town or Place, by Order of the Justices of the Peace thereof at their Quarterly or other General Sessions, who are hereby required to make such Order accordingly, and the same shall be presented by

Crimes punishable by Transportation may be punished by Confinement in some House of Correction, &c.

Provido.

In what case Clerk of the Peace, &c. to certify Punishment to Sheriff or Gaoler, with other Particulars.

Expence paid by County.

the Grand Jury of such County, City or Town, at the next Assizes or presenting Term therein.

Aiding Rescue
of Offenders.

V. And be it further enacted, That if any Person shall rescue any Offender who by force of this Act shall be ordered to hard Labour in any House of Correction or Penitentiary as aforesaid, either in his Conveyance to the Place so appointed for such hard Labour, or whilst such Offender under this Act shall be in the Custody of the Person or Persons appointed for that Purpose, or if any Person shall be aiding or assisting in such Rescue, or if any Person not having the actual Custody of any such Offender shall be aiding and assisting in any Escape, or shall by supplying Arms or Instruments of Disguise or Escape, or otherwise in any manner be aiding and assisting in the Attempt to make any such Escape, though no such Escape shall be made, every such Person, on being convicted of such Offence by Indictment before any Court of *Oyer and Terminer* and General Gaol Delivery held in and for the Place where such Offence shall be committed, shall be by such Court adjudged and ordered to the same Portion of hard Labour in some House of Correction as the Person rescued or escaped, or attempted to be aided in any Escape, had to serve or suffer at the time of such Rescue, Escape or Attempt of an Escape.

Punishment.

Offenders escap-
ing liable to fur-
ther Punishment.

VI. And be it further enacted, That if any Person who shall be so ordered to hard Labour as aforesaid, shall at any time during the Term for which he or she shall be so ordered to hard Labour break Prison, or escape from the Place of his or her Confinement, or from the Person or Persons having the lawful Custody of such Offender, he or she so breaking Prison, or escaping, shall on Conviction for the first Escape be punished by doubling the Term of the Service and hard Labour to which he or she was liable at the time of such Escape; and on Conviction for a Second Escape be adjudged guilty of Felony, without Benefit of Clergy, and suffer Death accordingly.

Mode of pro-
ceeding to Con-
viction in such
Case.

VII. And, to the intent that such Conviction or Convictions may be had with as little Trouble and Expence as possible, be it further enacted, That every Offender or Offenders escaping in manner aforesaid may and shall be tried before the Justices of Assize, *Oyer and Terminer* or Gaol Delivery for the County, City or Place, where he, she or they shall be apprehended and taken, and that the Clerk of the Peace where such Order of Confinement and hard Labour shall be made, and his Successor for the time being shall, at the Request of the Prosecutor or any other in His Majesty's Behalf, certify a Transcript briefly, and in few Words, containing the Effect of every Indictment and Conviction of such Person, and of the Order made for his or her Confinement and hard Labour to the Justices of Assize, *Oyer and Terminer* and Gaol Delivery, where such Person shall be indicted for any such Escape, not taking for the same above the Sum of Two Shillings and Six Pence, which Certificate being produced in Court, shall be a sufficient Proof that such Person or Persons have before been convicted and ordered to such Place of Confinement and hard Labour.

Fees.

VIII. Provided always, and be it further enacted, That such Clerk of the Peace and the Sheriff or Gaoler be paid by the Treasurer of the County, City, Town or Place, the like Satisfaction as hath been usually paid for the Order of Transportation of any Offender.

Offenders kept
separate.

IX. Provided always, and be it further enacted, That the Offender or Offenders who shall by virtue of this Act be directed to be confined

and kept to hard Labour, shall in such House of Correction be kept separate from, and shall not be permitted or suffered to intermix with any Person or Persons confined for any Offence not making the Person or Persons having committed the same subject to a Sentence of Transportation.

X. And be it further enacted, That the Overseers or Keepers of the several Houses of Correction, or Penitentiaries in which any Prisoner so sentenced to hard Labour shall be confined, shall from time to time make Returns, specifying the Names of all and every the Person or Persons who shall be so committed to their Custody, the Offences of which they shall have been guilty, the Court before which each Person was convicted, the Sentence of the Court, the Age, bodily State and Behaviour of every such Convict, while in Custody, and also the Names of all and every the Person or Persons who shall have died under such Custody, or shall have escaped from such Place of Confinement, or shall have been released from thence, (specifying the Mode of such Release), such Returns to be made to the Justices of Assize at each Assizes, and to the Justices of Peace at each Quarter or other General Session of the Peace for the County, City or Place within which such Place of Confinement shall be situate, and that every such Return shall be verified on the Oath of the Person making the same, such Oath to be made before the Court into which the Return shall be delivered.

Returns of Offenders to Judges and Justices.

XI. And be it further enacted, That every Offender who shall be delivered to be kept to hard Labour in manner aforesaid, shall at the End of the Term of such Service, and upon being restored to Liberty, receive from the Keeper of such House of Correction such Sum of Money not being less than Forty Shillings, nor more than Five Pounds, together with such decent Clothing as the Court into which such Return shall be made as aforesaid shall appoint; and if any such Offender, whilst confined to hard Labour in manner aforesaid, shall by Industry and other good Behaviour, shew such Signs of Reformation as shall induce the said Court to recommend him as an Object of Mercy to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being; and it shall be thereupon signified by a Letter from such Secretary to the Keeper of such House of Correction or Penitentiary, that the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time thinks or think fit, in consideration of such good Behaviour, to shorten the Duration of such Offender's Term, such Offender shall be accordingly set at Liberty at the time mentioned in such Letter, and shall receive a Sum of Money from such Keeper, and Clothing, in the same manner as if he or she had served the whole of the Term for which he or she was adjudged to serve.

Offenders on being restored to Liberty to receive a Sum and Clothing.

Time of Confinement may be shortened.

XII. And be it further enacted, That such Keeper shall receive such Sum of Money, and the reasonable Price of such Clothing so given by him as aforesaid from the Treasurer of the County, City or Town, by Order of the Justices of the Peace thereof, at their Quarterly or other General Sessions, who are hereby required to make such Order accordingly, and the same shall be presented by the Grand Jury of such County, City or Town, at the next Assizes or presenting Term.

County to pay Expences of Allowance and Clothing.

XIII. And be it further enacted, That if any Suit or Action shall be prosecuted against any Person or Persons for any thing done in pursuance of this Act, such Person or Persons may plead the General

General Issue.

Issue,

Treble Costs.

Limitation of Actions.

Offenders may be removed from One House of Correction to another.

Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done by the Authority of this Act; and if a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall become Nonsuit, or discontinue his, her or their Actions after Issue joined, or if, on Demurrer or otherwise, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall recover Treble Costs, and have the like Remedy for the same as any Defendants have by Law in other cases; and though a Verdict shall be given to any Plaintiff in any such Action or Suit as aforesaid, such Plaintiff shall not have Costs against the Defendant, unless the Judge before whom the Trial shall be shall certify his Approbation of the Verdict.

XIV. And be it further enacted, That all Actions, Suits and Prosecutions to be commenced against the Person or Persons for any thing done in pursuance of this Act, shall be laid and tried in the County or Place where the Fact was committed, and shall be commenced within Six Months after the Fact committed and not otherwise.

XV. Provided always, and be it enacted, That it shall be lawful to and for the Lord Lieutenant or other Chief Governor of Governors of Ireland for the time being, to order that any such Offender be removed to any other House of Correction or Penitentiary in Ireland, and there kept to hard Labour for any Term not exceeding the Term of Confinement which shall then remain unexpired, under the Order by virtue of which such Offender shall be then so confined, and also to order at any time during the said Term, that such Offender shall be sent back to such former House of Correction or Penitentiary for the Residue of such time; any thing in this or any other Act to the contrary notwithstanding.

C A P. LXIV.

An Act to enable the *East India Company* to raise a further Sum of Money upon Bond, instead of increasing their Capital Stock; and to alter and amend an Act, passed in the Forty seventh Year of the Reign of His present Majesty, relative thereto.

[10th June 1811.]

37 G. 3. c. 31.
§ 1.

47 G. 3. Sess. 2.
c. 41. § 1.

‘ WHEREAS by an Act made in the Thirty seventh Year
‘ of the Reign of His present Majesty, intituled, *An Act*
‘ to enable the *East India Company* to raise Money for further increas-
‘ ing their Capital Stock, and to extend the Provisions now existing
‘ respecting the present Stock of the Company to the said increased Stock,
‘ after reciting, that the Affairs of the United Company of Mer-
‘ chants of *England* required a permanent Advance of a consider-
‘ able Sum of Money beyond what the said Company could raise
‘ under the Powers then vested in them by Law, the said United
‘ Company are authorized and empowered to raise Money for enlarg-
‘ ing their then Capital Stock or Fund of Six Millions of Pounds,
‘ to any Sum or Sums not exceeding the further Sum of Two
‘ Millions Capital Stock, so that their whole Capital Stock should
‘ not exceed the Capital Sum of Eight Millions: And whereas by
‘ an Act made in the Forty seventh Year of the Reign of His said
‘ Majesty, intituled, *An Act to enable the East India Company to raise*
‘ *Money upon Bond, instead of increasing their Capital Stock, the said*
‘ *Company*

Company are authorized to borrow, upon Bonds to be issued under their Common Seal, any Sum or Sums of Money not exceeding in the whole the Sum of Two Millions Sterling, over and above such Sum and Sums of Money as the said Company could then lawfully raise on their Bonds, and to apply the Money so to be borrowed and raised, for such Purposes as under and by virtue of the said Act of the Thirty seventh Year of the Reign of His said Majesty, the Money to be raised by enlarging the Capital Stock of the said Company was applicable; and by the said Act of the Forty seventh Year of the Reign of His said Majesty, it is provided, that when the said Company should have raised any Part of the Money which they were thereby authorized to raise by Bond, then and so long as such further Bond Debt, or any Part thereof, should continue, all the Money thereafter to be raised by enlarging the Capital Stock of the said United Company, under and by virtue of the said Act passed in the Thirty seventh Year of the Reign of His said Majesty, should be applied towards the Reduction of the Bond Debt of the said United Company, until it should be reduced to the Sum which the said Company might then lawfully raise by Bond; and in case the said Company should enlarge their Capital Stock, under and by virtue of the said Act passed in the Thirty seventh Year of the Reign of His present Majesty, before they should have increased their Bond Debt under the Authority of the Act now in recital, that then the Sum which they were thereby empowered to raise on Bond, should be reduced by the Sum of Two hundred Pounds Sterling in respect of every One hundred Pounds Capital Stock so enlarged, and so in Proportion for a greater or less Amount of Capital Stock which should have been created: And whereas a considerable Part of the Debt secured by the Engagement of the said Company in the *East Indies*, and which was incurred by reason of territorial and political Expences in that Country, has lately been discharged in *India*, by means of Bills drawn by the Governments of the said Company in the *East Indies* upon their Court of Directors in *London*; and thereby it has become necessary for the said Company to provide in this Country a much larger Sum of Money than in the ordinary Course of their Transactions can arise from the Sales of their Goods and the ordinary Receipts and Means of the said Company: And whereas the said United Company have not yet increased their Capital Stock, under and by virtue of the Powers contained in the said first mentioned Act; and it is expedient that the Power of the said United Company to raise Money upon their Bonds should be enlarged, so that they may be enabled either to raise a further Sum by Bond, or by Increase of their Capital Stock; therefore, that the Provision in the said last recited Act, as to the Application of the Money to be raised by increasing the Capital Stock of the said Company, and as to the Reduction of the Power of the said Company to increase their Bond Debt in a certain case, should be repealed, and that other Provisions should be made in respect thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by The King'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 it shall

§ 2.

Company
and may borrow a

further Sum of
Money upon
Bonds.

and may be lawful to and for the said Company, by and with the Approbation and Consent of the Board of Commissioners for the Affairs of *India* for the time being, at any time or times hereafter, to borrow upon Bonds to be issued under their Common Seal, any further Sum or Sums of Money not exceeding in the whole the Sum of Two Millions Sterling, over and above such Sum and Sums as the said Company can now lawfully raise on their Bonds, and to apply the Money so to be borrowed and raised for such Purposes, as under and by virtue of the said Act of the Thirty seventh Year of the Reign of His said Majesty, the Money to be raised by enlarging the Capital Stock of the said Company is applicable; any thing contained in the said recited Act or any other Act notwithstanding.

47 G. 3. Seff. 2.
c. 41. § 2.

II. And be it further enacted, That so much of the said Act of the Forty seventh Year of the Reign of His present Majesty, as provides that all the Money to be raised by enlarging the Capital Stock of the said Company as therein mentioned, should be applied towards the Reduction of the Bond Debt of the said United Company, until it should be so reduced to the Sum which the said Company might then lawfully raise by Bond, and as provides that in case the said Company should enlarge their Capital Stock, then that the Sum which they were thereby empowered to raise by Bond should be reduced, shall be and the same is hereby repealed.

repealed.

After raising
4,000,000l.
Company re-
strained from
raising further
Money on Bond.

III. Provided always, and be it enacted, That when the said United Company shall have raised under and by virtue of the said Act of the Thirty seventh Year of the Reign of His present Majesty, and of the said Act of the Forty seventh Year of the Reign of His present Majesty, and of this Act, such Sums of Money as together shall amount to the Sum of Four millions Sterling, then and from thenceforth it shall not be lawful for the said Company to raise any further Sum of Money upon Bond; and all Money which from thenceforth shall be raised by Increase of Capital Stock, under and by virtue of the said first mentioned Act, shall be applied in Discharge of the said Bond Debt, until the said Bond Debt, created by virtue of the said Act of the Forty seventh Year of the Reign of His Majesty, or this Act, together with the Money to be raised by Increase of Capital as aforesaid, shall be reduced to the Sum of Four millions Sterling.

IV. And whereas Bonds issued under the Common Seal of the said United Company, for Money borrowed by them by virtue of the Powers enabling them to borrow Money upon Bond, have usually been entered into, and have been expressed to have been made payable to the Person who for the time being has been the Treasurer of the said United Company, or his Assigns, and upon his Indorsement thereof, they have been sold and passed from one Person to another, by Delivery of the Possession thereof; and it is expedient that a legal Effect should be given to such Mode of Transfer of the Property in the said Bonds, and the Money secured thereby; Be it therefore further enacted, That all Bonds issued, or to be issued, under the Common Seal of the said United Company, by virtue of any Power by which they have been, are, or hereafter may be authorized to borrow Money upon their Bonds, shall be assignable and transferrable by Delivery of the Possession thereof; and upon every such Assignment or Transfer, the Money secured by the Bond so assigned or transferred, and due, and to become due thereon, and

Bonds issued by
Company under
their Common
Seal shall be
transferrable, &c.

and the Property in such Bond, shall be absolutely vested as well at Law as in Equity, in the Person or Persons, Body or Bodies Politick and Corporate, to whom the same shall be so assigned or transferred, and the Person or Persons, Body or Bodies Politick and Corporate, to whom any such Bond shall be so assigned and transferred, and his, her or their Executors, Administrators and Successors respectively, shall and may maintain his, her or their Action for the Principal and Interest secured thereby, and due thereon, or otherwise relating thereto, in like manner as the Obligee or Obligees named in any such Bond, or his, her or their Executors, Administrators or Successors, may now maintain any Action thereon; and in every such Action the Plaintiff or Plaintiffs shall recover his, her or their Debt, Damages and Costs of Suit; and if any such Plaintiff or Plaintiffs shall be nonsuited, or a Verdict be given against him, her or them, the Defendant or Defendants shall recover his, her or their Costs against the Plaintiff or Plaintiffs, and every such Plaintiff or Plaintiffs, Defendant or Defendants respectively recovering, may sue out Execution for such Debt, Damages and Costs by *Capias*, *Fieri facias* or *Elegit*.

VI. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded. Publick Act.

C A P. LXV.

An Act to explain and amend an Act passed in the Thirty ninth Year of His Majesty's Reign, intituled, *An Act for the more effectual Suppression of Societies established for seditious and treasonable Purposes, and for better preventing treasonable and seditious Practices*, so far as respects certain Penalties on Printers and Publishers. [10th June 1811.]

WHEREAS an Act was passed in the Thirty ninth Year of His present Majesty's Reign, intituled, *An Act for the more effectual Suppression of Societies established for seditious and treasonable Purposes, and for better preventing treasonable and seditious Practices*: And whereas, in and by the Twenty seventh and Thirty fifth Sections of the said Act, certain Provisions were made, that every Person who should print any Paper or Book, or publish or disperse, or assist in publishing or dispersing, any printed Paper or Book, without the Name and Place of Abode of the Printer being printed on such Paper or Book, in such manner as by the said Act is specified, should forfeit and pay the Sum of Twenty Pounds for every Copy of such Paper so published or dispersed by him; to be recovered before any Justice or Justices of the Peace, for the County, Stewartry, Riding, City, Town or Place, in which such Penalty should be incurred: And whereas there is not in the said Act any Provision authorizing such Justice or Justices to mitigate the Penalties thereby incurred, or enabling the Party to appeal from any Conviction by or Judgment of such Justice or Justices: And whereas divers Books and Papers have since been printed by several Persons, who, through Inadvertency or Mistake, have neglected to comply with the Provisions of the said Act, and such Persons have

39 G. 3. c. 79.
§ 27. 35.

thereby

Printing Papers
or Books con-
trary to recited
Act.

Penalties.

Justices may
mitigate Penal-
ties.

Name and Resi-
dence of Printers
not required to
be put to Bank
Notes, Bills, &c.
or to any Paper
printed by Au-
thority of any
Public Board or
Public Office.

‘ thereby become liable to be sued and prosecuted for Penalties to a
‘ vast Amount, although such Books and Papers were not of an
‘ evil or seditious Tendency: And whereas it is expedient to limit
‘ the Amount of Penalties imposed by the said Act; and to enable
‘ Magistrates to mitigate the Penalties in such cases as shall appear
‘ to them expedient; and also to give the Party, who may be ag-
‘ grieved by a Conviction under such Act, a Power of appealing from
‘ the same;’ Be it therefore enacted by the King’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 nothing in the Twenty
seventh Section of the said Act contained shall extend to make any
Person or Persons offending against the same, liable to more than
Twenty five Forfeitures or Penalties for printing or publishing, or
dispensing, or assisting in publishing or dispensing, any Number of
Copies of one and the same Paper or Book, contrary to the said
Section of the said Act.

II. And be it further enacted, That if any Justice or other Ma-
gistrate before whom any Person shall be convicted of any Offence
or Offences against the Provisions of the before mentioned Act, shall
see cause to mitigate such Penalty or Penalties, it shall be lawful for
such Justice or other Magistrate to mitigate or lessen the same to any
Sum not less than Five Pounds over and above all reasonable Costs
and Charges expended or incurred in the Prosecution.

‘ III. And whereas Doubts have arisen whether the Provisions
‘ contained in the said Act may not be considered as extending to
‘ Notes and Post Bills of the Governor and Company of the Bank
‘ of *England*, and to Bills of Exchange, Promissory Notes, Bonds
‘ and other Securities for Payment of Money, Bills of Lading, Po-
‘ licies of Insurance, Letters of Attorney, Transfers or Assignments
‘ of Public Stocks, Funds and other Securities, and to Dividend
‘ Warrants, Receipts for Money or Goods, Deeds or other Instru-
‘ ments, Proceedings in the Courts of Law and Equity, and other
‘ Inferior Courts, Warrants, Orders and other Papers, printed by the
‘ Authority of any Public Board or Public Officer in the Execution
‘ of the Duties of their respective Offices, many of which Securi-
‘ ties, Instruments, Proceedings and other Matters aforesaid, are
‘ usually wholly or in part printed;’ Be it therefore hereby declared
and enacted, That nothing in the said recited Act or in this Act
contained shall extend or be construed to extend to require the Name
and Residence of the Printer to be printed upon any such Bank Note,
Bank Post Bill, Bill of Exchange or Promissory Note, or upon any
Bond or other Security for Payment of Money, or upon any Bill
of Lading, Policy of Insurance, Letter of Attorney, Deed or Agree-
ment, or upon any Transfer or Assignment of any Public Stocks,
Funds or other Securities, or upon any Transfer or Assignment of
the Stocks of any Public Corporation or Company, authorized or
sanctioned by Act of Parliament, or upon any Dividend Warrant of
or for any such Public or other Stocks, Funds or Securities, or upon
any Receipt for Money or Goods, or upon any Proceeding in any
Court of Law or Equity, or in any Inferior Court, Warrant, Order
or other Papers printed by the Authority of any Public Board or
Public Officer in the Execution of the Duties of their respective
Offices, notwithstanding the whole or any Part of the said several
Securities,

Securities, Instruments, Proceedings, Matters and Things aforesaid, shall have been or shall be printed; any thing herein or in the said recited Act contained to the contrary thereof in any wise notwithstanding.

IV. And be it further enacted, That if any Person or Persons shall think himself, herself or themselves aggrieved, by any Conviction, Judgment or Determination, of any Justice or Justices, relating to any Matter or Thing in the before mentioned Act contained, then and in that case he, she or they may appeal to the Justices of the Peace at the General Quarter-Sessions to be holden in and for the County, City or Place where such Conviction, Judgment or Determination shall have been made, next after the Expiration of Twenty Days from the making thereof, first giving Six Days Notice of such Appeal to the Person or Persons prosecuting for such Penalty or Penalties; and the said Justices shall hear and determine the said Appeal at such General Quarter-Sessions, or, if they think proper, adjourn the Hearing thereof until the next General Quarter-Sessions to be holden for such County, Town or Place; and the said Justices may, in like manner, if they see cause, mitigate any Penalty or Penalties, and may order any Money to be returned which shall have been paid or levied under any Conviction as aforesaid, and may also order and award such Costs to be paid by either Party to the other, as they shall think and judge reasonable.

V. And be it further enacted, That this Act shall take Effect from the First Day of *March* One thousand eight hundred and eleven.

C A P. LXVI.

An Act to amend and render more effectual several Acts for promoting the Trade of *Dublin*, by rendering its Port and Harbour more commodious: and for erecting, repairing and maintaining Light Houses round the Coast of *Ireland*, and to raise a Fund for defraying the Charge thereof.

[10th June 1811.]

WHEREAS it is necessary to make further Provision for defraying the Expence of purchasing Ground for and for building new Light Houses; and for repairing, fitting up, completing and keeping in Repair the several Light Houses, Beacons and Sea Marks which have been or may be erected and built round the Coasts of *Ireland*: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 Expiration of Ten Days after the Day of the passing of this Act, there shall be payable and paid to the Corporation for preserving and improving the Port of *Dublin*, by the Owners or Masters of every Ship or Decked Vessel which shall pass any Light House or Light Houses on the Coasts of *Ireland*, the Sums, Rates and Duties following; that is to say,

For every *British* or *Irish* Ship or Decked Vessel navigated according to Law, which shall pass any such Light House or Light Houses, for and in respect of every Light House which such Ship or Vessel shall

Vessels passing
Lighthouses on
the Coast of
Ireland.

Rates.

shall pass, and for and in respect of every time of passing any and every such Light House or Light Houses, whether the said Ship or Vessel shall be outward or homeward bound, or on a foreign Voyage, or sailing Coastwise, the Sum of One Penny for every Ton Burthen of such Ship or Vessel for and in respect of every such Light House, and every time of passing the same:

And for every Foreign Ship or Decked Vessel passing as aforesaid, the Sum of Two Pence for every Ton Burthen, for and in respect of every such Light House, and every time of passing the same.

II. And be it further enacted, That, from and after the time when a Floating Light shall be established on the *Kish Bank* on the South Side of *Dublin Bay*, there shall be paid to the said Corporation for preserving and improving the Port of *Dublin*, by the Owners or Masters of every Ship or Decked Vessel which shall pass such Floating Light on the *Kish Bank*, the Sums, Rates and Duties following; that is to say,

For every *British* or *Irish* Ship or Decked Vessel navigated according to Law, which shall pass such Floating Light; and for and in respect of every time such Ship or Vessel shall pass such Floating Light, whether the said Ship or Vessel shall be outward or homeward bound, or on a Foreign Voyage, or sailing Coastwise, the Sum of One Halfpenny for every Ton Burthen of such Ship or Vessel, for and in respect of every time of passing the said Floating Light:

And for every Foreign Ship or Decked Vessel passing such Floating Light as aforesaid, the Sum of One Penny for every Ton Burthen of such Ship or Vessel, for and in respect of every time of passing the said Floating Light.

And the Produce of the said last mentioned Duties shall by the said Corporation be appropriated and applied to the Maintenance of the said Floating Light, and a separate Account shall be kept by the said Corporation of the Receipt and Expenditure thereof, and the same shall be separately accounted for by the said Corporation.

III. And be it further enacted, That, from and after the Expiration of Ten Days after the Day of the passing this Act, there shall be payable and paid to the said Corporation for preserving and improving the Port of *Dublin*, the Rates and Duties following; that is to say, upon every Entry inwards and on every Entry outwards of any Ship or Vessel made in any Port of *Ireland*, and upon every Entry, Cocket or Warrant, in any such Port for shipping any Goods, Wares or Merchandize, inwards or outwards, or from any Port in *Ireland* to any other Port therein, where the Value of such Goods, Wares or Merchandize shall exceed the Sum of Five Pounds, the Sum of One Shilling and Six Pence.

IV. And whereas the Rates and Charges at present payable by Law for Ballast delivered or taken on board Ships in the Harbour of *Dublin* are insufficient to defray the present Expences of obtaining and delivering the same; Be it therefore enacted, That, from and after the Expiration of Ten Days after the Day of the passing of this Act, the Master, Commander, or Owner of every Ship or Vessel belonging to *Great Britain* or *Ireland*, or the *British* Plantations, and of every Foreign Ship or Vessel who shall take in Ballast from the Office of the said Corporation, for preserving and improving the Port of *Dublin*, within the Port of *Dublin*, or in the

several

Vessels passing
Floating Light
on the Kish
Bank.

Rates.

Rates for En-
tries of Ships.

Additional Bal-
last Rates.

several Creeks or Harbours thereunto belonging, or in any Place whatsoever within the Jurisdiction or which is subject to the Power or Authority of the said Corporation, shall pay or cause to be paid to the Ballast Master or other Officer who shall be appointed by the said Corporation to receive the same, in addition to the several Sums of Money, Rates and Charges now payable by Law, the several and respective further and additional Sums of Money, Duties, Rates and Charges following; that is to say,

For every Ton of Ballast which shall be delivered or taken on board any Ship, Boat or Vessel belonging to *Great Britain* or *Ireland*, or any Part of the United Kingdom, or to the *British* Plantations, within the Harbour of *Dublin*, or any of the Creeks or Harbours thereunto belonging, in addition to all former Rates and Duties, the further Sum of Two Pence : Rates of Ballast,

For every Ton of Ballast which shall be delivered or taken on board any Foreign Ship, Boat or Vessel in addition to all former Rates and Duties, the further Sum of Six Pence.

Which said last mentioned Duties shall be applied by the said Corporation, so far as the same shall be necessary, towards defraying the Expences of obtaining and delivering such Ballast, and the Surplus thereof in manner directed by this Act.

‘ V. And whereas the Tonnage Duty now payable by Law on Ships and Vessels arriving in the said Harbour of *Dublin* is insufficient to support the Expence of improving the said Harbour;’ Be it further enacted, That, from and after the Expiration of Ten Days after the passing of this Act, the Master, Commander or Owner of every Ship or Vessel coming into the said Harbour of *Dublin*, shall pay or cause to be paid for the Use of the said Corporation to the said Ballast Master of the Ballast Office of the Port of *Dublin*, or other Officer who shall be appointed by the said Corporation to receive the same, in addition to the several Rates of Tonnage now payable by Law, the several further Sums, Rates and Duties following; that is to say, An additional Tonnage Rate,

For every Foreign Ship or Vessel (or such as shall not belong to any of His Majesty's Subjects of the United Kingdom or the *British* Plantations) arriving or coming into the Harbour of *Dublin*; for every Ton of the Burthen of such Ship or Vessel on every Voyage which such Ship or Vessel shall make to the said Harbour of *Dublin*, in addition to all former Tonnage Rates and Duties, the further Sum of Six Pence. Rates of Tonnage.

For every Ship or Vessel which shall belong to any of His Majesty's Subjects arriving or coming into the said Harbour of *Dublin* (except Vessels arriving in the said Harbour entirely laden with Coals, and coasting Vessels coming and trading from any Part of *Ireland*, to the said Harbour); for every Ton of the Burthen of such Ship or Vessel on every Voyage which such Ship or Vessel shall make to the said Harbour of *Dublin*, in addition to all former Tonnage Rates and Duties, the further Sum of Three Pence :

For every Ship or Vessel arriving in the said Harbour laden with Coals, and every Coaster; that is to say, every Ship or Vessel coming and trading from any Part of *Ireland* to *Dublin*, or the Creeks or Harbours thereof; for every Ton of the Burthen of such Ship or Vessel on every Voyage which such Ship or Vessel shall make to

the said Harbour of *Dublin*, in addition to all former Rates and Duties, the further Sum of Two Pence.

Duties to be in addition to former Duties.

VI. And be it further enacted, That the said respective Duties hereinbefore granted and made payable, shall be in addition to and over and above all other Tonnage Duties, and all other Duties in respect of the passing of any Light House, and all other Duties upon any Entry, Cocket or Warrant payable in *Ireland* under or by virtue of any Act or Acts in force at the time of the passing of this Act.

How Duties collected and disposed of.

VII. And be it further enacted, That the several Duties by this Act granted on Ships and Vessels passing any Light House on the Coast of *Ireland*, or passing the said Floating Light on the *Kish Bank* on the South Side of the Bay of *Dublin*, shall be paid to and collected by the Collector or other Chief Officer of the Customs, or to some Person to be appointed by the said Corporation, for the Purpose of receiving the same in such Port of the United Kingdom into which any Ship or Vessel passing any such Light House or Light Houses shall arrive next after the passing of such Light House or Light Houses respectively; and that the Collectors of His Majesty's Customs, Comptrollers, Receivers of Entries, Surveyors or Searchers, Waiters, and all other Officers of the Customs whatever, or their respective Deputies or Clerks at any of the Ports, Harbours or Places of the United Kingdom, shall not, after the Commencement of the said Duties, take or receive any Entry or Cocket or other Discharge or Clearance, or take any Report outwards, for any Ship or Vessel liable or subject to the said Duties, until the said Duties shall be paid pursuant to the Directions of this Act to the respective Collectors of Customs, or to the Persons appointed by the said Corporation to collect the said Duties, nor until the Master or Owner of any Ship or Vessel subject to the Payment of the said Duties shall show and produce a Receipt for such Duties accordingly to the Officer required to take or receive any such Entry, Cocket, Discharge, Clearance or Report outwards aforesaid; and that the said Duties in respect of Light Houses shall from time to time be accounted for by the Collectors and Receivers thereof, and shall be by such Collectors paid into the Receipt of His Majesty's Exchequer in *Ireland*, for the Use of the said Corporation, for preserving and improving the Port of *Dublin*, and shall be issued from time to time by the said Commissioners for executing the Office of Lord High Treasurer of *Ireland*, to the said Corporation under the Authority of this Act; and the said Duties when so paid over to the said Corporation (except the Duty in respect of a Floating Light on the *Kish Bank* in *Dublin* Bay, which shall be applied to the Maintenance of such Light when the same shall be erected) shall by the said Corporation be applied to the Purposes of an Act made in the last Session of Parliament, intituled, *An Act to enable the Corporation for preserving and improving the Port of Dublin, to erect, maintain and repair Light Houses round the Coasts of Ireland, and to raise a Fund for defraying the Charge thereof*, in manner and under the Regulations in the said recited Act mentioned and contained, and that the Duty by this Act imposed on every Entry, Cocket or Warrant in any Port in *Ireland*, shall be levied, collected and received by the Officers of Customs, and paid over to the said Corporation in such and the like manner as the Duties granted on such Entries by the said recited Act, made in the

50 G. 3. c. 95.

last Session of Parliament, are directed to be levied, collected and received by such Officers and paid over to the said Corporation; and that the additional Duties or Charges by this Act granted for Ballast delivered or taken on board Ships, and the additional Duties by this Act imposed in respect of Ships coming into the Harbour of *Dublin*, shall be collected and levied in like manner, and under the like Powers and Authorities as other Duties of the like Nature may by Law be collected and levied by the said Corporation; and that the said additional Duties and Charges in respect of Ballast shall be applied towards the defraying the Expenses of obtaining and delivering the same, and that the Surplus of the said Duties and Charges after such Expenses shall be defrayed, and also the additional Duties by this Act imposed in respect of the Tonnage of Ships coming into the Harbour of *Dublin*; and also so much of the said Duty of One Shilling and Six Pence on every Entry, Cocket or Warrant as aforesaid, as shall be payable or paid within the Port of *Dublin*, shall, by the said Corporation for preserving and improving the Port of *Dublin*, be applied towards the erecting a Light on the *Kish Bank* on the South Side of *Dublin Bay*, for the better Preservation of the Ships and Vessels against the Dangers resulting from the said *Kish Bank* to Ships and Vessels entering into, going out of or passing by the said Harbour, and passing up and down *Saint George's Channel*, and towards erecting a Light House on the Hill of *Howth* in a more convenient and useful Situation for Mariners than the one now erected is placed in.

VIII. Provided always, and be it further enacted, That this Act shall not extend to charge with the Rate or Duty hereby imposed on the Tonnage of Ships and Vessels passing Light Houses, any of His Majesty's Ships of War, nor any Ship or Vessel whatever being the Property of His Majesty, his Heirs or Successors, or of the Royal Family, nor any Fishing Vessels, Smacks or Boats, and that all coasting Vessels sailing in Ballast only, from any Port in *Ireland* to any other Port therein, shall pay only One Half of the said Rates and Duties; any thing hereinbefore mentioned and contained to the contrary notwithstanding.

IX. Provided also, and be it further enacted, That if any Light House, which shall not, at the time of the passing of this Act, be completed in such Manner as to have the Lights or Signals put up therein, shall, at any time after the passing of this Act, be built, erected or repaired on any Parts of the Coasts of *Ireland*, then and in such case a Notice of the time when such Light House has been or will be completed, so as to have Lights or Signals put up therein, shall be given by the said Corporation for preserving and improving the Port of *Dublin*, Three several times in the *London and Dublin Gazettes*; and the Duties by this Act granted on the Tonnage of Ships and Vessels passing any such Light House shall not commence or be payable until after the time mentioned in such Notice, nor unless such Lights or Signals shall be put up in such Light House at the time mentioned in such Notice.

X. And whereas the several Acts passed in the Parliament of *Ireland* in the Twenty sixth, Thirty second, Thirty third and Fortieth Years of His present Majesty's Reign, for promoting the Trade of *Dublin*, by rendering its Port and Harbour more com-

Proviso for Ships of War, &c. and Fishing Vessels.

Notice of completing of Light-houses in *Gazettes*.

Duty not payable till Light put up.

26 G. 3. (1.) c. 19.
32 G. 3. (1.) c. 35.
33 G. 3. (1.) c. 54.
40 G. 3. (1.) c. 47.

The River Anna Liffey and the Harbour, &c. to be under Corporation for preserving Port of Dublin.

‘modious, and for repairing and preserving the Walls of the River Anna Liffey, in the City of Dublin, require to be further amended;’ Be it therefore enacted, That the Care, Management and Superintendance of the whole of the said River Anna Liffey, and of the Quays and Walls bounding the same on both Sides of the said River, and also of the Harbour of Dublin, and of the Strands thereof, and of the Bays, Creeks and Harbours within the said Harbour of Dublin, on the North and South Sides of the said Harbour of Dublin, commencing on the North Side of the said River, Strand, Harbour and Bay, from and including Barrack Bridge, otherwise called Bloody Bridge, in the County of the City of Dublin, and extending to and including the Harbour of Sutton, in the County of Dublin; and on the South Side River, Strand, Harbour and Bay, commencing from and including the same Bridge, and extending to and including the Harbour of Dalkey, in the County of Dublin, and the Quays and Walls called the North, South, and East Walls, and all the Bridges now over the said River Anna Liffey, or which hereafter may be built or erected within the said Limits over the same, and the building and repairing of the said Walls; and the Care and Superintendance of the said Bridges shall, from and after the passing of this Act, be, and the same are hereby vested in the Corporation for preserving and improving the Port of Dublin, and their Successors for ever, with all such Power and Authorities as by the said Acts, or any other Act or Acts are given to or vested in the said Corporation, to all Intents and Purposes whatsoever.

Proviso for Grand Juries appointing Overseers in respect of Bridges.

XI. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend any way to alter or diminish the Power of any Grand Jury or Grand Juries in the County or County of the City of Dublin to appoint Overseers for any Works in respect of any Bridge or Bridges over the said River Anna Liffey, for the Execution whereof any Presentment or Presentments shall be made by any such Grand Jury or Grand Juries, nor in any way to contradict or interfere with any Presentment whatever respecting or relating to the building, re-building or repairing any such Bridge or Bridges made or to be made by any such Grand Jury or Grand Juries, nor to contradict or interfere with any Powers vested by Law in such Grand Jury or Grand Juries respecting the same, nor any Proceedings towards the carrying into Effect any such Presentment under the Authority of any Act or Acts in force at the time of the passing of this Act.

Corporation may borrow Money on Credit of Rates.

XII. And whereas the said Corporation may find it necessary, in order to enable them the more effectually to carry into Execution the purposes of the said recited Acts and of this present Act, to borrow a Sum or Sums of Money upon the Credit of the Taxes, Payments, Rates, Duties and Revenues arising under the said recited Acts and this present Act; Be it therefore enacted, That it shall and may be lawful to and for the said Corporation to take up and borrow upon the Credit of all or any of the said Taxes, Payments, Rates, Duties and Revenues in the said former Acts or in this Act contained, by and with the Consent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of Ireland, and of the Lord High Treasurer of Ireland, or Commissioners for executing the Office of Lord High Treasurer of Ireland, or any

Three of them, any Sum or Sums of Money which the said Corporation shall think necessary, at any Rate of Interest not exceeding Five Pounds *per Centum per Annum*, and for that Purpose to issue Debentures of One hundred Pounds each under their Common Seal for the Sum or Sums of Money so to be borrowed, in such Manner and Form as the said Corporation by any Bye-Laws to be entered into by them pursuant, to the Directions of the said recited Acts, or any of them, shall appoint; and the said Debentures and the Sums therein respectively contained, together with the Interest thereof, and the Sinking Fund applicable to the Reduction thereof in manner hereinafter mentioned, shall be actual Charges and Liens upon the said Taxes, Payments, Rates, Duties and Revenues, or so much thereof as shall be specified in such Debentures respectively: *Provida*

XIII. And be it further enacted, That a yearly Sum equal to the Amount of One Pound for every One hundred Pounds, of all Sums which at any time after the passing of this Act shall be borrowed by the said Corporation on the Credit of the said Taxes, Rates, Duties and Revenues, or any Part of them, under the Authority of this Act, shall yearly and every Year, from and immediately after the Twenty fourth Day of *June* One thousand eight hundred and eleven, be taken by the said Corporation from the Produce of the said Taxes, Payments, Rates, Duties and Revenues, and shall be laid out by Four equal quarterly Sums on the Twenty ninth Day of *September*, the Twenty fifth Day of *December*, the Twenty fifth Day of *March* and the Twenty fourth Day of *June*, or within Thirty Days thereof in each and every Year, in the Name of the said Corporation in the Purchase of Three Pounds Ten Shillings *per Centum* Annuities transferrable at the Bank of *Ireland*, or in such other Stock in the Public Funds at the Bank of *Ireland* as the said Corporation shall in their Discretion think fit; and also that all Dividends which shall accrue and become payable, for and on account of such Stock in the said Public Funds as shall be so purchased as aforesaid, and also all Dividends which shall arise and be payable from such Accumulation of the said Stock as is hereinafter directed to be made, shall Half-yearly, or as soon as such Dividend shall from time to time accrue and become payable, be laid out in the Name of the said Corporation, in the Purchase of such Stock or Funds as aforesaid, and so from time to time during the Continuance of the said former Acts and this Act, until such Stock so to be purchased as aforesaid shall be worth to be sold a Sum of One hundred Pounds, and then and not before the said Annuities or other Stock so to be purchased in the Public Funds as aforesaid shall be sold, and the Money arising therefrom shall be applied in the purchasing such Debenture when the same can be procured at or under *Par*, and every Debenture so purchased shall be immediately cancelled, and so from time to time a yearly Sum equal to the Amount of One Pound for every One hundred Pounds of all Money borrowed by and due from the said Corporation under the Authority of this Act, shall continue to be invested in such Funds and Annuities, and shall accumulate and shall be applied whenever the same shall amount to

Fund established
for paying off
Debt.

the Sum of One hundred Pounds as aforesaid, until the whole of all Sums borrowed and to be borrowed by the said Corporation under the Authority of this Act, shall be fully paid off and discharged.

Members of Corporation not eligible to hold Offices under it.

XIV. And be it further enacted, That, from and after the passing of this Act, no Person or Persons being a Member or Members of the said Corporation for preserving and improving the Port of *Dublin*, shall be elected or be capable of being elected, or shall hold or be capable of holding any Office, Place or Employment under the said Corporation; and that no Person holding any Office, Place or Employment under the said Corporation shall be elected or be capable of being a Member of the said Corporation so long as he shall hold any such Office, Place or Employment: Provided always, that nothing herein contained shall extend or be construed to extend to any Person or Persons being at present Members of the said Corporation, and also at present holding any Office or Employment under the same; and that all Officers and Persons who at any time before the passing of this Act have been elected and appointed by the said Corporation to do or perform any Offices, Duties, or other Matters in Execution of the said Acts, or any of them, and who are now in the Service and Employment of the said Corporation; and also all and every Person and Persons who shall or may hereafter from time to time be elected, intrusted or appointed by the said Corporation to do, execute or perform any such Offices, Duties, or other Matters under and by virtue of the said Acts or any of them, or this present Act, shall take and subscribe the following Oath or Affirmation; that is to say,

Present Officers.

Officers to take Oath.

Oath.

‘ I *A. B.* do solemnly promise and swear, [*or*, being a Quaker, do solemnly affirm] That I will faithfully, diligently and impartially, according to the best of my Skill and Knowledge, perform and execute the several Offices, Duties, Powers, Matters and Trusts committed to me by the Corporation for preserving and improving the Port of *Dublin*, without Favour or Affection, Prejudice or Malice. So help me GOD.’

Which Oath or Affirmation any Three or more of the said Corporation are hereby empowered to administer.

‘ XV. And whereas in the Accounts of the said Corporation which have been heretofore audited by the Commissioners of Imprested Accounts, certain Sums remain in charge against them for Insurers or Charges formerly disallowed by the said Commissioners, and also certain Sums which appear to be Debts due to the said Corporation, but which from the Nature of them cannot now be recovered: And whereas it would render the Accounts of the said Corporation more plain and simple if the Commissioners of Imprested Accounts were authorized to strike out of such Accounts such Sums circumstanced as aforesaid:’ Be it therefore enacted, That it shall and may be lawful to and for the Lord High Treasurer, or the Commissioners for executing the Office of Lord High Treasurer of *Ireland* for the time being, to direct the Commissioners of Imprested Accounts, and the said Commissioners of Imprested Accounts are hereby required, in obedience to such Direction, to strike out and deduct from the said Accounts the said Insurers, or such of them as they shall think proper; and also any Sum or Sums which shall appear in the said Accounts to be due to the said Corporation, but which shall be certified by the said Corporation, or any Three

Treasury may direct Sums remaining in charge against Corporation for Insurers, &c. to be struck out in auditing their Accounts.

or more of the Members of the said Corporation, to the said Commissioners for executing the Office of Lord High Treasurer of *Ireland*, to be in their Opinion irrecoverable.

XVI. And be it further enacted, That in case the said Corporation or any Member or Officer thereof, or any Person acting by the Directions or Authority thereof, shall be sued for any matter or thing done by him or them by virtue or in pursuance of this Act, or of the said recited Acts or any of them, it shall and may be lawful for him or them to plead the General Issue, and give this Act and the special matter in Evidence.

General Issue.

C A P. LXVII.

An Act for repealing the Duties of Customs now payable on the Importation of Hides in the Hair, and granting new Duties in lieu thereof. [15th June 1811.]

WHEREAS it is expedient that the Duties of Customs payable on the Importation into *Great Britain* of Buffalo, Bull, Ox and Cow Hides, in the Hair, not tanned, tawed, curried, or in any way dressed, and imported from any *British* Colony or Settlement in *Africa* (a), should be repealed, and that other Duties should be imposed in lieu thereof; Be it therefore enacted by the King'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 Twentieth Day of *June* One thousand eight hundred and eleven, the Duties of Customs payable by Law upon Buffalo, Bull, Ox and Cow Hides, in the Hair, not being tanned, tawed, curried or in any way dressed, and being imported into *Great Britain* from any *British* Colony or Settlement in *Africa*, do cease and determine; save and except in all cases relating to the recovering or paying any Arrears thereof, which may remain unpaid, or to any Fine, Penalty or Forfeiture relating thereto, which shall have been incurred at any time before the said Twentieth Day of *June* One thousand eight hundred and eleven; and that, from and after the said Day, in lieu and instead of the Duties hereby repealed, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, upon every such Hide so imported as aforesaid, a permanent Duty of Customs of Three Pence, and also a temporary or War Duty of Customs of One Penny. (a) [See 49 G. 3. c. 98. *Sch. A. Inwards, tit. Hides.*]

Duties on Importation of Undressed Hides from Africa to cease.

A permanent Duty and War Duty.

II. And be it further enacted, That so much of the said Duties of Customs hereby imposed, as fall under the Title and Description of Temporary or War Duties, shall be paid and payable during the Continuance of the present War, and for Six Months after the Ratification of a Definitive Treaty of Peace.

Continuance of War Duty.

III. And be it further enacted, That the Duties hereby imposed upon the Importation of the said Hides shall and may be secured by Bond under the Regulations of an Act passed in the Forty third Year of His present Majesty, intituled, *An Act for permitting certain Goods imported into Great Britain to be secured in Warehouse without Payment of Duty*: Provided always, that the said Duties, and no other, shall be charged and payable on any of the said Hides, which

Duties bonded under 43 G. 3. c. 132.

Duties to be paid on Hides taken out of Ware-

house, though imported on or before June 20, 1811.

having been warehoused or otherwise secured under the Authority of any Act of Parliament, without Payment of Duty, shall be taken out of any such Warehouse or Place wherein the same shall have been lodged or secured, for the Purpose of being used or consumed in *Great Britain*, after the said Twentieth Day of *June* One thousand eight hundred and eleven, notwithstanding the same may have been imported into *Great Britain* on or before the said Twentieth Day of *June* One thousand eight hundred and eleven.

Duties under Commissioners of Customs ;

IV. And be it further enacted, That such of the said Duties as shall arise in that Part of *Great Britain* called *England* shall be under the Management of the Commissioners of the Customs in *England* for the time being ; and such thereof as shall arise in that Part of *Great Britain* called *Scotland* shall be under the Management of the Commissioners of the Customs in *Scotland* for the time being.

How levied.

V. And be it further enacted, That the said Duties shall be managed, ascertained, raised, levied, collected, paid and recovered, in such and the like manner as any Duties of Customs of a like Nature are managed, ascertained, raised, levied, collected, paid and recovered, and under and subject to the several Powers, Conditions, Rules, Regulations, Restrictions, Penalties and Forfeitures now in force, in relation to or made for securing the Revenue of Customs in *Great Britain* ; and all Pains, Penalties, Fines and Forfeitures for any Offences whatever committed against or in breach of any Act or Acts of Parliament in force on or immediately before the passing of this Act, made for securing the Revenue of Customs, or for the Regulation or Improvement thereof, and the several Clauses, Powers and Directions therein contained, shall be in full Force and Effect as to the said Duties, as fully and effectually to all Intents and Purposes as if they were at large repeated and re-enacted in this Act.

Application of Duties.

VI. And be it further enacted, That all Monies from time to time arising from the said Duties, the necessary Charges of raising and accounting for the same respectively excepted, shall from time to time be paid into the Receipt of His Majesty's Exchequer at *Westminster*, and shall be appropriated and applied in the same manner as the Duties imposed by the said recited Act of the Forty ninth Year of the Reign of His present Majesty are directed to be appropriated and applied.

49 G. 3. c. 98.

Act may be altered, &c.

VII. And be it further enacted, That this Act may be varied, altered or repealed, by any Act or Acts to be made in this present Session of Parliament.

C A P. LXVIII.

An Act for charging an additional Duty on Verdigris imported, [15th June 1811.]

‘ WHEREAS it is expedient that an additional Duty of Customs should be imposed on Verdigris imported into *Great Britain* ;’ Be it therefore enacted by the King'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 passing of this Act, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, an additional Duty of Customs of

Additional Duty on Verdigris imported.

Two Shillings per Pound on all Verdigris imported or brought into Great Britain from Parts beyond the Seas.

II. And be it further enacted, That the additional Duty of Customs hereby imposed shall be managed, ascertained, raised, levied, collected, paid and recovered in such and the like manner as any Duties of Customs of the like Nature are managed, ascertained, raised, levied, collected, paid and recovered, and under and subject to the several Powers, Conditions, Rules, Regulations, Restrictions, Penalties and Forfeitures now in force in relation to or made for securing the Revenue of Customs in Great Britain; and all Powers, Penalties, Fines and Forfeitures for any Offence whatever committed against or in breach of any Act or Acts of Parliament in force on and immediately before the passing of this Act, made for securing the Revenue of Customs, or for the Regulation or Improvement thereof, and the several Clauses, Powers and Directions therein contained, shall be in full Force and Effect as to the said Duty, as fully and effectually to all Intents and Purposes as if they were at large repeated and re-enacted in this Act.

How Duties
levied.

III. And be it further enacted, That all Monies from time to time arising from the said Duty, the necessary Charges of raising and accounting for the same respectively excepted, shall from time to time be paid unto the Receipt of His Majesty's Exchequer at Westminster, and shall be appropriated and applied in the same manner as the Duties called Permanent Duties, imposed by an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting new Duties in lieu thereof*, are directed to be appropriated and applied.

Application of
Duties.

49 G. 3. c. 92.

C A P. LXIX.

An Act for repealing the Duty on the Materials used in making Flint and Phial Glafs; and for granting, until the First Day of August One thousand eight hundred and twelve, other Duties in lieu thereof; and for continuing and amending an Act passed in the Forty ninth Year of His Majesty's Reign, intituled, *An Act for repealing the Duties on the Materials used in making Spread Window Glafs and Crown Glafs, and for granting other Duties in lieu thereof; and for the better Collection of the said Duties.* [15th June 1811.]

WHEREAS by certain Acts of Parliament in force at and immediately before the passing of this Act, certain Duties of Excise are chargeable on the Materials, Metal or other Preparations, made use of, in Great Britain, in the making of Flint Glafs, or Enamel, Stained or Paste Glafs, or Phial Glafs, and certain Drawbacks are allowed on the Exportation of such Glafs as Merchandize; and certain countervailing Duties are also chargeable on all such Glafs as aforesaid made in Ireland, and imported into Great Britain: And whereas it is expedient to repeal the said Duties and Drawbacks, and to impose other Duties and grant other Drawbacks in lieu thereof; Be it therefore enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament

Duties and Drawbacks on Flint and Phial Glass Materials repealed.

Parliament assembled, and by the Authority of the same, That, from and after the First Day of *August* One thousand eight hundred and eleven, all and singular the said Duties and Drawbacks shall cease and determine, and be no longer paid or payable; save and except in all cases relating to the recovering, allowing or paying any Arrears thereof respectively, which may at that time remain unpaid, or to any Fine, Penalty or Forfeiture, Fines, Penalties or Forfeitures relating thereto respectively, which shall have been incurred at any time before or on the said First Day of *August* One thousand eight hundred and eleven.

Duty on Flint and Phial Glass made in G. B.

II. And be it further enacted, That, from and after the said First Day of *August* One thousand eight hundred and eleven, in lieu and instead of the Duties by this Act repealed, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, the several Rates and Duties of Excise hereinafter mentioned; that is to say, for every Hundred Weight of Flint Glass, and of Phial Glass respectively, which shall be made in *Great Britain*, Two Pounds Nine Shillings, and so in Proportion for any greater or less Quantity; and for every Hundred Weight of Flint Glass and of Phial Glass respectively which shall be made in *Ireland*, and imported from thence into *Great Britain*, a countervailing Duty of Two Pounds Nine Shillings, and so in Proportion for any greater or less Quantity.

Countervailing Duty for such as imported from Ireland Drawbacks.

III. And be it further enacted, That the following Drawbacks shall be allowed; that is to say, for every Hundred Weight of Flint Glass or of Phial Glass respectively made in *Great Britain*, and for which all the Duties imposed for and in respect thereof shall have been paid, and which shall be duly exported to foreign Parts or to *Ireland*, as Merchandize, a Drawback of Two Pounds Nine Shillings, and so in Proportion for any greater or less Quantity.

Duties under Commissioners of Excise.

IV. And be it further enacted, That such of the Duties by this Act imposed, as shall arise in that Part of *Great Britain* called *England*, shall be under the Management of the Commissioners of Excise in *England* for the time being, and such thereof as shall arise in that Part of *Great Britain* called *Scotland*, shall be under the Management of the Commissioners of Excise in *Scotland* for the time being.

Entry of Lears.

V. And be it further enacted, That all and every Maker and Makers of Glass before he, she or they shall begin to anneal any Glass or Glass Wares whatsoever, shall make true and particular Entry in Writing of all and every Lear and Lears by him, her or them respectively intended to be made use of; for the annealing of Glass, at the Office of Excise within the Compass or Limits whereof such Lear or Lears respectively shall be situate, on Pain of forfeiting the Sum of Two hundred Pounds for every Lear which he, she or they shall make use of for the annealing of any Glass or Glass Wares whatsoever, without having made such Entry thereof as aforesaid.

Penalty.

Glass Makers to take out a Licence for each Lear.

VI. And be it further enacted, That all and every Maker and Makers of Flint Glass or of Phial Glass, before he, she or they shall presume to make use of any Lear in or for the annealing of Flint Glass or Phial Glass, shall, over and besides the Licence for each and every his, her or their Glasshouse, take out such Licence or Licences hereinafter mentioned, as the case may require, authorizing him, her or them to make use of such Lear for the annealing of Flint Glass and Phial Glass, or either of them, which Licences respectively

respectively shall be granted in manner hereinafter mentioned; that is to say, if any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted, to make use of any such Lear for the annealing of Flint Glass and Phial Glass, or either of them, within the Limits of the Chief Office of Excise in *London*, the same shall be granted under the Hands and Seals of Two or more of the Commissioners of Excise in *England* for the time being, or of such Persons as they the said Commissioners of Excise, or the major Part of them for the time being, shall from time to time appoint for that Purpose; but if any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted, to make use of any Lear for the annealing of Flint Glass and Phial Glass, or either of them, in that Part of *Great Britain* called *England*, out of the Limits of the said Chief Office of Excise, the same shall be granted under the respective Hands and Seals of the Collectors and Supervisors of Excise within their respective Collections and Districts; and in case any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted, to make use of any Lear for the annealing of Flint Glass and Phial Glass, or either of them, within the Limits of the City of *Edinburgh*, the same shall be granted under the Hands and Seals of Two or more of the Commissioners of Excise in *Scotland* for the time being, or if any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted, to make use of any such Lear for the annealing of Flint Glass and Phial Glass, or either of them, in any Part of *Scotland*, out of the Limits of the City of *Edinburgh*, then the same shall be granted under the respective Hands and Seals of the Collectors and Supervisors of Excise in *Scotland* within their respective Collections and Districts, and such respective Commissioners of Excise, or Two or more of them respectively, and the Persons to be appointed by the said Commissioners of Excise in *England*, or the major Part of them, and also all such Collectors and Supervisors, are hereby respectively authorized and required to grant such Licences to the Persons who shall apply for the same, on the Person or Persons applying for the same first paying the Sum of Twenty five Pounds for each such Licence which shall be granted previous to the Tenth Day of *October* One thousand eight hundred and eleven, to authorize the Person or Persons to whom the same shall be granted to make use of any Lear in or for the annealing of Flint Glass and Phial Glass, or either of them, until the said Tenth Day of *October*; and the Sum of One hundred Pounds for each such Licence which shall be granted to authorize the Person or Persons to whom the same shall be granted to make use of any Lear for the annealing of Flint Glass and Phial Glass, or either of them, after the said Tenth Day of *October*: Provided always, nevertheless, that it shall and may be lawful to include in any one Licence, any Number of such Lears belonging to the same Person or Persons who shall take out any such Licence, on such Person or Persons paying in manner aforesaid for each such Lear the Sum of Twenty five Pounds or One hundred Pounds as the case may require, for each and every such Lear included in any such Licence; any thing herein contained to the contrary in any wise notwithstanding.

Provida.

In what case
a Lear may be
used though not
licenced.

VII. Provided always nevertheless, and be it enacted, That nothing in this Act contained shall extend or be construed to extend, to prevent any Maker or Makers of Flint or Phial Glass from using a Lear, in respect of which no Licence has been taken out, for the Purpose of annealing Flint Glass of the Sort or Description which is made for cutting; provided such Lear in respect of which no Licence has been taken out, be immediately contiguous to a Lear in respect of which a Licence has been taken out, and the Entrance of which shall be in the full View of any Officer or Officers of Excise, who shall at the same time observe and inspect the Entrance of such contiguous Lear, in respect of which a Licence shall have been taken out, and the Discharge Hole of which shall be in the Weighing Room hereinafter mentioned, and not more than Twelve Feet from the Discharge Hole of such contiguous Lear, in respect of which a Licence shall have been taken out; any thing in this Act contained to the contrary notwithstanding.

Licences re-
newed yearly.

VIII. And be it further enacted, That no Person or Persons shall make use of any Lear in or for the annealing of Flint Glass and Phial Glass, or either of them, after the Expiration of such his, her or their Licence for or in respect of such Lear, unless such Person or Persons shall take out a fresh Licence for the like Purpose in the manner hereinbefore directed, Ten Days at the least before the Expiration of such former Licence, and so in like manner renew every such Licence from Year to Year; and if any Person or Persons shall presume to make use of any Lear in or for the annealing of Flint Glass and Phial Glass, or either of them, without first taking out a Licence authorizing him, her or them, so to do, and renewing the same as hereinbefore in that Behalf directed, he, she or they shall for each such Lear made use of as aforesaid, without such Licence as aforesaid, forfeit and lose the Sum of Five hundred Pounds.

Penalty.

IX. And be it further enacted, That the said several Sums of Money by this Act directed to be paid for such Licences respectively, shall be paid for such respective Licences to such Persons as are hereinafter in that Behalf respectively mentioned; that is to say, such thereof as shall be paid for any Licence which shall be taken out within the Limits of the Chief Office of Excise in *London*, shall be paid at the Chief Office of Excise in *London*; and such thereof as shall be paid for any Licence which shall be taken out within the Limits of the City of *Edinburgh*, shall be paid at the Chief Office of Excise in *Edinburgh*; and such thereof as shall be paid for any Licence which shall be taken out in any Part of *Great Britain*, not within the said respective Limits, shall be paid to the Collector of Excise granting such Licence.

To whom
Money for Li-
cences paid.

How long Li-
cences to remain
in force.

X. And be it further enacted, That every Licence to be granted under or by virtue of this Act, shall remain and continue in force until and upon the Tenth Day of *October* next ensuing the granting thereof, and no longer.

Officers of Excise
to number and
mark Pot-holes,
&c.

XI. And be it further enacted, That it shall and may be lawful to and for all and every the Officers of Excise, from time to time and at all times, to mark and number in such manner as he or they shall think fit, all and every the Workhouses, Pot-chambers, Pot-holes, Lears, Warehouses, Rooms and other Places whatsoever, entered

entered or made use of by any Maker or Makers of Flint Glafs or of Phial Glafs, for the making or keeping of Flint Glafs or Phial Glafs, or for the preparing or keeping any Material or Preparation for the making of Flint Glafs or Phial Glafs; and if any Person or Persons whatsoever shall hinder or obstruct any such Officer or Officers in so marking or numbering any such Workhouse, Pot-chamber, Pot-hole, Lear, Warehouse, Room or other Place, or shall wilfully alter, deface or obliterate any such Mark, or cause or procure any such Mark to be defaced or obliterated, or shall connive at any such Mark being so defaced or obliterated, the Person or Persons so offending shall, for each and every Offence, forfeit and lose the Sum of One hundred Pounds. Penalty.

XII. And be it further enacted, That all and every Maker and Makers of Flint Glafs or of Phial Glafs shall, and he, she and they is and are hereby required to erect, build, make and construct every Lear by him, her or them, intended to be made use of for the annealing of Flint Glafs, or of Phial Glafs, in a rectangular Form, with the Sides and Ends thereof perpendicular and parallel to each other respectively, and the Bottom thereof level, and with only One Mouth or Entrance into the same respectively, and only One Discharge Hole out of the same, and which said Discharge Hole shall open into and communicate with the Weighing Room hereinafter mentioned, and no other Room or Place whatsoever; and all and every such Maker and Makers shall number all such Lears progressively with a durable Mark, and shall keep and continue the same respectively numbered in manner aforesaid, for so long time as the same respectively shall be made use of as aforesaid; and if any such Maker or Makers shall erect, build, make or construct any Lear contrary to the Directions of this Act, or shall neglect or refuse to number the same in manner aforesaid, or to keep or continue the same numbered as aforesaid, according to the Directions of this Act, or shall make use of any Lear not constructed in the manner in that Behalf hereinbefore directed, all and every such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds. Penalty.

XIII. And be it further enacted, That all and every Maker and Makers of Flint Glafs or of Phial Glafs, shall, at his, her or their own Expence, find, provide and affix a good, sufficient and secure Iron Grating to the Mouth or Entrance of every Lear by him, her or them intended to be made use of for the annealing of Flint Glafs or Phial Glafs; and each and every such Lear, and the Mouth or Entrance, and Iron Grating thereof, shall be securely locked, fastened and sealed by the Officer or Officers of Excise, under whose Survey such Maker or Makers respectively shall from time to time be, at all times, except when such Maker or Makers shall be actually at Work in putting, placing or depositing therein, Articles, Vessels or Utensils of Flint Glafs or of Phial Glafs, for the Purpose of annealing the same therein, or when such Lear shall be opened by the proper Officer or Officers of Excise, in pursuance of such previous Notice as is hereinafter directed and prescribed for opening the same, for the Purpose of lighting Fire in or heating the same, for annealing Articles, Vessels or Utensils of Flint Glafs or of Phial Glafs, or for the Purpose of drawing or taking any such Articles, Vessels or Utensils as aforesaid, from or out of such Lear, or for the Purpose of necessarily

How Flint and Phial Glafs Makers to construct their Lears.

Flint or Phial Glafs Makers to affix Iron Grating to Entrance of Lear to be locked by Officer. Exception.

necessarily repairing the same; and if any such Maker or Makers shall neglect or refuse so to find or provide any such Iron Grating, or to affix the same in manner hereinbefore directed, he, she or they shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Penalty.

Flint or Phial
Glasf Maker to
anneal Flint or
Phial Wares in
Lear.

XIV. And be it further enacted, That all and every Maker or Makers of Flint Glasf or of Phial Glasf, shall put, place or deposit in one or more such Lear or Lears as aforesaid, for the Purpose of annealing the same, and shall anneal therein all the Flint Glasf and Phial Glasf respectively, which shall from time to time be by him, her or them made or manufactured; and if any Maker or Makers of Flint Glasf or of Phial Glasf shall omit or fail to anneal in such Lear or Lears, any Portion of the Flint or Phial Glasf by him, her or them manufactured, or shall put, place or deposit in any Kiln, Stove or Oven, or annealing Arch or Oven, other than such Lear or Lears as aforesaid, any Flint Glasf or Phial Glasf for the Purpose of annealing the same, or shall anneal the same therein, he, she or they shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Penalty.

No Flint or
Phial Glasf
Maker to have
in his Lear any
other Species of
Glasf with Phial
Glasf.

XV. And be it further enacted, That no Maker or Makers of Flint Glasf or of Phial Glasf shall at one and the same Time put, place, have or keep, in any Lear entered or made use of for the annealing of Flint Glasf or of Phial Glasf, any Articles, Vessels or Utensils of different makings, nor any Sort or Species of Glasf, or Glasf Wares, other than Flint Glasf or Phial Glasf Wares; and if any such Maker or Makers shall at one and the same time put, place, have or keep in any Lear, entered or made use of for the annealing of Flint Glasf or of Phial Glasf, any Articles, Vessels or Utensils of different makings, or any Sort or Species of Glasf, or Glasf Wares, other than Flint Glasf, or Phial Glasf, or Flint Glasf Wares or Phial Glasf Wares, every such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Penalty.

Notice of heating
Lears.

XVI. And be it further enacted, That when any Maker or Makers of Flint Glasf, or of Phial Glasf, shall intend and be desirous to prepare, light or kindle any Fire to heat his, her or their Lear, into which any Flint Glasf or Phial Glasf is intended to be put or deposited for the Purpose of annealing the same, such Maker or Makers shall give to the Officer of Excise under whose Survey he, she or they shall then be, Six Hours Notice in Writing of such his, her or their Intention, and upon such Notice being given, such Officer shall attend at the time mentioned in such Notice, and shall unlock and open such Lear, and the Mouth or Entrance and Iron Grating thereof; and if any such Maker or Makers shall neglect or refuse to light or kindle such Fire within One Hour after such Lear, and the Mouth or Entrance and Iron Grating thereof shall be opened by such Officer, then such Notice shall be void, and such Officer shall again immediately after the Expiration of such One Hour, lock up, fasten and seal such Lear, and the Mouth or Entrance and Iron Grating thereof, in manner aforesaid; and such Maker or Makers shall give the like and a fresh Notice in Writing to such Officer, before such Lear, or the Mouth or Entrance, or Iron Grating thereof, shall be again opened.

XVII. And

XVII. And be it further enacted, That it shall and may be lawful to and for the Officer and Officers of Excise under whose Survey any Glasshouse for the making of Flint Glass or Phial Glass shall be, and such Officer and Officers is and are hereby required, when and so soon as any Journey of Flint Glass or of Phial Glass making shall be finished, if the same shall be finished at or before Six of the Clock in the Evening of *Saturday* in any Week, and if such Journey shall not be finished at or before Six of the Clock in the Evening of *Saturday* in any Week, then at Six of the Clock in the Evening of such *Saturday* to lock, seal, fasten and secure every Lear of or belonging to such Glasshouse, and the Mouth or Entrance, and Iron Grating thereof, and to keep the same locked, sealed, fastened and secured from thenceforth, until such Maker or Makers shall give to such Officer or Officers such Notice as is hereinbefore directed and required of such Maker or Makers, Intention to prepare, light or kindle a Fire as aforesaid, to heat such Lear, and in no case, sooner than the Hour of Eight in the Evening of the *Sunday* next following such locking, sealing, fastening and securing of such Lear; and if any Person or Persons shall obstruct or hinder any such Officer or Officers, or any Person or Persons by him or them employed in that behalf, in so locking, sealing, fastening or securing any such Lear, or the Mouth, Entrance or Iron Grating thereof, in such manner as such Officer or Officers shall direct or think expedient to answer the Purpose by this Act, in that behalf intended, or shall attempt or endeavour so to do, or shall by any Means, Art, Device or Contrivance whatsoever open any such Lear, or the Mouth, Entrance or Iron Grating thereof respectively, after the same shall have been locked, sealed, fastened or secured as aforesaid, before the same shall have been unlocked and opened by the proper Officer or Officers of Excise, or shall wilfully break or damage any such Lock, Seal or Fastening, then and in every such case the Person or Persons so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds.

XVIII. And be it further enacted, That all and every Maker and Makers of Flint Glass or Phial Glass shall, and he, she and they is and are hereby required, at his, her and their own Expence, to find and provide, or erect, build, make and construct a good, sufficient and secure Weighing Room in each and every Flint Glasshouse or Phial Glasshouse to him, her or them belonging, which Room shall be near to and communicate with the Lear or Learns of such Glasshouse; and save and excepting the Discharging Hole or Holes of the said Lear or Learns, no such Room shall have more than one Door or Entrance into the same, and the said Door or Entrance shall open directly into and afford and form an immediate Communication with the Re-weighing Room hereinafter mentioned and required, and no Discharging Hole of any such Lear shall open into any Room or Place other than such Weighing Room; and such Weighing Room and the Door or Entrance thereof shall be securely locked, fastened and sealed by the Officer or Officers of Excise, under whose Survey such Maker or Makers shall from time to time be, at all times when there shall be any Flint Glass or Phial Glass therein, or in the Lear or Learns communicating therewith, save and except when the same shall be opened by such Officer or Officers for the Purpose of weighing and taking an Account of the Articles,

Vessels

Regulations for Officers locking up and sealing Mouths of Flint Glass Lears.

Notice.

Obstructing Officer.

Penalty.

Flint and Phial Glass Makers to provide a Weighing Room, which is to be kept locked by Officer.

Vessels and Utensils respectively of Flint Glass or of Phial Glass therein, and charging the Duty thereon in pursuance of such Notice as is hereinafter mentioned, or for the Purpose of such Maker or Makers, or his, her or their Servants arranging or regulating the Positions of the Pans or Trays of Articles, Vessels or Utensils hereinafter mentioned, which shall have been drawn, rolled, conveyed or conducted, through the Lear or Learns communicating with the said Weighing Room into the said Weighing Room; and when any such Maker or Makers shall be desirous of having the Door or Entrance of any such Weighing Room unlocked or opened for the Purpose last aforesaid, such Maker or Makers shall give to the Officer of Excise under whose Survey he, she or they shall then be, One Hour's previous Notice in Writing of his, her or their being so desirous, and specifying in such Notice the particular Weighing Room which he, she or they is or are so desirous to have unlocked or opened for the Purpose last aforesaid; and the particular Time and Hour when he, she or they is or are desirous to have the same so unlocked or opened, whereupon such Officer shall attend pursuant to such Notice, and shall unlock and open the said Door or Entrance, and shall keep and continue the same so unlocked or opened for the Space of Half an Hour; during which Time such Maker or Makers, or one of his, her or their Servants, shall be at Liberty to arrange or regulate the Positions of the said Pans or Trays in the said Weighing Room, in the Presence and under the Inspection of the said Officer; and when the Arrangement or Regulation of the said Pans or Trays shall be finished, or at the End of the said Half an Hour (whichever of them shall first happen), such Officer shall again lock, fasten and secure the said Door or Entrance; and if any Maker or Makers of Flint Glass or Phial Glass shall neglect or refuse to find and provide or erect, build, make or construct such Weighing Room as aforesaid in any such Glasshouse, to him, her or them belonging, the Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds: Provided always nevertheless, that no such Maker or Makers shall be at Liberty to give, or shall give any such Notice or Notices as last aforesaid, for having the Door or Entrance of any Weighing Room opened more than Once within the Space of any Twelve Hours, nor shall any Officer or Officers of Excise, in pursuance or under Pretence of any such Notice or Notices, unlock or open any such Door or Entrance more than Once within the Space of any Twelve Hours; any thing hereinbefore contained to the contrary in any wise notwithstanding.

XIX. And be it further enacted, That all and every Maker and Makers of Flint Glass or of Phial Glass shall also at his, her or their own Expence, make and construct a proper and sufficient Number of Iron Pans or Trays to receive and contain, during the annealing thereof, in the Lear or Learns of or belonging to each Flint Glasshouse or Phial Glasshouse to him, her or them belonging respectively, all the Articles, Vessels and Utensils of Flint Glass or of Phial Glass respectively, which shall from time to time be made or blown, at or in such respective Glasshouse, and shall also find, provide and apply to such Iron Pans or Trays, good and sufficient Chains, Rollers, Instruments, Apparatus and Machinery, fit and proper for working the said Iron Pans or Trays, and conveying and

Notice of opening Weighing Room.

Neglecting to build Weighing Room.

Penalty.

Flint and Phial Glass Makers to provide Annealing Pans or Trays, with a Windlass and Machinery for carrying them, with the Glass Wares therein, through the Lear, into the Weighing Room.

conducting the same respectively, with such Articles, Vessels and Utensils of Flint Glass or of Phial Glass respectively therein or thereon, immediately from the Mouth or Mouths of such Lear or Learns, into the said Lear or Learns, for the Purpose of annealing the same therein, and shall also, at his, her and their own Expence, find, provide and erect, in the most convenient Part of every such Glass-house for using the same, a fit, proper and convenient Windlass, for the Purpose of drawing, rolling, conveying and conducting all and every such Pans or Trays, with the said Articles, Vessels and Utensils of Flint Glass or of Phial Glass therein or thereon, from the Mouth or Mouths of the said Lear or Learns, into the said Lear or Learns, and also for drawing, rolling, conveying and conducting all and every such Pans or Trays, with the said Articles, Vessels and Utensils of Flint Glass or of Phial Glass therein or thereon, through the said Lear or Learns, and for drawing, rolling, conveying and conducting the said Pans or Trays, with the said Articles, Vessels and Utensils respectively therein or thereon, from and out of the said Lear or Learns into the said Weighing Room, when such Articles, Vessels and Utensils respectively shall have been sufficiently annealed in the said Lear or Learns, for the Purpose of the Officer or Officers of Excise, under whose Survey such Maker or Makers shall from time to time be weighing and taking an Account of such Articles, Vessels and Utensils respectively, in the said Weighing Room, and charging the Duty for or in respect thereof respectively; and if any such Maker or Makers of Flint Glass or of Phial Glass shall neglect or refuse so to make or construct a proper and sufficient Number of Iron Pans or Trays to contain and convey into and out of such Lear or Learns for the Purpose of annealing all such Articles, Vessels and Utensils as aforesaid, which shall from time to time be made or blown at or in any such Glasshouse, or to find, provide or apply to such Iron Pans or Trays, or any or either of them, such good and sufficient Chains, Rollers, Instruments, Apparatus and Machinery, fit and proper for working the said Iron Pans or Trays, or any or either of them, for any or either of the Purposes in that Behalf aforesaid, or shall neglect or refuse to find, provide or erect, in manner in that behalf aforesaid, any such fit, proper or convenient Windlass as is in that behalf aforesaid, all and every such Maker or Makers of Flint Glass or of Phial Glass respectively so offending, shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Relating to construct Iron Pans, &c.

Penalty.

Flint Glass Makers to deposit the Wares on the Trays, and when filled, to convey them into the Lear, and from thence into the Weighing Room.

XX. And be it further enacted, That all and every Maker and Makers of Flint Glass or of Phial Glass shall from time to time, and at all times when and so soon as any Article, Vessel or Utensil of Flint Glass or of Phial Glass shall be made or blown, put, lay and deposit the same on or in one of such Pans or Trays which shall at that time be placed within the Mouth or Entrance of the Lear for the Purpose of receiving the Articles, Vessels and Utensils of Flint Glass or of Phial Glass so made or blown, and shall in like manner proceed and continue to put, lay and deposit on or in the said Pan or Tray so placed as aforesaid, such Articles, Vessels or Utensils as aforesaid, until the Bottom or Surface of the said Pan or Tray shall be filled or covered, and shall keep and continue all and every such Articles, Vessels and Utensils respectively on or in such Pan or Tray, until the said Articles, Vessels and Utensils shall

be drawn, rolled, removed, conveyed or conducted on or in such Pan or Tray into the Lear of the said Glasshouse as hereinafter mentioned; and when and so soon as the Bottom or Surface of such Pan or Tray shall be filled or covered by or with such Articles, Vessels or Utensils as aforesaid, such Maker or Makers shall by means of such Chains, Rollers, Instruments, Windlafs and Machinery as aforesaid, draw, roll, remove, convey and conduct the same with the whole of the said Articles, Vessels and Utensils therein or thereon into the said Lear, for the Purpose of annealing the said Articles, Vessels and Utensils respectively therein; and such Maker or Makers shall keep and continue each such Pan or Tray with the said Articles, Vessels and Utensils respectively therein or thereon in such Lear, until the said Articles, Vessels and Utensils shall be sufficiently annealed; and when the same shall be so annealed, shall in like manner draw, roll, remove, convey and conduct the said Pan or Tray with the said Articles, Vessels and Utensils therein or thereon from and out of such Lear directly unto and into the said Weighing Room, and shall, without altering or disturbing the Positions of such Articles, Vessels and Utensils, or any or either of them, on or in such Pan or Tray, keep and continue the same in the said Weighing Room, until the Officer or Officers of Excise under whose Survey such Maker or Makers of Flint Glas or of Phial Glas shall then be, shall have taken an Account of and weighed the said Articles, Vessels and Utensils respectively, and charged the Duty for or in respect thereof respectively; and if any Maker or Makers of Flint Glas or of Phial Glas shall neglect or refuse to put, lay or deposit any Article, Vessel or Utensil of Flint Glas or of Phial Glas on or in one of such Pans or Trays so placed as aforesaid, when and so soon as such Article, Vessel or Utensil shall be blown or made, or shall neglect or refuse to proceed or so to continue to put, lay or deposit on or in the said Pan or Tray so placed as aforesaid, such Articles, Vessels or Utensils as aforesaid, until the Bottom or Surface of the said Pan or Tray shall be filled or covered, or shall neglect or refuse to keep or continue any such Articles, Vessels or Utensils respectively on or in such Pan or Tray as aforesaid, or shall neglect or refuse so to draw, roll, remove, convey or conduct any such Pan or Tray with the whole of the said Articles, Vessels and Utensils therein or thereon into the said Lear, for the Purpose of annealing the said Articles, Vessels and Utensils respectively therein; or if any such Maker or Makers shall neglect or refuse to keep or continue any such Pan or Tray with the said Articles, Vessels and Utensils respectively therein or thereon in any such Lear, until the said Articles, Vessels and Utensils shall be so annealed, or shall neglect or refuse so to draw, roll, remove, convey or conduct in manner in that behalf aforesaid, any such Pan or Tray with such Articles, Vessels and Utensils as in that behalf aforesaid, therein or thereon, from or out of such Lear directly unto and into the said Weighing Room, or shall neglect or refuse to keep or continue any such Articles, Vessels or Utensils as in that behalf aforesaid, without altering or disturbing the Positions thereof, or the Position of any or either of them, on or in any such Pan or Tray as in that behalf aforesaid, or to keep or continue the same in the said Weighing Room until the Officer or Officers of Excise under whose Survey such Maker or Makers of Flint Glas or of Phial Glas shall then be, shall have taken an Account of, and

Refusing to place
Articles in Pans,
&c.

weighed the said Articles, Vessels and Utensils respectively, and charged the Duty for and in respect thereof respectively, all and every such Maker and Makers of Flint Glass or of Phial Glass, so offending, shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Penalty.

XXI. And be it further enacted, That all and every Maker and Makers of Flint Glass or of Phial Glass shall, when and so soon as any Journey or Making of Flint Glass or of Phial Glass shall be finished, and before the Mouth, Entrance or Iron Grating of the Lear or Lear, or any or either of them, into which the Articles, Vessels or Utensils of Flint Glass or of Phial Glass respectively of that Journey or Making shall have been put, shall be locked, fastened or secured by the proper Officer or Officers of Excise, deliver to the proper Officer of Excise a Declaration in Writing, specifying the true Number of such Iron Pans or Trays as aforesaid, into or on which such Articles, Vessels or Utensils of Flint Glass or of Phial Glass, as the case may be, of that particular Journey or Making shall have been put, and which shall have been so filled with such Articles, Vessels or Utensils, and put or deposited in each such Lear; and if any such Maker or Makers shall neglect or refuse to deliver such Declaration in Writing, such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Flint and Phial Glass Makers to give Officer a Declaration of Number of Pans filled with Glass, of that Journey.

Penalty.

XXII. And be it further enacted, That all and every Maker or Makers of Flint Glass or of Phial Glass shall, and he, she and they is and are hereby required to keep sufficient and just Scales and Weights, at the Place or Places where he, she or they shall make or manufacture any Flint Glass or Phial Glass, and shall, at his, her or their own Expence, find, provide and affix within his, her or their Weighing Room and Re-weighing Room respectively, fit and proper Hooks or Staples, and also permit and suffer any Officer or Officers of Excise to use the same, for the Purpose of weighing and taking an Account of and re-weighing the Flint Glass and Phial Glass respectively, which shall at any time be in the Possession of such Maker and Makers; and if any such Maker or Makers shall neglect to keep such Scales and Weights, or either of them, or shall not at his, her or their own Expence find, provide and affix in manner aforesaid, such fit and proper Hooks or Staples as aforesaid, or shall not permit or suffer any Officer or Officers of Excise to use the same, such Maker or Makers shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds; and if any such Maker or Makers shall, in the weighing or re-weighing of any Flint Glass or Phial Glass, make use of, or cause, or procure, or suffer to be made use of, any false, unjust or insufficient Scales or Weights, or shall practise any Art, Device or Contrivance, by which any such Officer or Officers may be hindered or prevented from taking the just and true Weight of any such Flint Glass or Phial Glass respectively, then and in every such case such Maker or Makers shall, for each and every such Offence, forfeit and lose the Sum of Five hundred Pounds, with all such false, unjust or insufficient Scales and Weights respectively, and the same shall and may be seized by any Officer or Officers of Excise.

Flint and Phial Glass Makers to provide Scales and Weights at Glass-house.

Penalty.
Making use of false Scales.

Penalty.

XXIII. And be it further enacted, That all and every Maker and Makers of Flint Glass or of Phial Glass, being desirous to have

Flint and Phial Glass Makers to give Six Hours

Notice for
having Weighing
Rooms opened.

have any Weighing Room to him, her or them belonging, unlocked and opened, for the Purpose of weighing and charging with the Duty any Flint Glass or Phial Glass therein, shall give to the Officer of Excise under whose Survey he, she or they shall then be, Six Hours previous Notice in Writing of his, her or their being so desirous, and specifying in such Notice each particular Weighing Room which he, she or they is or are so desirous to have unlocked or opened for the Purposes aforesaid, and the particular Time and Hour at which he, she or they is or are desirous to have the same so unlocked or opened: and upon such Notice being given, such Officer shall attend at the time mentioned in such Notice, and shall unlock and open such Weighing Room for the Purposes aforesaid, and such Officer shall proceed to weigh, and shall weigh the whole of the Flint Glass and Phial Glass respectively, (whether whole or broken) with such Scales and Weights as aforesaid in the said Weighing Room, and shall charge each Maker or Makers with the Duty for and in respect of such Flint Glass and Phial Glass respectively, according to such Weight: Provided always nevertheless, that no such Maker or Makers shall be at Liberty to give any such Notice for having any such Weighing Room, or the Door or Entrance thereof opened, for the Purposes aforesaid, at any other time than between the Hours of Six in the Morning, and six in the Afternoon; and every Notice given for having any such Weighing Room, or the Door or Entrance thereof opened, at any other Time or Hour than between the Hours in that behalf aforesaid, shall, and the same is hereby declared to be null and void to all Intents and Purposes whatsoever.

In what case
Notice void for
opening Weigh-
ing Room.

Warrant to
search for Glass
fraudulently
conveyed away.

XXIV. And be it further enacted, That if any Officer or Officers of Excise shall have cause to suspect that any Flint Glass, or Phial Glass, which shall, contrary to the Directions of this Act, have been fraudulently removed or conveyed away before the same shall have been weighed by the proper Officer or Officers of Excise, according to the Directions of this Act, shall be deposited, lodged, hid or concealed in any Place or Places whatsoever, then and in such case, if such Place or Places shall be within the Cities of *London* or *Westminster*, or within the Limits of the Chief Office of Excise in *London*, upon Oath made by such Officer or Officers before the Commissioners of Excise in *England* for the time being, or any Two or more of them, or in case such Place shall be in any other Part of *Great Britain*, upon Oath made by such Officer or Officers before One or more Justice or Justices of the Peace for the County, Riding, Division or Place, where such Officer or Officers shall suspect the same to be deposited, lodged, hid or concealed (which respective Oaths they the said Commissioners of Excise, or any Two or more of them, and Justice or Justices of the Peace respectively, are hereby authorized and empowered to administer), setting forth the Ground of his or their Suspicion, it shall and may be lawful to and for the said Commissioners of Excise, or any Two or more of them, or the Justice or Justices of the Peace respectively (as the case may require) before whom such Oath shall be made; if they or he shall judge it reasonable, by Special Warrant or Warrants under his and their respective Hands and Seals, to authorize and empower such Officer or Officers by Day or by Night, but if in the Night, then in the Presence of a Constable or other lawful Officer of the Peace,

to enter into all and every such Place or Places where he or they shall so suspect such Flint Glass or Phial Glass to be deposited, lodged, hid or concealed; and to seize and carry away all such Flint Glass and Phial Glass which he or they shall then and there find so deposited, lodged, hid or concealed as forfeited; and if any Person or Persons whatsoever shall let, obstruct or hinder any such Officer or Officers so authorized or empowered, or any other Person or Persons acting in his or their Aid or Assistance in the Execution of such Warrant, from entering any such Place or Places where such Officer or Officers shall so suspect such Flint Glass or Phial Glass to be so deposited, lodged, hid or concealed, or in seizing or carrying away the same, or in the due Execution of any such Warrant, the Person or Persons so offending shall, for each and every such Offence, severally forfeit the Sum of Two hundred Pounds.

Obstructing Execution of Search Warrant.

XXV. And be it further enacted, That all Enamel, Stained or Paste Glass, which shall be made in *Great Britain* shall be deemed and taken to be Flint Glass within the meaning of this Act.

Penalty.

Enamel, &c. deemed Flint Glass.

XXVI. And be it further enacted, That in every such Weighing of any such Flint Glass or Phial Glass, the Turn of the Scale shall be given in favour of the Crown, and in lieu thereof there shall be allowed to such Maker or Makers of such Flint Glass or Phial Glass respectively, One Pound Weight upon each and every One hundred Pounds of such Flint Glass or Phial Glass so weighed.

Turn of Scale in Favour of the Crown.

XXVII. And be it further enacted, That all and every Maker and Makers of Flint Glass, shall, and he, she and they is and are hereby required, at his, her and their own Expence, to find and provide, or erect, build, make and construct a good, sufficient and secure Re-weighing Room, in or adjoining to each and every Flint Glasshouse or Phial Glasshouse, as the Case may require, to him, her or them belonging, which Room shall be contiguous and next adjoining to the said Weighing Room, and shall be separated or divided therefrom only by a Wall not more than Two Feet in Thickness, and the Door of Communication shall be in such Wall between the said Weighing Room and Re-weighing Room; and no such Re-weighing Room shall have more than Two Doors or Entrances into the same, One thereof being the said Door of Communication between the said Weighing Room and Re-weighing Room, and the other thereof opening into or communicating with any Part of the Premises appertaining to the Glasshouse to which such Re-weighing Room may belong; and each and every such Re-weighing Room, and the Doors or Entrances thereof, shall be securely locked, fastened and sealed by the Officer or Officers of Excise under whose Survey such Maker or Makers of Flint Glass or of Phial Glass respectively shall from time to time be, whenever any Glass which shall have been weighed and charged by such Officer or Officers shall be or remain, put, placed or deposited therein, for and during the Space of Six Hours after the same shall have been weighed, unless the same shall have been sooner re-weighed by the Surveyor or Supervisor of Excise, according to the Directions of this Act; and when and so soon as any Flint Glass or Phial Glass shall be weighed by the proper Officer or Officers of Excise, the Maker or Makers thereof shall, with a sufficient Number of his, her or their Workmen or Servants, without Delay or Interruption, and with all due Diligence and Dispatch, remove and convey the same and every Part thereof from and

Glass Makers to provide a Re-weighing Room, for depositing Flint Glass weighed and charged by Officer for a certain time, unless re-weighed in the Interim by Supervisor.

out of the said Weighing Room unto and into the said Re-weighing Room, and shall there place and deposit the same in the said Re-weighing Room separate and apart from all other Glafs or Glafs Wares whatsoever; and such Flint Glafs or Phial Glafs respectively shall remain in such Re-weighing Room where so placed or deposited for the full Space of Six Hours after the same shall have been so weighed as aforesaid, unless the same shall have been sooner re-weighed by the respective Surveyors or Supervisors of Excise, to the end that the said Surveyors or Supervisors respectively may have an Opportunity to weigh or re-weigh the same; and the said respective Surveyors or Supervisors are hereby authorized and empowered to weigh or re-weigh all such Flint Glafs and Phial Glafs respectively accordingly; and if upon the re-weighing thereof any additional Weight shall be discovered or found, such additional Weight of Flint Glafs and Phial Glafs respectively shall be chargeable and charged with the respective Duties by Law payable for or in respect of such Flint Glafs or Phial Glafs respectively; and in case any such Flint Glafs or Phial Glafs so removed and conveyed into any such Re-weighing Room, shall not be re-weighed by any Surveyor or Supervisor of Excise within the said Space of Six Hours, then and in every such case the Officer of Excise, under whose Survey such Maker or Makers of Glafs shall then be, shall lock, seal and fasten the said Weighing Room, and the said Door of Communication between the same and the said Re-weighing Room, and shall unlock and open the said other Door or Entrance into the said Re-weighing Room; and if any such Maker or Makers of Flint Glafs or of Phial Glafs shall neglect or refuse to find and provide, or erect, build, make or construct such Re-weighing Room as aforesaid, or shall neglect or refuse, when and so soon as any Flint Glafs or Phial Glafs shall be weighed by the proper Officer or Officers of Excise, with a sufficient Number of his, her or their Workmen or Servants, to remove or convey any such Flint Glafs or Phial Glafs without Delay or Interruption, and with all due Diligence and Dispatch from or out of the said Weighing Room, unto and into the said Re-weighing Room, or shall neglect or refuse to place or deposit the same or any Part thereof in the said Re-weighing Room as aforesaid, separate and apart from all other Glafs or Glafs Wares whatsoever, or shall remove or convey, or cause, procure or suffer to be removed or conveyed from or out of such Re-weighing Room, any Flint Glafs or Phial Glafs before the End or Expiration of Six Hours next after the same shall have been so weighed as aforesaid by the proper Officer of Excise, unless the same shall have been sooner weighed or re-weighed by the respective Surveyors or Supervisors of Excise, the Person or Persons so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds: Provided always nevertheless, that no Iron Grating, Weighing Room or Re-weighing Room, shall be deemed or taken to be a good, sufficient or secure Iron Grating, Weighing Room or Re-weighing Room, unless the same shall be approved of by the respective Surveyors or Supervisors of Excise of the Division or District within which the Lear to the Mouth or Entrance of which such Iron Grating shall belong, or for which the same is intended, shall be situate, or within which such Weighing Room or Re-weighing Room, as the case may be, shall be situate.

Neglecting to
build Re-weigh-
ing Room,
&c.

Penalty.
Iron Grating, &c.
to be approved
of by Officer.

XXVIII. And be it further enacted, That proper Locks, Keys and all other necessary Fastenings for securing and sealing every such Lear, and the Mouth or Entrance and Iron Grating thereof, and for securing and sealing every such Weighing Room and Re-weighing Room respectively, and the Door or Entrance thereof respectively, shall be provided by the respective Surveyors and Supervisors of Excise of such Division or District, at the Expence of such Maker or Makers of Flint Glass or of Phial Glass respectively, as the case may require; and if any such Maker or Makers shall neglect or refuse to pay for any Lock, Key or other necessary Fastenings, which shall be provided by any Surveyor or Supervisor of Excise, according to the Directions of this Act, or if any Person or Persons shall obstruct or hinder any Officer or Officers of Excise, or any Person or Persons by him or them employed in that behalf, in the fixing or placing any such Fastening in such manner as such Officer or Officers shall direct, or think expedient to answer any of the Purposes by this Act, in that behalf intended, or in the locking, sealing or securing any such Lear, or the Mouth or Entrance or Iron Grating thereof, or in the locking, sealing or securing any such Weighing Room or Re-weighing Room, or the Door or Entrance of the same respectively, or any such Fastening as aforesaid, or by any Means, Art, Device or Contrivance whatsoever, shall open any such Lock or Lear, or the Mouth, Entrance or Iron Grating thereof, or any such Weighing Room or Re-weighing Room, or the Door or Entrance of the same respectively, or shall clandestinely enter or gain Admittance, or make any Hole or Opening into any such Lear, after the same or the Mouth or Entrance or Iron Grating thereof shall have been locked, sealed, fastened or secured as aforesaid, or into any such Weighing Room or Re-weighing Room after the same, or the Door or Entrance of the same respectively shall have been locked, sealed, fastened or secured as aforesaid, before the same respectively shall have been unlocked and opened by the proper Officer of Excise, or shall wilfully break or damage any such Door, Lock, Seal, Iron Grating or Fastening, every such Maker or Makers, or other Person or Persons so offending, shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Supervisors to provide Locks and Fastenings at Glass Maker's Expence.

Neglect, &c.

Penalty.

XXIX. And be it further enacted, That where any Locks, Keys or Fastenings shall be provided in pursuance of this Act, all and every Maker and Makers of Glass, to whom such Locks, Keys and Fastenings respectively shall then belong, shall at his, her or their own Expence from time to time and at all times when required so to do by the respective Surveyors or Supervisors of Excise, of the Division or District in which such his, her or their Glasshouse shall be situate, immediately set about altering, repairing and amending, and shall also, within a reasonable time then next following, alter, repair and amend the same respectively according to such Requisition; and if any such Maker or Makers of Glass to whom any such Locks, Keys and Fastenings, or any or either of them shall belong, shall neglect or refuse immediately to set about altering, repairing or amending the same, or to alter, repair or amend the same when thereunto required, according to the Directions of this Act, he, she or they shall, for each and every such Neglect or Refusal, forfeit and lose the Sum of One hundred Pounds.

Locks and Fastenings to be altered and kept in Repair by Flint and Phial Glass Makers.

Penalty.

Flint and Phial
Glass Makers to
assist Officers in
weighing and re-
weighing.

XXX. And be it further enacted; That all and every Maker and Makers of Flint Glass or of Phial Glass, shall, when and so often as he, she or they shall be thereunto required by the Officer or Officers of Excise under whose Survey he, she or they shall then be, with a sufficient Number of his, her or their Workmen or Servants, aid and assist to the utmost of his, her or their Power, such Officer or Officers, or Surveyor or Supervisor, in weighing and taking an Account, or in re-weighing all Flint Glass or Phial Glass of such Maker or Makers on Pain of forfeiting for every Neglect or Refusal the Sum of One hundred Pounds.

Penalty.

Unweighed Flint
and Phial Glass
to be kept apart.

XXXI. And be it further enacted, That all and every Maker and Makers of Flint Glass or of Phial Glass shall, from time to time and at all times, keep all Flint Glass and Phial Glass respectively in his, her or their Custody or Possession, and which shall not have been weighed by the Officer of Excise according to the Directions of this Act, separate and apart from all Flint Glass and Phial Glass respectively which shall have been weighed, and from all other Glass Wares whatsoever, on pain of forfeiting for every such Offence the Sum of One hundred Pounds.

Penalty.

Flint Glass Ma-
kers conveying
away Flint or
Phial Glass be-
fore weighed.

XXXII. And be it further enacted, That if any Maker or Makers of Flint Glass or Phial Glass shall fraudulently remove or convey away any Flint Glass or Phial Glass from any Lear or other Place before the proper Officer of Excise shall have weighed the same, or shall neglect or refuse to produce any such Flint Glass or Phial Glass to such Officer that he may weigh the same, all and every Maker and Makers shall, for each and every such Offence, forfeit and lose the Sum of Five hundred Pounds, together with all such Flint Glass or Phial Glass respectively; and the same respectively shall and may be seized by any Officer or Officers of Excise.

Penalty.

Flint and Phial
Glass Makers
not to use any
but an entered
Lear.

XXXIII. And be it further enacted, That if any Maker or Makers of Flint Glass or of Phial Glass shall, for the annealing of any Flint Glass or Phial Glass, make use of any private or concealed Lear, annealing Arch, Oven, Utensil or Place whatsoever, other than his, her or their known Lear or Learns entered for that Purpose, or shall practise any Art, Device or Contrivance for answering the Purpose of a Lear or annealing Arch or Oven, for the Purpose of annealing any Flint Glass or Phial Glass; or if any such Maker or Makers shall make use of any Art, Device or Contrivance, other than an entered Lear to answer the Purpose of a Lear for the annealing of any Flint or Phial Glass; each and every such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Penalty.

Flint or Phial
Glass Makers to
work Metal out
of Flint Pots by
Six on Saturday
Evening.

XXXIV. And be it further enacted, That all and every Maker or Makers of Flint Glass or of Phial Glass, shall, and he, she and they is and are hereby required, at or before the Hour of Six in the Evening of Saturday in each and every Week, to work out into Wares, or to cause and procure to be worked out into Wares, the whole of the Metal or Preparation which shall at any time during that Week have been founded or melted in any Pot or Pots to him, her or them belonging, for the making of Flint Glass or Phial Glass, on pain to forfeit, for every Neglect or Refusal thereof, the Sum of Two hundred Pounds: Provided always nevertheless, that nothing hereinbefore contained shall extend or be deemed or construed to extend to subject any Maker or Makers of Flint Glass

Penalty.

Proviso for
Maker not in-
curring Penalty.

or of Phial Glafs to the said last mentioned Penalty, for or by reason of his, her or their not working out the Allowance of one Inch, deep made to such Maker or Makers, by an Act passed in the Seventeenth Year of His present Majesty King *George* the Third, at the Bottom of any such Pot; any thing hereinbefore contained to the contrary in any wise notwithstanding.

17 G. 3. c. 39.
§ 31.

XXXV. And be it further enacted, That all and every Maker or Makers of Flint Glafs or of Phial Glafs shall, when and so soon as any Journey shall be finished if the same shall be finished at or before the Hour of Six in the Evening of *Saturday* in any Week, or if the same shall not be finished at or before such Hour, then all and every such Maker and Makers shall at such Hour in the Presence of the Officer of Excise under whose Survey such Maker or Makers shall then be again charged, each and every Pot from or out of which any Glafs Wares shall have been worked in such Journey with fresh Materials or Preparations (other than Cullet or broken Glafs), not less in Quantity than Fifty Pounds Weight; and if any Maker or Makers of Flint Glafs or Phial Glafs shall not in the Presence of such Officer when and so soon as any Journey shall be finished, if the same shall be finished before the Hour of Six in the Evening of *Saturday* in any Week, or if the same shall not be finished at or before such Hour, then if such Maker or Makers shall not at such Hour in the Presence of such Officer again charge each and every such Pot or Pots with fresh Materials or Preparation as aforesaid, then and in every such case the Person or Persons so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds: Provided always nevertheless, that nothing hereinbefore contained shall extend, or be deemed or construed to extend, to subject any Maker or Makers of Flint Glafs or of Phial Glafs, to the said last mentioned or any other Penalty for or by reason of his, her or their not charging with such fresh Materials or Preparations as aforesaid, any such Pot from or out of which such Maker or Makers shall, in the Presence of such Officer, and under a previous Notice in Writing given by such Maker or Makers of Glafs to such Officer, by the Space of Two Hours have laded out into Water the whole of the Metal remaining in any such Pot or Pots at the time of such lading as aforesaid.

Makers to charge Pots with fresh Materials at Six in the Evening of *Saturday*, in Presence of Officer.

Penalty.

In what case Penalty not incurred.

XXXVI. And be it further enacted, That no Maker or Makers of Flint Glafs or of Phial Glafs shall make or manufacture within the same Glashouse or Building, by him, her or them entered or used for the making or manufacturing of Flint Glafs or Phial Glafs, or in any Glashouse or Building adjoining thereto, any Sort or Species of Glafs or Glafs Wares whatever, other than Flint Glafs and Phial Glafs; and if any such Maker or Makers shall make or manufacture within the same Glashouse or Building by him, her, or them entered or used for the making or manufacturing of Flint, Glafs or Phial Glafs, or in any Glashouse or Building adjoining thereto, any Species of Glafs or Glafs Wares other than Flint Glafs and Phial Glafs, all and every such Maker or Makers respectively so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

No Flint or Phial Glafs Maker to manufacture any other Sort of Glafs in his Flint Glashouse, &c.

Penalty.

XXXVII. And be it further enacted, That no Maker or Makers of Glafs shall make of common Bottle Metal, any Bottle or Bottles smaller or of less Size or Content than what is commonly deemed and

Making of common Bottle Metal, any Bottles less than

is reputed Half
Pint.

and reputed an Half Pint Bottle; and if any Maker or Makers of Glass shall make of common Bottle Metal, any Bottle or Bottles smaller or of less Size or Content than aforesaid, the Maker or Makers of Glass so offending shall, for each and every such Offence, forfeit and lose the Sum of Fifty Pounds.

Penalty-
Obstructing
Officers.

XXXVIII. And be it further enacted, That if any Person or Persons shall obstruct or hinder any Officer or Officers of Excise in the Execution of any of the Powers or Authorities to him or them given or granted by this or any other Act or Acts of Parliament relating to Flint Glass or Phial Glass, the Person or Persons so offending therein, shall, for each and every such Offence, (other than those for which any Penalty is hereinbefore specially imposed or provided) severally forfeit the Sum of Three hundred Pounds: Provided always nevertheless, that nothing in this Act contained shall extend or be construed to extend, to make it unlawful to or for any Officer or Officers of Excise, from time to time and at all times, to inspect, examine, gauge or otherwise to take an Account of the Metal and Materials mixed and prepared, or founded or founding for the making of Glass in any such Glasshouse or Building as aforesaid, as well before such Metal or Materials shall be put into any Pot or Pots, as after the same shall be put into any Pot or Pots, or to take a Sample or Samples, not exceeding Eight Ounces in the whole, out of each such Pot, or any other Vessel or Utensil, containing such Preparation for making Glass.

Penalty.

Drawbacks al-
lowed agreeably
to 26. G. 3. c. 77.
&c.

XXXIX. And be it further enacted, That the Drawbacks by this Act allowed shall be paid and allowed out of the Duties of Excise by this Act imposed, under, subject and according to the Rules, Regulations, Restrictions and Provisions, contained and provided in and by an Act made in the Twenty sixth Year of the Reign of His present Majesty, among other things, for the Amendment of several Laws relating to the Duties under the Management of the Commissioners of Excise; or by any other Act or Acts of Parliament now in force, relating to the Exportation of Glass on Drawback: Provided always nevertheless, that, from and after the said First Day of *August* One thousand eight hundred and eleven, no Drawback shall be paid or allowed for or upon the Exportation of any Flint Glass or Phial Glass (whether made before or after the passing of this Act) save and except the Drawback of Two Pounds Nine Shillings for every Hundred Weight of such Flint Glass or Phial Glass respectively.

Proviso.

Officers to take
Account of
Stock in Hand
for Exportation,
to entitle Makers
to Drawback, &c.

XL. Provided also, and be it further enacted, That as soon as conveniently may be after the passing of this Act, the proper Officers of Excise shall take an Account of such of the Articles, Vessels and Utensils of Flint Glass and of Phial Glass in the Stock, Custody or Possession of all and every Maker and Makers of Flint Glass or of Phial Glass respectively, which shall at one and the same time be produced and shewn by any such Maker or Makers to such Officer or Officers for the Purpose of being so taken an Account of for Exportation, to entitle such Maker or Makers to the Drawback hereinafter mentioned, and thereupon all and every such Maker and Makers shall forthwith declare to such Officer or Officers the Particulars and Quantity of such Articles, Vessels and Utensils by him, her or them intended for such Exportation, and such Maker or Makers shall forthwith separate and divide all such Articles, Vessels and Utensils so declared

declared for such Exportation from all other Articles, Vessels and Utensils of Glass in his, her or their Stock, Custody or Possession, and shall make Oath before such Officer or Officers, (and which Oath such Officer and Officers is and are hereby authorized and empowered to administer) that the said Articles, Vessels and Utensils, and every Part thereof so declared for Exportation, were really and *bona fide* made before the First Day of June One thousand eight hundred and eleven, and that the Duties for or in respect of the Materials or Metal from whence the same and every Part thereof; were blown, made or manufactured, were duly charged by the Officer or Officers of Excise, and such Maker or Makers shall also forthwith in the Presence of such Officer or Officers, remove, carry and convey the said Articles, Vessels and Utensils so declared for Exportation, into some near, secure and convenient Room to be approved of by such Officer or Officers, where and in which the same shall be safely and securely locked up by such Officer or Officers, and shall remain and continue so locked up, and without such Maker or Makers or any other Person or Persons other than the proper Officers of Excise having any Entrance into the said Room, or any Access to the said Glass until the packing up thereof for Exportation, under, subject and according to the Rules, Regulations, Restrictions and Provisions contained and provided for packing up Glass for Exportation in and by an Act made in the Twenty sixth Year of the Reign of His present Majesty, intituled, *An Act to limit a time for the Repayment of the Duties on Male Servants and Carriages by the Commissioners of Excise; and also on Horses, Waggon, Wains and Carts by the Commissioners of Stamps; and for the Amendment of several Laws relating to the Duties under the Management of the Commissioners of Excise*; and each Package of the said Glass shall also be marked or distinguished in such manner as the Commissioners of Excise in *England* and *Scotland* respectively, or any Three or more of them respectively, shall direct, and upon the said Articles, Vessels and Utensils so produced, declared and made Oath to having been so taken an Account of, locked up and packed up as aforesaid, and being also shipped and exported under, subject and according to the said Rules, Regulations, Restrictions and Provisions relating to the Exportation of Glass on Drawback, a Drawback of Three Pounds Five Shillings and Three Pence shall be allowed, under, subject and according to the said Rules, Regulations, Restrictions and Provisions for every One hundred Weight, and so in Proportion for any greater or less Quantity of such Glass; any thing hereinbefore contained to the contrary in any wise notwithstanding.

26 G. 3. c. 77.

‘XLI. And whereas by an Act made in the Seventeenth Year of the Reign of His present Majesty King *George* the Third, among other things, for the better collecting the Duties upon Glass, it is, among other things, enacted, that every Person and Persons who shall knowingly enter, or cause or suffer to be entered any broken or waste Glass for Exportation, with Intent that any Drawback or Allowance should be obtained, shall, over and above all other Penalties and Forfeitures, for every such Offence also forfeit and lose the Sum of One hundred Pounds: And whereas it is expedient to forfeit all such broken and waste Glass;’ Be it therefore enacted, That if any Person or Persons shall knowingly enter, or cause or suffer to be entered any broken or waste Glass for Exportation, with Intent

17 G. 3. c. 59.
§ 37.Broken Glass,
&c. entered for
Exportation on
Drawback.

Penalty. Intent that any Drawback or Allowance shall be obtained, such broken or waste Glass respectively shall be forfeited, and shall and may be seized by any Officer or Officers of Excise.

Penalties and Forfeitures how levied.

XLII. And be it further enacted, That all Fines, Penalties and Forfeitures by this Act imposed, shall be sued for, recovered, levied or mitigated, by such ways, means and methods, as any Fine, Penalty or Forfeiture is or may be sued for, recovered, levied or mitigated, by any Law or Laws of Excise, or by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Exchequer in *Scotland*; and that One Moiety of every such Fine, Penalty or Forfeiture, shall be to His Majesty, his Heirs and Successors, and the other Moiety to him, her or them who shall discover, inform or sue for the same.

Former Acts to extend to this Act.

XLIII. And be it further enacted, That all the Powers, Authorities, Methods, Rules, Directions, Regulations, Penalties, Forfeitures, Provisions, Clauses, Matters and Things, which in and by any Act or Acts of Parliament relating to the Duties on Glass, or on the Materials or Metal, or other Preparation made use of in *Great Britain* in the making of Glass, or to the paying or allowing of any Drawback on the Exportation of Glass, in force immediately before the said First Day of *August* One thousand eight hundred and eleven, are contained, provided, settled or established, for managing, assessing, raising, levying, collecting, recovering, adjudging, mitigating, ascertaining, enforcing and securing the said Duties, or for paying or allowing any Drawback of the said Duties, and for preventing, detecting and punishing Frauds relating thereto, except where the same are expressly repealed or altered by this Act, shall be and remain in full Force and Effect, to all intents and purposes; and the said Powers, Authorities, Methods, Rules, Directions, Regulations, Penalties, Forfeitures, Provisions, Clauses, Matters and Things, except as before excepted, shall continue and be duly observed, practised, applied, used and put in Execution, throughout the whole Kingdom of *Great Britain*, as fully and effectually to all intents and purposes, except as before excepted, as if the said Powers, Authorities, Rules, Directions, Regulations, Penalties, Forfeitures, Provisions, Clauses, Matters and Things had been expressly inserted and re-enacted in this present Act.

Consolidated Fund.

XLIV. And be it further enacted, That all Monies arising by the Duties by this Act imposed (the necessary Charges of raising and accounting for the same excepted) shall from time to time be paid into the Receipt of His Majesty's Exchequer at *Westminster*, and shall be carried to and made Part of the Consolidated Fund of *Great Britain*.

45 G. 3. c. 30.
§ 8.

XLV. And whereas by an Act passed in the Forty fifth Year of the Reign of His present Majesty, intituled, *An Act for granting unto His Majesty several additional Duties of Excise in Great Britain*, it is provided, that the Commissioners of His Majesty's Treasury, or any Three or more of them, or the Lord High Treasurer for the time being, shall for the Period of Ten Years from the Commencement of the said Act, cause a separate and distinct Account of the Additional Duties by the said Act granted, to be prepared and annually laid before Parliament pursuant to an Act passed in the Forty second Year of the Reign of His present Majesty, intituled, *An Act for directing certain Public Accounts*

Accounts to be laid annually before Parliament, and for discontinuing certain other Forms of Account now in use: And whereas One third Part of the Duties by this Act repealed, and in lieu of which other Duties are by this Act imposed, constituted and made Part of the additional Duties granted by the said Act of the Forty fifth Year of the Reign of His present Majesty, and it is therefore expedient that Provisions should be made for ascertaining the Produce of One third Part of the Duties by this Act imposed; Be it therefore enacted, That, from and after the First Day of August One thousand eight hundred and eleven, the whole of the Duties granted by this Act shall be entered together in one Account, but that the Lord High Treasurer for the time being, or Lords Commissioners of His Majesty's Treasury, or any Three or more of them, for the time being, shall, for and during the Remainder of the said Period of Ten Years, to be computed from the Commencement of the said Act, passed in the Forty fifth Year of the Reign of His present Majesty, cause a separate and distinct Account of One third Part of the Duties by this Act granted, to be made out in such Manner and Form as shall appear to the Lord High Treasurer for the time being, or the Lords Commissioners of His Majesty's Treasury, or any Three or more of them for the time being, best adapted to ascertain the Amount of One third Part of the said Duties, which Account the said Lord High Treasurer for the time being, or the Lords Commissioners of His Majesty's Treasury, or any Three or more of them for the time being, are hereby required to cause to be laid before Parliament, together with the Public Accounts directed to be laid before Parliament pursuant to the Provisions of the said Act, passed in the Forty second Year of the Reign of His present Majesty.

Manner of
keeping Account
of Duties.

XLVI. And whereas by an Act passed in the Forty ninth Year of the Reign of His present Majesty King George the Third, intituled, *An Act for repealing the Duties on the Materials used in making Spread Window Glass and Crown Glass, and for granting other Duties in lieu thereof, and for the better Collection of the said Duties*; it is enacted, that the same should continue and be in force from the First Day of August One thousand eight hundred and nine; for the Space of Two Years, to be computed from that Day; and it is expedient that the same should be further continued; Be it enacted, That the said recited Act shall continue and remain in force from the First Day of August One thousand eight hundred and eleven, until the First Day of August One thousand eight hundred and twelve; save and except as the Provisions thereof are altered by this Act.

49 G. 3. c. 63.

continued till
Aug. 1, 1812.

XLVII. And whereas by a Clause in the said last mentioned Act; it is enacted, that before any Maker or Makers of Spread Window Glass or Crown Glass as in that Act mentioned, shall begin to close or stop up any annealing Arch or Oven containing any Spread Window Glass or Crown Glass, he, she or they shall deliver to the proper Officer of Excise, a Declaration in Writing, specifying the true Number of Tables of Spread Glass or Crown Glass respectively put or deposited and contained in each and every such annealing Arch respectively; and if any such Maker or Makers as in that Act mentioned shall neglect or refuse to deliver such Declaration in Writing as last aforesaid, every such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the

49 G. 3. c. 63.
§ 10.

‘ the Sum of Twenty Pounds: And whereas it may sometimes
 ‘ happen that, from Errors in counting and otherwise, the true
 ‘ Number of Tables of Spread Glass or Crown Glass respectively
 ‘ put or deposited and contained in any such annealing Arch may be
 ‘ mistaken, and it is therefore expedient to make such Provision as
 ‘ is hereinafter mentioned;’ Be it therefore enacted, That, from and
 after the said First Day of *August* One thousand eight hundred and
 eleven, no Maker or Makers of Spread Window Glass or Crown Glass
 shall incur or be liable to the said Penalty of Twenty Pounds, for
 or by reason of any Declaration by him, her or them, delivered as
 or for the Declaration required by the said recited Clause, not
 specifying the true Number of Tables of Spread Glass or Crown
 Glass respectively put or deposited and contained in any such anneal-
 ing Arch, provided the Number of Tables of Spread Glass or Crown
 Glass respectively specified in such Declaration so delivered shall not
 vary more than at and after the Rate of Five *per Centum* from the
 true Number of Tables of Spread Glass or Crown Glass respectively
 put or deposited and contained in such annealing Arch; any thing
 in the said Act contained to the contrary in any wise notwithstanding.

Proviso for
 Makers of
 Spread Window
 Glass or Crown
 Glass as to Pen-
 alty of 20l.
 by 49 G. 3. c. 63.
 § 10.

Restriction of
 Drawbacks of
 49 G. 3. c. 63.
 § 3.

How Crown
 Glass, &c. to be
 exported.

‘ XLVIII. And whereas in and by the aforesaid Act certain
 ‘ Drawbacks are allowed for Spread Window Glass, commonly
 ‘ called or known by the Name of *Broad Glass*, and for all other
 ‘ Window Glass not being Spread Glass, whether flashed or other-
 ‘ wise manufactured, and commonly called or known either by the
 ‘ Name of *Crown Glass* or *German Sheet Glass*, made in *Great Bri-*
 ‘ *tain*, and exported to Foreign Parts or to *Ireland*: And whereas
 ‘ it is expedient that no Drawback should be allowed on the Export-
 ‘ ation of any such Glass, unless the same shall be exported in Tables
 ‘ or regular Figures of certain Dimensions;’ Be it therefore enacted,
 That no Drawbacks shall be allowed for or in respect of any such
 Glass exported, unless the same shall be shipped and exported in
 Whole Tables, Half Tables, or Quarter Tables, or in regular Panes,
 Squares or Rectangular Figures, the Four Sides of which together
 shall measure at least Fourteen Inches, and of which no Side shall
 measure less than Three Inches, or Lozenges of which the Four
 Sides together shall measure at least Fourteen Inches, and no Side
 of which shall measure less than Three Inches and an Half, and all
 Window Glass of other Shape or less Dimensions than as aforesaid
 shall be deemed and taken to be Waste Glass within the Meaning of
 the said Act passed in the Seventeenth Year of His Majesty's Reign;
 and if any Person or Persons shall knowingly enter or ship, or cause or
 procure to be entered or shipped for Exportation, in order to obtain
 any Drawback by the said Act granted or allowed, any Spread
 Window Glass, commonly called or known by the Name of *Broad*
Glass or other Window Glass, not being Spread Glass as aforesaid,
 not being in Whole Tables, Half Tables, Quarter Tables, or in
 regular Panes, Squares, or Rectangular Figures or Lozenges of the
 Dimensions aforesaid, such Person or Persons shall for every Crate,
 Parcel, Box or Package of such Glass so entered or shipped, con-
 trary to the true Intent and Meaning of this Act, forfeit and lose the
 Sum of One hundred Pounds.

Penalty.

Commence-
 ment, &c.

XLIX. And be it further enacted, That this Act shall commence
 and take Effect, as to all such Matters and Things therein contained,
 in respect whereof no Special Commencement is hereby directed or
 provided,

provided, from and immediately after the said First Day of *August* One thousand eight hundred and eleven, and shall remain and continue in force for the Space of One Year, to be computed from that Day.

C A P. LXX.

An Act for repealing the Hat Duty in *Great Britain*.

[15th June 1811.]

WHEREAS by an Act passed in the Forty fourth Year of His present Majesty's Reign, intituled, *An Act to repeal the several Duties under the Commissioners for managing the Duties upon stamped Vellum, Parchment and Paper, in Great Britain, and to grant new and additional Duties in lieu thereof*, certain Stamp Duties were imposed upon Hats and upon Licences for vending Hats by Retail, which it is expedient should now be repealed: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 Fifth Day of July One thousand eight hundred and eleven, the said Duties on Hats and on Licences for vending Hats, by Retail, granted by the said Act, shall cease and determine, and all Powers and Provisions contained in the said Act, and in any other Act or Acts of Parliament for the raising, levying, collecting or securing of the said Duties, shall be and the same are hereby from thenceforth repealed; save and except so far as regards such of the said Duties, or so much and such Parts thereof, as shall have become due or payable, or ought to have been paid, and all such Penalties and Forfeitures for Offences relating to the same Duties, or any of them, as shall have been incurred before or upon the said Fifth Day of July.

II. And be it further enacted, That it shall be lawful for all Dealers in Hat Linings, and for all licensed Dealers in Hats, who shall, on the Sixth Day of July One thousand eight hundred and eleven, be possessed of any Hat Linings duly stamped for denoting the Duties on Hats, and which shall not have been used, or worn, or sold with any Hat, to deliver the same to the Commissioners of Stamps, in order that the Stamps thereon may be cancelled; and on due Proof being made to the Satisfaction of the said Commissioners, or the major Part of them, by Affidavit or solemn Affirmation made before the said Commissioners, or any One or more of them, or before a Master in Chancery Ordinary or Extraordinary, (who are hereby respectively authorized to take the same, and administer the proper Oath or Affirmation for that Purpose) that such Hat Linings had not been used, or worn, or sold with any Hat, and that the Possessors thereof had *bona fide* paid, or then stood bound or liable to pay the Duties marked thereon, and of all such other Circumstances as the said Commissioners or the major Part of them shall in their Discretion judge necessary for the Purpose of preventing Frauds, it shall be lawful for the said Commissioners, in all Cases where the Possessors of such Hat Linings shall have a Credit Account open with the Stamp Office, to allow the Amount of the Duties marked on such Hat Linings, in Reduction of their respective Debts; and in all cases

Duties on Hats and Licences for vending Hats to cease.

Dealers may deliver up to Commissioners Hat Linings duly stamped.

Commissioners on being satisfied that Hat Linings had not been used, shall allow Duty.

cases

Limitation.

cases where the Possessors shall not have a Credit Account open with the Stamp Office, to return to them the Amount of the Duties marked on such Hat Linings, first deducting the Discount which shall have been allowed for or in respect of such Duties: Provided always, that no such Allowance or Return of Duties shall be made, unless the same shall be claimed within Six Calendar Months after the said Fifth Day of July.

Distributors may receive Hat Linings.

III. And be it further enacted, That it shall be lawful for the said Commissioners, or the major Part of them, to authorize any of the Distributors of Stamps in the Country, to receive such Hat Linings from any such Dealers as aforesaid, resident within their respective Districts, and thereupon to do all or any such Acts respecting the same as the said Commissioners themselves are hereby authorized to do.

Perjury.

IV. And be it further enacted, That if any Person making any such Affidavit or Affirmation as aforesaid shall knowingly and wilfully make a false Oath or Affirmation of or concerning any of the Matters to be therein specified and set forth, every Person so offending, and being thereof lawfully convicted, shall be subject and liable to such Pains and Penalties as by any Law now in force Persons convicted of wilful and corrupt Perjury are subject and liable to.

C A P. LXXI.

An Act for the Abolition and Regulation of certain Offices in the Customs. [15th June 1811.]

38 G. 3. c. 86.

WHEREAS by an Act passed in the Thirty eighth Year of the Reign of His present Majesty, intituled, *An Act for abolishing certain Offices in the Customs, and for regulating certain other Offices therein, and for applying the Fees which have been received from vacant Offices towards the Augmentation of the Superannuation Fund*; and by an Act, passed in the Forty eighth Year of the Reign of His said present Majesty, intituled, *An Act for abolishing the Office of Surveyor of Subsidies and Petty Customs in the Port of London*, certain Offices in the Customs were directed to be wholly abolished, as the same should become vacant, and certain other Offices were also directed to be abolished in Part when they should become vacant; and that such of the respective Duties as should be deemed useful and necessary should be continued and regulated: And whereas many of the Offices enumerated in the said first recited Act have become vacant, and been abolished under the said Act, and it is expedient to make further Provision for the Abolition and Regulation of certain Offices in the Customs: And whereas by an

48 G. 3. c. 9.

Act passed in the Forty sixth Year of the Reign of His said present Majesty, intituled, *An Act for abolishing Fees received by certain Officers and other Persons employed in the Service of the Customs in the Port of London, and for regulating the Attendance of Officers and others so employed*, the Fees, Perquisites and Gratuities paid to certain Officers, Clerks and Persons employed in the Service of the Customs in the Port of London were wholly abolished: And whereas by an Act passed in the Forty seventh Year of the Reign of His said present Majesty, intituled, *An Act to extend the Provisions of an Act made in the last Session of Parliament, for abolishing Fees received by certain Officers and other Persons employed in the Service*

46 G. 3. c. 82.

47 G. 3. Sess. 1.
c. 51.

of the Customs in the Port of London, and for regulating the Attendance of Officers and others so employed, to the Out Ports, and to appropriate the Fees of certain abolished and vacant Offices in the Customs to the Superannuation Fund, the Lords Commissioners of His Majesty's Treasury were authorized to extend the Provisions of the said last recited Act to any of the other Ports in Great Britain, and which Provisions have been accordingly so extended to several of the Ports in Great Britain, and to certain Officers of the Customs employed in such Ports: And whereas it is expedient, in order to give full, general and immediate Effect to the good Purposes intended by the said recited Acts of the Thirty eighth and Forty eighth Years of His present Majesty's Reign, that such of the Offices in the Customs as are by the said Acts directed to be abolished when they become vacant, which have not yet become vacant, should be abolished or regulated; and also that all Fees, Perquisites and Gratuities received by Officers, Clerks or other Persons employed in the Service of the Customs, as well in the several Out Ports in Great Britain as in the Port of London, should be abolished; May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 Fifth Day of January One thousand eight hundred and twelve, the several Offices enumerated or described in the Table to this Act annexed, marked (A.) shall, as far as the same or any of them relate to the Port of London, be and the same are hereby wholly abolished; and that, from and after the said Fifth Day of January One thousand eight hundred and twelve, the several Offices enumerated or described in the Table to this Act annexed, marked (B.) shall, as far as the same or any of them relate to the Port of London, be and the same are hereby abolished; and such of the Duties executed in the said Offices as shall be deemed to be necessary and useful, shall continue to be executed and performed according to such Regulations, and by such Persons, and in such manner as shall be appointed under the Provisions of this Act; and that from and after the said Fifth Day of January One thousand eight hundred and twelve, the several Offices enumerated or described in the Table to this Act annexed, marked (C.) the Duties whereof are in Part necessary, and which Duties may, without Inconvenience to the Public Service, be transferred to and executed in certain other Offices of the Customs, shall, as far as the same or any of them relate to the Port of London, be and the same are hereby abolished, and the Duties thereof shall be transferred to and executed in other Offices, and by such Persons, and in such manner as shall be directed under the Provisions of this Act.

II. And be it further enacted, That it shall be lawful for the Commissioners of His Majesty's Customs in England, with the Approbation of the Lords Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, from time to time to provide for the Execution of the Duties of such of the several Offices enumerated or described in the said Tables to this Act annexed, marked (B.) and (C.) as shall in their Judgment appear to be necessary or useful, either by appointing under their Hands proper Persons to execute during their Pleasure such Duties of the said

Offices in Table
A. abolished.

Offices in Table
B. abolished.

Necessary Duties
to continue.

Offices in Table
C. abolished,
Necessary Duties
transferred to
other Offices.

Commissioners
of Customs to
provide for Execution
of Duties
of Offices.

several Offices, or by consolidating in one or more Office or Offices, or separating into different Offices, such necessary or useful Duties respectively, or otherwise regulate any such Office or Offices and the Duties thereof in such manner as they the said Commissioners of His Majesty's Customs, with the Approbation of the said Lords Commissioners of His Majesty's Treasury, shall in their Judgment from time to time deem fit and proper, and with such Approbation order and direct in that Behalf.

Power of Persons appointed to execute Duties of abolished Offices.

III. And be it further enacted, That all Persons who shall or may be appointed under the Provisions of this Act to execute any of the Duties of any of the Offices or Employments enumerated and described in the Tables hereunto annexed, marked (B.) and (C.) shall have the same Powers and Authorities to all intents and purposes, to execute and perform such Duties respectively, except as far as the same be by any Order or Regulation made as to any such Duties under the Provisions of this Act, as such Persons would have had if they had been appointed to such Offices or Employments respectively before the Abolition of such Offices, and all such Powers and Authorities shall remain in full Force and Effect for the Execution of all such Duties as shall be so continued and regulated under and subject to the Restrictions and Regulations contained in or made under the Provisions of this Act.

Treasury to allow Salaries to Persons appointed.

IV. And be it further enacted, That it shall be lawful for the Lords Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, to direct such Salaries to be paid to the several Persons who shall be so appointed to execute any of the Duties of any or either of the Offices or Employments enumerated or described in the said Tables hereunto annexed, marked (B.) and (C.) as they the said Lords Commissioners of His Majesty's Treasury shall think fit.

Annual Compensation to Persons who held the Offices directed to be abolished.

V. And whereas it is reasonable and proper that the several Persons holding any of the Offices enumerated or described in any or either of the said Tables annexed to this Act, marked (A.) (B.) and (C.) and which Offices are hereby directed to be abolished, should receive a fair and adequate Compensation for the Loss which they may respectively sustain by the Abolition of their several Offices, and the Salaries, Fees, Perquisites and Emoluments appertaining thereto; Be it therefore further enacted, That it shall be lawful for the Lords Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, to order such annual Compensations to be made to every Person holding or having any Interest in any Office enumerated or described in either or any of the said Tables, marked (A.) (B.) and (C.) hereby directed to be abolished, as on due Examination and Enquiry shall appear to the said Lords Commissioners of His Majesty's Treasury to be just and reasonable; such Compensation to be paid and to continue during the Lives of such Persons respectively, or during the Continuance of their several and respective Rights and Interests therein.

Compensation to Deputies and Clerks of abolished Offices.

VI. And be it further enacted, That on the Abolition of any of the Offices enumerated or described in the said Tables hereunto annexed, marked (A.) and (C.) it shall and may be lawful for the Lords Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, to make such just and reasonable Compensation as they on due Examination and Enquiry shall in their Judgment

Judgment think proper, to the Deputy or Deputies, Clerk or Clerks, or to any other Person or Persons who, on and immediately before the said Fifth Day of *January* One thousand eight hundred and twelve, was or were employed in such Office so abolished as aforesaid.

VII. And whereas the Office of Collector Outwards in the Port of *London* was, in the Year One thousand seven hundred and eighty two, held by *George* late Duke of *Manchester*, for the Term of his Life and the Life of his Brother *Charles Greville Montagu*, commonly called Lord *Charles Greville Montagu*, by Letters Patent, and Letters Patent were prepared in the same Year to pass the Great Seal, on a Surrender of the then existing Patent by the said late Duke, granting the said Office to him, his Executors, Administrators or Assigns, for and during his natural Life, and the natural Lives of *William* now Duke of *Manchester*, and Lord *Frederick Montagu*, his Sons, in pursuance of His Majesty's Warrant for that Purpose, which Letters Patent did not pass the Great Seal, but the Profits and Emoluments of the said Office have been ever since enjoyed by the said *George* late Duke of *Manchester* and his Family, in the same manner as if such Letters Patent had been completed, it was by the said recited Act of the Thirty eighth Year of the Reign of His present Majesty enacted, that during the Lives of the said *William* Duke of *Manchester* and *Frederick Montagu*, commonly called Lord *Frederick Montagu*, the Salary, Fees and Emoluments due to the Collector Outwards in the Port of *London*, should continue to be received and taken in such and the like manner, and to the like Amount, and that the same Persons should be entitled to the Profits of the said Office, as if Letters Patent for granting the said Office had been perfected; Be it therefore enacted, That the Compensation or Allowance authorized to be made and granted by the Lords of the Treasury upon the Abolition of the said Office of Collector Outwards in the Port of *London* shall be paid to and for the Use of such Person or Persons as at the time of passing of this Act shall be, or would from time to time hereafter be, legally entitled to demand and receive the Profits and Emoluments of the said Office of Collector Outwards in the said Port of *London*, in pursuance of the said recited Act of the Thirty eighth Year of the Reign of His present Majesty, if such Office had not been abolished by this Act, and to no other Person or Persons whatsoever.

38 G. 3. c. 86.
§ 5.

Compensation to the Duke of Manchester and Lord Frederick Montagu.

VIII. And whereas the Office of Comptroller of the Customs in the Port of *London* was, by Letters Patent dated the Twenty sixth Day of *August* One thousand seven hundred and seventy eight, granted to *Francis* then Earl of *Guilford*, and his Heirs, during the Lives of *Francis North* and *Frederick North*, Sons of Sir *Frederick North* commonly called Lord *North*, and the Life of the longest Liver of them; and the said *Francis* Earl of *Guilford*, by Will dated the Tenth Day of *April* One thousand seven hundred and eighty two, gave and bequeathed the Reversionary Grant of the said Office to Sir *Frederick North*, commonly called Lord *North*, afterwards Earl of *Guilford*, his Executors, Administrators and Assigns, who devised and bequeathed his Reversionary Grant therein unto his Sons *Francis* and *Frederick North*, and unto his Daughters Lady *Katharine Ann Douglas*, Lady *Ann North* and Lady *Charlotte North*, their Heirs, Executors, Administrators and

Letters Patent Aug. 26, 1778;

Compensation to the Earl of Guilford and Mr. North.

‘ Assigns, equally amongst them: And whereas the Profits and Emoluments of the said Office have been divided equally amongst the said Persons accordingly;’ Be it therefore enacted, That the Compensation or Allowance hereinbefore authorized to be made and granted by the Lords of the Treasury, upon the Abolition of the said Office of Comptroller in the Port of *London*, shall be paid to and for the Use of the Persons who are at the time of the passing of this Act, or would hereafter be legally entitled to demand and receive the Profits and Emoluments of the said Office under the Will of the aforesaid *Frederick* Earl of *Guilford*, if the said Office had not been abolished under the Provisions of this Act, and to no other Person or Persons whatever.

Account of Officers appointed to execute Duties of abolished Patent Offices, laid before Parliament.

IX. Provided always, and be it enacted, That whenever it shall be found necessary to make a new Appointment under the Authority of this Act, for the Execution of any of the Duties of either of the Offices enumerated in the Tables hereunto annexed, marked (B.) and (C.) which may be deemed requisite to be performed, although the Patents for the Offices may be abolished, the Commissioners of the Customs shall in all such cases lay an Account of the same before both Houses of Parliament, within Fourteen Days of the Beginning of the Session next after such Appointment, describing the Office, and the Amount of the Salary which shall be appointed for the same.

Fees in the Port of London abolished.

‘ X. And whereas it is expedient that the Benefit intended to be afforded to Trade and Commerce by the said recited Acts should, without Delay, be extended as much and as generally as possible, and that Merchants and Traders should be exonerated from the Payment of any Fee, Perquisite, Gratuity or Reward, to any Officer, Clerk or other Person employed in the Service of the Customs, except as hereinafter is provided;’ Be it therefore further enacted, That, from and after the said Fifth Day of *January* One thousand eight hundred and twelve, no Fee, Perquisite, Gratuity or Reward, whether pecuniary or of any other Sort or Description whatever, shall be required, taken or received, by any Officer, Clerk or other Person executing or performing or assisting in the Execution or Performance of any of the Duties, or acting in any of the Offices or Employments in or belonging to His Majesty’s Customs in the Port of *London*, for any Service, Act, Duty, Matter or Thing done or performed, or to be done or performed by any or either of such Officers, Clerks or other Persons, on account of or relating to any such Office or Employment, except as hereinafter is provided; and all such Officers, Clerks and other Persons respectively, shall, from and after the said Fifth Day of *January* One thousand eight hundred and twelve, receive such annual Salaries or other Allowances as the Lords Commissioners of His Majesty’s Treasury for the time being, or any Three or more of them, shall deem to be reasonable for the Labour and Trouble of executing the Duties of their respective Offices or Employments; and if any such Officer, Clerk or other Person, shall, at any time after the said Fifth Day of *January* One thousand eight hundred and twelve, require, take or receive any Fee, Perquisite, Gratuity or Reward, whether pecuniary or of any other Sort or Description whatever, either directly or indirectly, except as hereinafter is provided, contrary to the true intent and meaning of this Act, on account of or relating to any such Office or Employment, or for any Service, Act, Duty, Matter or Thing, done

done or performed, or to be done or performed, either therein or in the Performance or Execution of any Orders or Directions he may have received from the Commissioners of His Majesty's Customs, though the same shall be freely offered or given, every such Officer, Clerk or other Person so offending, shall, on Proof thereof to the Satisfaction of the Commissioners of His Majesty's Customs in *England*, or any Four or more of them, be, for the First Offence, peremptorily dismissed from his Office or Employment, and be rendered incapable of ever again holding or executing, or acting in any Office or Employment in the Service of His Majesty's Customs or Excise.

Penalty.

XI. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any of the Solicitors of His Majesty's Customs from charging and receiving any Fees which they have been heretofore accustomed to charge and receive on account of the professional Business which they transact in their respective Offices.

Proviso for Solicitors taking Fees

XII. And whereas it has long been the Practice for Merchants and others concerned in the Importation and Exportation of Goods, to select and employ such of the Officers or Clerks in the Long Room of the Custom House *London*, in preparing, framing and passing Entries of Goods inwards and outwards as they thought proper: And whereas it is expedient and necessary, for the Accommodation of Trade, that Merchants and others should not be prevented from availing themselves of the Assistance afforded by such Officers and Clerks, when they may require it, but that the Fee or Reward for such Assistance should be regulated and ascertained; Be it therefore further enacted, That, from and after the said Fifth Day of *January* One thousand eight hundred and twelve, it shall be lawful for any Officer or Clerk employed in the Service of the Customs in the Long Room of the Custom House *London*, to render such Assistance as aforesaid to Merchants and others making Entries inwards or outwards, and to take or receive for the same such Fee or Reward only as the Commissioners of His Majesty's Customs in *England*, or any Four or more of them with the Approbation of the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, shall from time to time think proper and direct, and any such Officer or Clerk who shall take or receive any greater Fee or Reward for such Service than shall be so allowed and directed, shall be subject to the Penalties of this Act, and be punishable as a Person receiving illegal Fees, contrary to the Provisions thereof.

Fees taken by Clerks in the Long Room.

XIII. And whereas Inconvenience might arise to Merchants and others making Entries at the Custom House in the Port of *London* if the several Collectors and Receivers of the Duties of Customs in the said Port were to be subject and liable to the Penalties of this Act, in case they were to receive more than the precise fractional Amount of the Duties of Customs due on any such Entry not amounting to Six Pence, according to a Practice which has long prevailed; Be it therefore enacted, That nothing in this Act contained shall extend or be construed to extend, to prevent any Receiver or Collector of any of the Duties of Customs in the Port of *London*, from receiving and applying to his own Use so much beyond the precise fractional Amount of the Duties legally due

Proviso for taking of the odd Pence.

due on any Entry as shall not in any Instance amount to the Sum of Six Pence beyond such precise Amount of Duty; that is to say, when the total Sum of the Duties upon an Entry produces a Fraction under Six Pence, he may receive the Six pence, and where it produces a Fraction between Six Pence and One Shilling, he may receive the Shilling, provided that the Merchant or other Person making such Entry shall be desirous and willing to pay the same, but not otherwise

‘ XIV. And whereas it is necessary, for the Accommodation of Merchants and Traders, that Warrants of Entries inwards in the Port of *London* should, in certain cases, be issued by the several Receivers and Collectors of the Duties of Customs, and expedited and delivered to the proper Officers appointed to discharge or deliver the Goods mentioned in any such Entry, without waiting the usual Course of daily Business: And whereas the Practice of granting such Accommodation to Merchants and others has long prevailed, and would, if discontinued, be attended with much Inconvenience to Trade: And whereas it is just and reasonable that the Officers of the Customs, by whom such Warrants are to be issued and expedited, should receive a moderate Recompence for the extraordinary Trouble occasioned thereby;’ Be it therefore enacted, That in case any Merchant or other Person making any Entry inwards in the Custom House in the Port of *London* shall be desirous of having the Warrant of such Entry dispatched before the usual Hour of delivering such Document to the proper Officer of the Customs appointed to attend the Examination and Discharge of the Goods so entered, it shall be lawful for the Receiver or Collector of the Customs in the Port of *London*, whose Duty it may be to issue such Warrant, and for the Officer commonly called the *Clerk of the Warrants* in the Long Room of the Custom House *London*, to expedite and pass the same through the proper Offices, provided the Merchant or other Person making any such Entry shall request to be so accommodated; and in such case the following Gratuity shall be paid to the said Officers; *videlicet*, to the Receiver or Collector whose Duty it may be to issue such Warrants, the Sum of Six Pence for each Warrant so issued, and no more; to the Officer commonly called the *Clerk of the Warrants*, the Sum of One Shilling for each Warrant so expedited, and no more; any thing in this Act contained to the contrary notwithstanding.

‘ XV. And whereas certain Persons in the Office of the Collector of the Customs outwards in the Port of *London*, are directed and employed specially to write Cockets for the shipping of Goods for the Purpose of Exportation: And whereas it has been customary for the Merchants and other Persons entering Goods for Exportation, to select and employ such of the said Cocket Writers as they shall think fit to write such Cockets: And whereas it is necessary for the Accommodation of the Merchants, and to facilitate the regular shipping of Goods intended to be exported, particularly during a Press of Business, that such Practice should still be allowed;’ Be it therefore enacted, That, from and after the Fifth Day of *January* One thousand eight hundred and twelve, it shall be lawful for any Merchant or other Person making an Entry in the Custom House in the Port of *London*, of Goods intended to be shipped for Exportation to Foreign Parts, and for which it is necessary a Cocket

Gratuities for
expediting War-
rants allowed.

Certain Fees
may be taken
for Cockets.

Cocket should be first procured, to select and employ any or either of the Persons holding the Office of Cocket Writer in writing such Cocket; and it shall and may be lawful for any such Cocket Writer so employed as aforesaid to receive from the Merchant or other Person making any such Entry, such Fee or Gratuity according to the Trouble occasioned by writing the same, as shall be agreed on between the Person making the Entry, and such Cocket Writer; any thing contained in this Act to the contrary notwithstanding: Provided always, that such Fee or Gratuity shall not in any case whatever exceed the Sum of Five Shillings, including the Expence of the Parchment on which such Cocket shall be written, which Parchment the said Cocket Writer shall provide at his own Expence; and any such Cocket Writer who shall take or receive any greater Fee or Reward for writing any such Cocket than is hereinbefore allowed, shall be subject to the Penalties of this Act, and be punishable as a Person receiving illegal Fees contrary to the Provision thereof.

Proviso.

XVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to prevent any Officer or other Person holding or exercising, or acting in, or performing the Duties of any Office or Employment in the Customs in the Port of *London*, from receiving such Reward or Satisfaction, for or on account of any Detention, Seizure or Forfeiture, of any Goods, Wares or Merchandize, or any Penalty or Share of Penalty or Composition, which, under any Law now in force, or hereafter to be passed in relation to the Duties of Customs, he is or may be legally entitled to; or to prevent any such Officer, Clerk or other Person, from receiving any Allowance, Gratuity or Reward, which the Lords Commissioners of His Majesty's Treasury, or any Three or more of them, or the Commissioners of His Majesty's Customs in *England*, or any Four or more of them, may think fit to direct.

Officers may receive Shares of Seizures.

XVII. And be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to alter the Hours during which Officers, Clerks and other Persons, employed in the Service of the Customs in the Port of *London*, are required to attend for the Execution and Discharge of their respective Duties, by the before recited Act, passed in the Forty sixth Year of His present Majesty's Reign, intituled, *An Act for abolishing Fees received by certain Officers and other Persons employed in the Service of the Customs in the Port of London, and for regulating the Attendance of Officers and others so employed.*

Proviso for present Hours of Attendance.

46 G. 3. c. 82.

XVIII. Provided always, and be it further enacted, That the Commissioners of His Majesty's Customs in *England*, or any Four or more of them, shall and may direct and enforce the Attendance of any Officer, Clerk or other Person, employed in the Service of His Majesty's Customs in the Port of *London*, at any Time and at any Place, when on any particular Emergency the Public Service shall so require, and also direct and enforce the Attendance of any Clerk whatever, or of any Officer or other Person so employed in the Service of the Customs receiving daily Pay, or of any Officer or other Person employed in the Water Guard, at such Hours and Times, and at such Places as the said Commissioners shall think fit and re-

Commissioners of Customs may require and enforce Attendance of Officers.

quisite for the proper Discharge of the official Duties of any such Officer, Clerk or other Person.

Oath of Office.

XIX. And be it further enacted, That every Person who from and after the said Fifth Day of *January* One thousand eight hundred and twelve shall be appointed to any Office or Employment in or belonging to His Majesty's Customs in the Port of *London*, shall at their respective Admissions thereto, or who, having been so appointed and admitted, shall not have taken the Oath of Office required by Law before the said Fifth Day of *January* One thousand eight hundred and twelve shall, instead of the Oath prescribed by an Act passed in the Sixth and Seventh Years of the Reign of King *William* and Queen *Mary*, take the following Oath; that is to say,

6 & 7 W. & M.
c. 1. § 5.

' I *A. B.* do swear to be true and faithful in the Execution, to the
' best of my Knowledge and Power, of the Trust committed to
' my Charge and Inspection in the Service of His Majesty's Cust-
' oms, and that I will not require, take or receive, any Fee, Per-
' quisite, Gratuity or Reward, whether pecuniary or of any Sort or
' Description whatever, either directly or indirectly, for any Service,
' Act, Duty, Matter or Thing, done or performed, or to be done
' or performed, in the Execution or Discharge of any of the Du-
' ties of my Office or Employment, on any account whatever, other
' than my Salary, and what is or shall be allowed me by Law or by
' any Special Order of the Lords Commissioners of His Majesty's
' Treasury, or the Commissioners of His Majesty's Customs for the
' time being. So help me GOD.'

Compensation to
certain Officers
for Loss of Fees.

XX. And, in order that proper Compensation may be made to any Officer, Clerk or other Person employed in the Service of the Customs in the Port of *London*, who may sustain Loss by the Abolition of Fees directed by this Act, be it therefore enacted, That it shall be lawful for the Lords Commissioners of His Majesty's Treasury for the time being, or any Three or more of them, in cases where, on due Examination and Enquiry, it shall be made appear to them that the Salaries or Allowances to be paid to Officers, Clerks or other Persons, employed in the Service of the Customs in the Port of *London*, as a Reward for their Labour (in future) in the Execution of the Duty of their respective Offices or Employments, may not amount to so much as it might be just and reasonable to allow to the present Possessors of such Offices or Employments by way of Compensation for the Loss of Fees formerly received by them respectively, to order such further annual Allowances as they the said Lords Commissioners of His Majesty's Treasury, or any Three or more of them, shall deem just and reasonable to be paid to any such Officer, Clerk or other Person; such further Allowance to commence from and after the said Fifth Day of *January* One thousand eight hundred and twelve, and to continue during the time any such Officer, Clerk or other Person, shall hold any such Office or Employment: Provided always, that in case any such Officer, Clerk or other Person, shall be removed to any other Office or Employment in the Service of the Customs, the annual Salary or other Emolument of which shall not amount to more than the Salary and the further Allowance by way of Compensation hereby directed to be made to any such Officer, Clerk or other Person, would have amounted

Proviso.

amounted to, then and in such case the said Lords Commissioners of His Majesty's Treasury may continue to any such Officer, Clerk or other Person, the Allowance they may have granted by way of Compensation for Loss of Fees, or any Part thereof, notwithstanding such Removal as aforesaid.

XXI. And whereas certain Officers, Clerks and other Persons employed in the Service of the Customs in the Port of London, have been in the Practice of receiving Fees not authorized by Law; And whereas it is necessary and proper that such Persons should be indemnified from any Penalties to which they might be liable in consequence thereof; Be it therefore enacted, That every Officer, Clerk or other Person employed in the Service of the Customs in the Port of London, shall be and he and they is and are hereby indemnified, freed and discharged, from and against all Penalties, Forfeitures, Incapacities and Disabilities incurred for or by reason of the demanding, taking or receiving any Fee, Perquisite, Gratuity or Reward whatsoever, not authorized by the Laws in force on and immediately before the said Fifth Day of January One thousand eight hundred and twelve, provided that nothing herein contained shall extend to indemnify or discharge any such Officer, Clerk or other Person from any Action, Suit, Information or other Proceeding at Law which shall have been instituted or commenced against any such Officer, Clerk or other Person on or before the said Fifth Day of January One thousand eight hundred and twelve, nor extend to indemnify, free or discharge any Officer, Clerk or other Person holding or acting in any of the Offices or Employments enumerated or described in the said recited Acts of the Forty sixth and Forty seventh Years of the Reign of His present Majesty, from any Penalty, Forfeiture, Incapacity or Disability, incurred by any such Officer, Clerk or other Person, by reason of his or their requiring, taking or receiving, or having required, taken or received, any Fee, Perquisite, Gratuity or Reward, contrary to the Directions of the said Acts or either of them; but that all the Clauses, Matters and Things, contained in the said Acts to prevent Officers, Clerks or other Persons, from demanding or receiving any Fee, Perquisite, Gratuity or Reward, other than as is therein excepted in the said Acts respectively, shall be and remain in full Force and Effect; any thing contained in this present Act to the contrary thereof notwithstanding.

XXII. And be it further enacted, That all Salaries, Allowances or Compensations, heretofore granted or allowed, or which may hereafter be granted or allowed, to any Officer or Officers, Clerk or Clerks, or any Person or Persons employed in the Service of the Customs in the Port of London, or by way of Compensation or Allowance to any Officer, Clerk or other Person, who may have sustained Loss by the Abolition of any Office or Employment, or by the Abolition of Fees, shall be paid to the Person or Persons entitled to receive the same, without any Abatement or Deduction on account of any Rates or Duties imposed by any Act of Parliament, except the Duty granted by an Act, passed in the Forty sixth Year of His present Majesty, intituled, *An Act for granting to His Majesty during the present War, and until the Sixth Day of April next after the Ratification of a Definitive Treaty of Peace, further additional Duties in Great Britain, on the Rates and Duties on Profits arising from Property, Professions, Trades and Offices; and for repealing an*

Indemnity to
Officers for
having taken
Fees not sanc-
tioned by Law.

46 G. 3. c. 28.
47 G. 3. Sess. 1.
c. 51.

Salaries, &c. to
be paid without
Deduction, ex-
cept Property
Tax.

46 G. 3. c. 65.

All passed in the Forty fifth Year of His present Majesty, for repealing certain Parts of an Act made in the Forty third Year of His present Majesty, for granting a Contribution on the Profits arising from Property, Professions, Trades and Offices, and to consolidate and render more effectual the Provisions for collecting the said Duties.

‘ XXIII. And whereas it is expedient that Provisions should be made for extending the Provisions of this Act to the Out Ports in *Great Britain*, as soon as the Lords Commissioners of His Majesty’s Treasury shall think the same should be so extended;’ Be it further enacted, That, from and after the said Fifth Day of *January* One thousand eight hundred and twelve, it shall be lawful for the Lords Commissioners of His Majesty’s Treasury for the time being, or any Three or more of them, whenever it shall appear to them to be expedient and proper, to extend the Provisions of this Act to any of the other Ports in *Great Britain*, and to the Officers, Clerks and other Persons, employed in the Service of the Customs at any such Ports, and that the same can conveniently be done; and the said Lords Commissioners of His Majesty’s Treasury, or any Three or more of them, are hereby authorized, from time to time as they shall think fit, to put in Execution the Powers and Provisions of this Act, as to any Out Port or Out Ports in *Great Britain*, by extending the Provisions of this Act to any such Port or Ports in *Great Britain*, and to the Officers, Clerks and other Persons, employed in the Service of the Customs therein; and in such case the said Commissioners of His Majesty’s Treasury shall give Notice of such Extension, in the *London Gazette*, Three several times.

XXIV. And be it further enacted, That, from and after the Expiration of Fourteen Days from the Publication of any such Notices, or any such longer Period from such Publication as the said Lords Commissioners of His Majesty’s Treasury, or any Three or more of them, shall direct to be inserted therein, all the Powers, Authorities, Provisions, Directions, Clauses, Penalties and Forfeitures, contained in this Act, shall, so far as the same are applicable, be deemed and construed to extend to any such Port or Ports, and to the Abolition of any of the Offices enumerated or described in any such Notice or Notices, and to any Officer, Clerk or other Person, holding any Office or Employment in His Majesty’s Customs at such Port or Ports, who shall be enumerated or described in any such Notices, as fully and effectually to all Intents and Purposes as if such Officer, Clerk or Person, had been enumerated or described in the Tables annexed to this Act, and as if all the said Powers, Authorities, Provisions, Directions, Clauses, Penalties and Forfeitures, so far as the same are applicable, had been repeated and particularly enacted in the Body of this Act.

XXV. And be it further enacted, That this Act may be varied, altered or repealed, by any Act or Acts to be made in this present Session of Parliament.

Table (A.)

A LIST of OFFICES which, from and after the Fifth Day of *January* One thousand eight hundred and twelve, are to be wholly abolished.

Inspector of Prosecutions.

Register of Goods seized, and of Informations and Suits.

Inspector

Treasury may extend Act to the Out Ports on giving Notice in *London Gazette*.

From Time of Notice, Powers of Act to be extended to Out Ports.

Act may be altered, &c.

Inspector and Examiner of the Books of the Patent and other Officers of the Ports.

Keeper of the Books of Entries for the Port of London.

Collector of the Petty Customs of Aliens in the Port of London, and Keeper of the Cocket Seal to the said Office belonging.

Customs at the Out Ports.

[See the *Act* to which this Table is annexed.]

Table (B.)

A LIST of OFFICES which, from and after the First Day of January One thousand eight hundred and twelve, are to be abolished; the Duties whereof, being useful and necessary, are to continue to be executed.

Patent Inspector of the Out Port Collectors' Accounts and Vouchers.

Patent Comptroller of the Customs in the Port of London, excepting the Duties on Cloth, Wool and Leather, exported.

Patent Surveyor of Subsidies and Petty Customs in the Port of London.

Patent Collector of the Customs of Tonnage and Poundage, outwards, in the Port of London, and Keeper of the Cocket Seal.

Chief Patent Searcher of the Customs in the Port of London.

All other Patent Searchers in London, or the Out Ports.

Waiters, commonly called Patent King's Waiters, in the Ports of London and Bristol.

Patent Comptrollers at the Out Ports.

[See the *Act* to which this Table is annexed.]

Table (C.)

A LIST of OFFICES which, from and after the Fifth Day of January One thousand eight hundred and twelve, are to be abolished; the Duties whereof, being useful and necessary, are to be transferred to other Offices.

Receiver of His Majesty's Share of enumerated Goods, Fines and Forfeitures, remitted from the Out Ports.

Examiner of the Out Port Books in the Port of London.

Comptroller of the pretermitted Customs in the Port of London.

Collector of the Customs of Hides, Woolfells, Lead and Tin, in the Port of London, and Keeper of the Seal called the *Cocket*, in the Port aforesaid.

[See the *Act* to which this Table is annexed.]

C A P. LXXII.

An Act for granting Exemptions in certain Cases from the Payment of the Duties charged in respect of Servants, Carriages, Horses and Dogs, kept in *Great Britain* and *Ireland* respectively.

[15th June 1811.]

‘ WHEREAS by certain Acts passed in the Forty eighth and 48 G. 3. c. 55.
 ‘ Fiftieth Years of the Reign of His present Majesty, certain 50 G. 3. c. 104.
 ‘ Duties are granted to His Majesty on Male Servants, Carriages,
 ‘ Horses for riding or drawing the said Carriages, and on Dogs, to
 ‘ be

48 G. 3. c. 42.

' be annually assessed and paid throughout *Great Britain*, which
 ' Duties are placed under the Management of the Commissioners for
 ' the Affairs of Taxes in *Great Britain*: And whereas by a certain
 ' Act passed in the same Forty eighth Year of the Reign of His
 ' present Majesty, certain Duties are also granted to His Majesty on
 ' Male Servants, Carriages, Horses for riding or drawing the said
 ' Carriages, and on Dogs, to be annually levied and paid through-
 ' out *Ireland*, which last mentioned Duties are placed under the
 ' Management of the Commissioners of Inland Excise and Taxes in
 ' *Ireland*: And whereas it is just and reasonable that Persons re-
 ' siding partly in *Great Britain* and partly in *Ireland* should not pay
 ' the Duties granted by the said several Acts for the same Establish-
 ' ment of Servants, Carriages, Horses and Dogs, in the same Year
 ' in both Parts of the United Kingdom; May it therefore please
 ' Your Majesty that it may be enacted, and be it enacted by the
 ' King'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 every
 ' Person who shall have paid the said Duties so payable in *Great Britain*,
 ' in respect of any such Servants, Carriages, Horses or Dogs, for the
 ' Period of One whole Year, who shall also at any time within the
 ' same Year, as hereinafter is provided, be charged to the said Duties
 ' so payable in *Ireland*, for his or her Servants, Carriages, Horses or
 ' Dogs, kept in *Ireland*, (the said Servants, Carriages, Horses or
 ' Dogs, so kept in *Ireland*, being either the same Servants, Car-
 ' riages, Horses or Dogs, which are so charged in *Great Britain* in
 ' such Year, or Servants in the same Capacities, or Carriages, Horses
 ' or Dogs of the same Descriptions, chargeable in *Great Britain* with
 ' the like Duties, and kept in lieu of such of the said Servants, Car-
 ' riages, Horses or Dogs, as have been *bona fide* parted with) shall be
 ' wholly exempted from Payment in *Ireland* for One Year of the
 ' Duties so charged thereon, in respect of each and every of the said
 ' Servants, Carriages, Horses and Dogs, kept in *Ireland*; and every
 ' Person who shall have paid the said Duties so payable in *Ireland*,
 ' in respect of any such Servants, Carriages, Horses or Dogs, for One
 ' Year, who shall at any time within the same Year, as hereinafter is
 ' provided, be charged to the said Duties so payable in *Great Bri-
 ' tain*, for his or her Servants, Carriages, Horses or Dogs, kept in
 ' *Great Britain*, the said Servants, Carriages, Horses or Dogs, so kept
 ' in *Great Britain*, being either the same Servants, Carriages, Horses
 ' or Dogs, which are so charged in *Ireland* in such Year, or Servants
 ' in the same Capacities, or Carriages, Horses or Dogs, of the same
 ' Descriptions, chargeable in *Ireland* with the like Duties, and kept
 ' in lieu of such of the Servants, Carriages, Horses or Dogs, as have
 ' been *bona fide* parted with, shall be exempted from Payment in *Great
 ' Britain* for One Year, of so much of the said Duties so charged thereon
 ' as the Duty paid in *Ireland*, in respect of each and every of the same
 ' Servants, Carriages, Horses or Dogs, or Servants, Carriages, Horses
 ' or Dogs, kept in lieu thereof respectively as aforesaid shall amount
 ' unto, provided that due Proof shall be made of such Payments in
 ' *Great Britain* or *Ireland* respectively, in the manner hereinafter di-
 ' rected.

Persons paying
 the Duties for
 Servants, &c. in
 G. B. not liable
 to pay for same
 Establishment in
 Ireland.

Persons paying
 in Ireland shall
 only be liable
 for Amount of
 Duty in G. B.

Periods at which
 the respective

' II. And whereas the said Duties payable in *Great Britain* are
 ' chargeable yearly, from the Fifth Day of *April* in each Year, and
 ' the

‘ the said Duties payable in *Ireland*, are chargeable yearly from the Fifth Day of *January* in each Year;’ Be it declared and further enacted, That Proof of Payment in *Ireland* in the manner herein directed, within any Year, commencing on the Fifth Day of *January* in such Year, shall entitle the Claimant to the Exemption hereby granted in *Great Britain*, for the Year commencing on the Fifth Day of *April* following, and Proof of Payment in *Great Britain* in the manner herein directed, for One Year, from the Fifth Day of *April* in any Year, shall entitle the Claimant to the Exemption hereby granted in *Ireland*, within the Year commencing on the Fifth Day of *January* preceding.

Duties com-
mence.

III. Provided always, and be it further enacted, That every Person claiming to be exempted from any of the said Duties in *Great Britain*, by virtue of this Act, shall produce and deliver to the Surveyor or Inspector of the District where such Claimant shall reside, a Certificate under the Hand of the proper Officer of the Inland Excise and Taxes in *Ireland*, containing a true Copy of the Receipt and Receipts given to such Claimant on all such Payments as aforesaid for the last Year wherein such Claimant was charged to the said Duties in *Ireland*, which Certificate shall either contain, or there shall be annexed thereto, a Return containing the Number of Servants, Carriages, Horses and Dogs, paid for in *Ireland* by such Claimant in the last Year and the Names and Capacities of the said Servants, and the Descriptions of the said Carriages, Horses and Dogs, as required by the said first recited Acts, distinguishing which of the said Servants, Carriages, Horses or Dogs, are the same with those so charged in *Ireland*, and which of them are kept in lieu of such of the said Servants, Carriages, Horses or Dogs, which have been parted with, and every such Claim being first signed by the Claimant in his or her own proper Name, and in his or her usual manner of Writing, the same shall be transmitted to the Commissioners for the Affairs of Taxes in *England*, and the said Commissioners shall enquire and examine into the Truth of every such Claim in such manner as they shall think necessary; and the Commissioners of Inland Excise and Taxes in *Ireland* shall and they are hereby required to aid and assist the Commissioners for the Affairs of Taxes in their Enquiries and Examinations into such Claims, and whenever any such Claims shall be duly proved to the Satisfaction of the Commissioners for the Affairs of Taxes in *England*, they shall certify the same to the Commissioners of the District where such Claims respectively shall be made, and shall give such Directions for granting the required Exemptions, either before or after Assessment, as to them shall seem necessary, in order to give the Relief granted by this Act, and the Assessment on every such Claimant shall be made, discharged, altered or amended accordingly.

Persons claiming
Exemption in
G. B. to produce
Certificates of
Payment of
Duties in Ire-
land.

IV. And be it further enacted, That the several Amounts of Duty to be exempted in *Great Britain* shall be retained and set down in Figures in the several Books and Duplicates of Assessment of the respective Commissioners, under the Head of “*Exemptions on Account of Ireland*,” and shall respectively be deducted from the whole Duty chargeable on each Claimant by virtue of the said recited Acts, and the Difference between the Duty so chargeable and the Amount of the Sum to be exempted shall be set down as the net Duty to be paid by each such Claimant, and the Duplicate thereof to be de-
livered

Amount of such
Exemptions to
be k. pt.

livered to the Collector of the Parish, Ward or Place where each such Claim shall have been allowed, shall be made or amended in such Manner that the net Duty only shall be demanded of or paid by each such Claimant.

Persons claiming Exemptions in Ireland to produce Certificates of Payment of Duties in G. B.

V. Provided always, and be it further enacted, That every Person claiming to be exempted from any of the said Duties in *Ireland*, by virtue of this Act, shall produce and deliver to the proper Officer of Inland Excise or Taxes in *Ireland*, a Certificate under the Hand of the said Claimant containing the Number of Servants, Carriages, Horses and Dogs assessed on such Claimant in *Great Britain* for the last Year of such Assessment, together with the Names and Capacities of the Servants, and the Descriptions of the Carriages, Horses and Dogs charged therein, distinguishing which of the said Servants, Carriages, Horses or Dogs, are the same with those so charged in *Great Britain*, and which of them are kept in lieu of such of the said Servants, Carriages, Horses or Dogs, which have been parted with, and also a true Copy of the Receipt and Receipts given to such Claimant on all such Payments as aforesaid, for that Year, containing the District or County, and the Parish, Ward or Place where such Payments were made, and every such Claim being first signed by the Claimant, in his or her own proper Name, and in his or her usual manner of Writing, the same shall be transmitted to the Commissioners of Inland Excise and Taxes in *Ireland*, who shall enquire and examine into the Truth of every such Claim in such manner as they shall think necessary, and the Commissioners for the Affairs of Taxes in *England* shall and they are hereby required to aid and assist the Commissioners of Inland Excise and Taxes in *Ireland* in their Enquiries and Examinations into such Claims, and whenever any such Claims shall be duly proved to the Satisfaction of the Commissioners of Inland Excise and Taxes in *Ireland*, it shall be lawful for them to grant the said Exemptions in such manner as they are authorized to grant other Exemptions by any Act or Acts in force relating to the said Duties.

Claiming Exemptions fraudulently.

VI. And be it further enacted, That if any Person or Persons shall make any such Claim in *Great Britain*, without having first paid the Duties in *Ireland* for the same Articles respectively, or for Articles of the same Descriptions respectively with the Articles for which such Exemption is claimed, or if any Person or Persons shall make any such Claim in *Ireland*, without having first paid the Duties in *Great Britain* for the same Articles respectively, or for Articles of the same Descriptions respectively with the Articles for which such Exemption is claimed; or if any Person or Persons shall be guilty of any Fraud or Contrivance with Intent to evade the Payment of any of the said Duties, Taxes, Impositions, or Sum or Sums of Money granted or made payable in *Great Britain* or *Ireland* by virtue of the said recited Acts, or any of them, either in making any such Claim, or in obtaining any such Exemption, or shall deliver any false or fraudulent Certificate, with Intent to obtain any such Exemption, or shall make a Second Claim for the same Cause, every such Person so offending shall forfeit any pay the Sum of One hundred Pounds.

Penalty.

How Penalties recovered and applied.

VII. And be it further enacted, That in every case where the said Penalty shall be incurred in *Great Britain*, the same may be sued for, recovered and applied, as any Penalty for any Offence committed

committed against the said first recited Acts, or either of them, relating to the said Duties payable in *Great Britain*, may be sued for, recovered or applied in that Part of *Great Britain* where the said Offence shall be committed, and in every case where the said Penalty shall be incurred in *Ireland*, the same may be sued for, recovered and applied as any Penalty for any Offence committed against the last recited Act, or any other Act or Acts in force in *Ireland* respecting the same, may be sued for, recovered or applied in *Ireland*.

VIII. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to or in any way to affect any of the Exemptions from the Payments of the said Duties granted and allowed by any Act or Acts of Parliament, to Members of Parliament ordinarily resident in *Ireland*, or Persons holding Offices or publick Employments in *Ireland*, and being resident in *Great Britain*, for the Purposes of assisting in the Execution of the publick Business, or to alter the manner of claiming such Exemptions as granted and allowed by the said Act or Acts last mentioned.

Exemptions to
Members of
Parliament and
Publick Officers
not affected.

C A P. LXXIII.

An Act for the better Security of His Majesty's Naval Arsenals in the River *Medway*, and *Portsmouth* and *Hamoaze* Harbours, and of His Majesty's Ships and Vessels lying at and resorting to the same. [15th June 1811.]

WHEREAS it is necessary for the Preservation and Security of His Majesty's Ships and Vessels, and Naval Arsenals in the River *Medway*, and in the Great Harbours of *Portsmouth* and *Hamoaze*, that all Ships and Vessels, not belonging to the Royal Navy, entering the said River and Harbours should be placed under proper Regulations with respect to the Disposal of any Gunpowder which may be on board the same; Be it therefore enacted by the King'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 the Master or Commander of every Ship or Vessel, not belonging to His Majesty, which shall be intended to proceed into or enter the said River or Harbours shall, previous to such Ships or Vessels entering the same, land or deposit all the Gunpowder which may be on board such Ship or Vessel over and above the Quantity of Five Pounds Weight at such Warehouse or Warehouses, Place or Places, as shall from time to time be appointed for the Purpose of receiving the same by the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Lords Commissioners for executing the said Office of Lord High Admiral for the time being, or any Three or more of them (which Appointment of such Warehouses or Places shall be notified in the *London Gazette*) and the Master or Owner of every such Ship or Vessel shall pay Warehouse Rent for such Powder, at the Rate of One Shilling per Barrel, to the Officer, Keeper or other Person appointed by the Master General and Officers of His Majesty's Ordnance, (who are hereby required and directed to make such Appointment as soon as they shall be certified of the Appointment by the said Lord High Admiral or Lords Commissioners of the Admiralty of such Warehouses or Places)

Regulations for
Masters of Ves-
sels entering the
Medway, &c. as
to depositing
Gunpowder.

Warehouse
Rent to Keeper
appointed by
Master of the
Ordnance.

for

for the Custody of such Gunpowder, and the Care and Superintendance of such Warehouses or Places, and which Rent the said Officer, Keeper or Person so appointed is hereby authorized and required to demand and receive; and if any such Matter or Owner shall neglect or refuse to land or deposit such Gunpowder as aforesaid without reasonable Excuse to be allowed by Certificate in Writing of the Commander in Chief of His Majesty's Ships or Vessels, or the Resident Commissioner of the Navy at *Sheerness*, *Portsmouth* and *Plymouth*, for the time being respectively, or in his or their Absence by the Senior Master Attendant of His Majesty's Dock Yard at either of the said Places, or shall refuse to pay such Warehouse Rent as aforesaid, he shall respectively, for every such Offence or Default, forfeit and pay any Sum not exceeding Twenty Pounds, nor less than Five Pounds, together with all the Gunpowder on board such Ship or Vessel: Provided always, that in case any Ship or Vessel shall be driven within the said River or Harbours by Stress of Weather, so that it shall not have been possible to have previously landed or deposited at the Warehouse or Place appointed, the Gunpowder on board the same, the Officer of the Customs that shall first go on board such Ship or Vessel shall make a Report to the Collector and Comptroller of the Customs of the Port of the Quantity of Gunpowder (if any) on board such Ship or Vessel; and such Collector or Comptroller shall, without Delay, transmit a Copy thereof to the Resident Commissioner of the Navy at *Sheerness*, *Portsmouth* or *Plymouth*, or, in his Absence, to the Senior Master Attendant of His Majesty's Dock Yards at either of those Places; and the Master or Commander of every Ship or Vessel so driven in as aforesaid shall, within Twenty four Hours after such Ship or Vessel shall have entered said River or Harbours, land and deposit all the Gunpowder over and above the Quantity of Five Pounds Weight which may be on board the same, at the Warehouse or Place and in the manner hereinbefore provided for, on pain of forfeiting a Sum not exceeding Twenty Pounds, nor less than Five Pounds, together with all the Gunpowder on board such Ship or Vessel: Provided always, that it shall and may be lawful to and for the said Lord High Admiral, or Lords Commissioners for executing the Office of Lord High Admiral, or any Three or more of them for the time being, or for the Resident Commissioner at *Sheerness*, *Portsmouth* or *Plymouth*, to order such Gunpowder to be restored to the Owner or Owners thereof, in such cases where it may be deemed proper so to do.

II. And be it further enacted, That before any armed Ship or Vessel, not belonging to His Majesty, shall enter the said River or either of the said Harbours, the Guns on board the same shall be cleared or unloaded; and if any such Ship or Vessel shall come into or enter the said River or Harbours with any of her Guns loaded, either with Powder and Ball, or with Powder only (except in cases of Distress as aforesaid), the Master or Person having the Charge or Command of every such Ship or Vessel shall, for every such Offence or Default, forfeit and pay any Sum not exceeding Ten Pounds, nor less than Five Pounds.

III. And be it further enacted, That all Penalties or Forfeitures by this Act imposed shall be sued for within One Month after the Offence or Offences committed, and all such Penalties and Forfeitures shall be levied and recovered before any Two or more Justices of

Refusing to land
Gunpowder.

Penalty.

Proviso for
being driven
within the River,
&c. by Stress of
Weather.

Penalty.

Before entering
River, &c. Guns
of Vessels to be
cleared.

Penalty.

Penalties how
levied and ap-
plied.

of the Peace for the County in or adjoining to which the Offence shall be committed, and such Justices are hereby empowered and required, upon Information or Complaint to them made, to grant a Summons or Warrant to bring before them such Offender or Offenders at such Time or Place as shall be in such Warrant specified; and if on the Conviction of the Offenders respectively, either on his, her or their Confession, or on the Evidence of any One or more credible Witnesses or Witnesses upon Oath (which Oath such Justices are hereby empowered to administer), such Penalty or Forfeiture shall not be forthwith paid, the same shall be levied by Distress and Sale of the Goods and Chattels of the Offender or Offenders by Warrant under the Hands and Seals of such Justices, and the Overplus (if any) of the Money raised by such Distress and Sale, after deducting the Fine, Penalty or Forfeiture, and the Costs and Charges of making such Distress and Sale, shall be rendered to the Owner of the Goods and Chattels so distrained, and for want of Distress, and in case the Penalty or Forfeiture shall not be forthwith paid, it shall and may be lawful to and for such Justices to commit every such Offender to any Gaol or House of Correction within the County, there to remain without Bail or Mainprize, for any time not exceeding One Month, unless such Penalty or Forfeiture, and all reasonable Charges attending the Recovery thereof, shall be sooner paid; and all such Penalties and Forfeitures when paid, and all the Warehouse Rent for Gunpowder deposited as hereinbefore provided, shall be applied towards carrying this Act into Execution, in such Manner, and under such Checks and Regulations as the said Lord High Admiral, or the Lords Commissioners of the Admiralty, for the time being, or any Three or more of them, shall direct.

IV. And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or want of Form in the Summons, Conviction, Warrant of Distress, or the Proceedings relating thereto, nor shall the Party or Parties be deemed a Trespasser *ad initio* on account of any Irregularity which shall be afterwards committed by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage sustained in an Action on the Case.

V. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That the Justices of the Peace before whom any Person shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up according to the following Form; *videlicet*,

to wit. **B**E it remembered, that on the _____ Day of _____ in the Year of our Lord _____ A. B. is convicted before us [*here specify the Offence and the Time and Place when and where committed, as the Case may be*] contrary to an Act of Parliament made in the Fifty first Year of the Reign of King George the Third, intituled, [*here insert the Title of this Act.*] Given under our Hands and Seals the _____ Day and Year first above written.

Distress not unlawful for want of Form.

Convictions to be drawn according to the following Form.

C. D.
E. F.

VI. And

Appeal.

VI. And be it further enacted, That it shall and may be lawful to and for any Person or Persons, so convicted of any Offence or Offences against this Act, to appeal to the Justices of the Peace assembled at the next General Quarter-Sessions or General Sessions to be holden for the County or Place in which such Conviction shall be made, on giving Fourteen Days Notice of such Appeal, and finding sufficient Security, to the Satisfaction of such Justices, for being personally present at such General Quarter-Sessions or General Sessions, and for prosecuting the said Appeal with Effect, and abiding the Determination of the Court therein; and such Justices, in such General Quarter-Sessions, or General Sessions, shall hear and determine the Matter of such Appeal, and may either confirm or quash and annul the said Conviction and award such Costs to either Party as to them the said Justices seem just and reasonable; and the Decision of the said Justices therein shall be final, binding and conclusive; and no Proceedings to be had or taken in pursuance of this Act shall be quashed or vacated for want of Form only, or be removed by *Certiorari* or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere, any Law or Statute to the contrary thereof in any wise notwithstanding.

Certiorari.

Notice of Actions, &c.

VII. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants Fourteen Days before such Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action if Tender of sufficient Amends hath been made to him, her or them, or to his, her or their Attorney, by or on the Behalf of the Defendant or Defendants before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by Leave of the Court, after such Action shall have been brought, at any time before Issue joined, to pay into Court such Sum of Money as he, she or they shall think fit; whereupon such Proceedings, Order and Judgment shall be made and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of Actions.

VIII. Provided always, and be it enacted, That no Action or Suit shall be commenced against any Person or Persons for any thing done in pursuance of this Act, after Three Months next after the Fact committed; and every such Action or Suit shall be brought and tried in the County or Place where or adjoining to which the Cause of Action shall arise; and if any such Action or Suit shall be brought before Fourteen Days' Notice shall have been given, or after a sufficient Satisfaction made or tendered as aforesaid, or after the time limited for bringing the same as aforesaid, or shall be brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited or discontinue his, her or their Action or Suit after the Defendant or Defendants shall have appeared, or if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and have such Remedy for recovering the same as any Defendant hath for Costs of Suit in other cases of Law.

Treble Costs.

C A P. LXXIV.

An Act for authorizing the Sale of Prize Goods lodged in Warehouses after a certain Period. [15th June 1811.]

‘ WHEREAS it is expedient that Prize Goods landed and secured in Warehouses within *Great Britain* should be cleared from thence within a limited time;’ Be it enacted by the King’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 the Owners or Proprietors of all Goods, Wares and Merchandize, which from and after the passing of this Act may be secured in Warehouses under the Regulations of an Act passed in the Forty third Year of the Reign of His present Majesty, intituled, *An Act for the Relief of the Captors of Prizes with respect to the bringing and landing certain Prize Goods in Great Britain during Hostilities*, shall, within Three Years, to be computed from the Day on which such Goods, Wares and Merchandize shall be respectively entered with the proper Officers of the Customs and of the Excise where that Revenue is concerned, clear and take from and out of such Warehouses, either for Exportation according to the Directions of the said recited Act of the Forty third Year of the Reign of His present Majesty, or for Consumption in *Great Britain*, all such Goods, Wares and Merchandize; and in case such Owner or Proprietor shall fail or neglect so to do, it shall and may be lawful for the Commissioners of His Majesty’s Customs in *England* and *Scotland* respectively to cause all such Goods, Wares and Merchandize to be publickly sold, and after such Sale, the Produce thereof is first to be applied to or towards the Charges of Warehouse Room and other Charges that shall arise thereon, next the Duties of Customs and Excise, and the Overplus, if any, to be paid to the Owner or Proprietor, or such other Person or Persons as may be authorized to receive the same: Provided always, that no Goods, Wares or Merchandize, prohibited to be imported into this Kingdom and warehoused under the Authority of the said recited Act of the Forty third Year of the Reign of His present Majesty, shall be permitted to be cleared from the Warehouses for Home Consumption.

Goods secured in Warehouses under 43 G. 3. c. 134. to be cleared within Three Years from the Entry, &c. or sold.

Provida.

‘ II. And whereas it is expedient that Goods, Wares and Merchandize brought in as Prize, now remaining in Warehouses, shall be cleared from thence within a limited time;’ Be it therefore enacted, That all Goods, Wares and Merchandize brought in as Prize, and which are now remaining in Warehouses within *Great Britain* shall, and the same are hereby required to be cleared from thence within Two Years, to be computed from the passing of this Act, or on Failure thereof such Goods, Wares and Merchandize shall and may be disposed of in the same manner as Prize Goods warehoused after the passing of this Act, which are not cleared from the Warehouses within Three Years from the time of Entry, are hereby directed to be disposed of.

Prize Goods now in Warehouses to be cleared within Two Years.

‘ III. And whereas Goods, Wares and Merchandize may, under particular Circumstances, be allowed to be warehoused without Payment of Duty, although not included in the Tables annexed to the Act of the Forty third Year of the Reign of His present Majesty,

43 G. 3. c. 132.

Goods landed and warehoused under an Order in Council or Warrant of Treasury when to be cleared.

‘ Majesty, intituled, *An Act for permitting certain Goods imported into Great Britain to be secured in Warehouses without Payment of Duty,* and it is expedient that similar Provision should be made for clearing such Goods, Wares and Merchandize from the Warehouses within a limited time;’ Be it therefore enacted, That no Goods, Wares and Merchandize, which from and after the passing of this Act may be allowed to be landed and warehoused by the Authority of any Order in Council, or by Warrant of the Lords Commissioners of His Majesty’s Treasury for the time being, or any Three or more of them, shall remain warehoused beyond the Period of Fifteen Months, to be computed from the Day on which such Goods shall be entered with the proper Officers of the Customs and Excise where that Revenue is concerned, unless any other Period shall be limited by such Order in Council or Warrant respectively, and in case any Goods, Wares or Merchandize, warehoused under such Authority as aforesaid, shall not be cleared and taken out of such Warehouses in order to be exported within the said Period of Fifteen Months, except as aforesaid, the same shall and may be disposed of in the same manner as is herein directed with respect to Goods, Wares and Merchandize brought in as Prize, and which are not cleared within Three Years from the Day on which the same shall have been secured in Warehouses.

Goods in Warehouses under special Authority, not limiting Period of Warehousing, when to be cleared.

‘ IV. And whereas it is expedient that Goods, Wares and Merchandize now remaining in Warehouses under and in pursuance of any special Authority, not limiting the Period of such Warehousing, should be cleared from thence within a limited time;’ Be it therefore enacted, That all such Goods, Wares and Merchandize, now remaining in Warehouses, shall, and the same are hereby required to be cleared from thence within Fifteen Months from the passing of this Act, or on Failure thereof the same shall and may be disposed of in the same manner as Goods, Wares and Merchandize warehoused by any special Authority after the passing of this Act, which are not cleared from the Warehouses within Fifteen Months from the time of the Entry, are hereby directed to be disposed of.

Proviso.

V. Provided always, That nothing in this Act contained shall prevent any Goods, Wares and Merchandize from remaining in Warehouses beyond the Period by this Act limited, without being sold as aforesaid; provided such Period shall be prolonged by the Authority of any Order in Council, or any Warrant of the Lords Commissioners of His Majesty’s Treasury for the time being, or any Three or more of them.

C A P. LXXV.

An Act for making further Provision for the Payment of Salaries and other Charges in the Office of the Commissioners for the Affairs of India; and for enabling the East India Company to restore to the Service of the said Company, Military Officers removed therefrom by Sentences of Courts Martial; and to authorize the said Company, in Cases of unforeseen Emergency, to take up Ships by private Contract.

[15th June. 1811.]

33 G. 3. c. 52.

‘ WHEREAS by an Act passed in the Thirty third Year of the Reign of His present Majesty, intituled, *An Act for continuing in the East India Company, for a further Term, the Pro-*

vision

6. *Session of the British Territories in India, together with their exclusive*
 7. *Trades, under certain Limitations; for establishing further Regulations*
 8. *for the Government of the said Territories, and the better Administration*
 9. *of Justice within the same; for appropriating to certain Uses the*
 10. *Revenues and Profits of the said Company; and for making Provi-*
 11. *son for the good Order and Government of the Towns of Calcutta,*
 12. *Madrass and Bombay, it was, among other things, enacted; That it*
 13. *should be lawful for His Majesty, his Heirs or Successors, by any*
 14. *Letters Patent, or by any Commission or Commissions to be issued*
 15. *under the Great Seal of Great Britain, from time to time to nomi-*
 16. *nate, constitute and appoint, during his or their Pleasure, such*
 17. *Members of the Privy Council (of whom the Two Principal Secre-*
 18. *taries of State and the Chancellor of the Exchequer for the time*
 19. *being should always be Three), and such other Two Persons as His*
 20. *Majesty, his Heirs or Successors, should think fit, to be and who*
 21. *should accordingly be and be stiled Commissioners for the Affairs of*
 22. *India; and it was in and by the said Act also enacted, that the*
 23. *said Board of Commissioners should and might nominate and appoint*
 24. *such Secretaries and Officers as should be necessary to attend upon*
 25. *the said Board, who should be subject to Dismissal at the Pleasure*
 26. *of the said Board; and that as well the said Commissioners, or such*
 27. *and so many of them as His Majesty should think fit, as likewise*
 28. *their Secretaries and other Officers, should be paid such fixed Sa-*
 29. *laries as His Majesty should by any Warrant or Warrants under his*
 30. *Sign Manual, countersigned by the Chancellor of the Exchequer*
 31. *for the time being, direct; all which Salaries, together with all*
 32. *other contingent Charges and Expenses to be incurred by the said*
 33. *Board, should be paid and defrayed Quarterly by the United Com-*
 34. *pany of Merchants of England trading to the East Indies, and be*
 35. *demanded and taken as Part of their Commercial Charges, the quar-*
 36. *terly Amount thereof being first settled and allowed by the said*
 37. *Board, and certified by the President or Acting President of the said*
 38. *Board for the time being, to the Court of Directors of the said*
 39. *Company; provided that the whole of the Salaries to be paid to*
 40. *the Members of the said Board should not exceed the Sum of Five*
 41. *thousand Pounds in any One Year; and that the whole of the Sa-*
 42. *laries, Charges and Expenses of the said Board, exclusive of the*
 43. *Salaries of the Members of the said Board, should not exceed the*
 44. *Sum of Eleven thousand Pounds in any One Year: And whereas*
 45. *it is reasonable that a more ample Allowance should be made for the*
 46. *said Salaries, Charges and Expenses; Be it therefore enacted by*
 47. *the King's Most Excellent Majesty, by and with the Advice and*
 48. *Consent of the Lords Spiritual and Temporal, and Commons, in this*
 49. *present Parliament assembled, and by the Authority of the same;*
 50. *That so much of the said Act as limits the whole of the Salaries to*
 51. *be paid to the Members of the said Board to the Sum of Five thou-*
 52. *sand Pounds in any One Year, and the whole of the Salaries, Charges*
 53. *and Expenses of the said Board, exclusive of the Salaries of the Mem-*
 54. *bers thereof to the Sum of Eleven thousand Pounds in any One*
 55. *Year, shall be and the same is hereby repealed.*

II. Provided always, and be it further enacted, That, from and
 after the Twenty-fifth Day of December One thousand eight hundred
 and ten, the whole of the Salaries to be paid to the Members of the
 said Board, and to the Secretaries and Officers of the same, together

Salaries and Ex-
 pences to be paid
 in future not to
 exceed 22,000*l.*

with all other contingent Charges and Expences of the said Board, to be defrayed by the said United Company as aforesaid, shall not exceed the Sum of Twenty two thousand Pounds in any one Year.

50 G. 3. c. 117.
§ 1.
extended to
Commissioners
for Affairs of
India.

III. And be it further enacted, That so much of an Act passed in the Fiftieth Year of His present Majesty's Reign, intituled, *An Act to direct that Accounts of Increase and Diminution of Publick Salaries, Pensions and Allowances, shall be annually laid before Parliament; and to regulate and controul the granting and paying of such Salaries, Pensions and Allowances*, as directs that between the First Day of February and the Twenty fifth Day of March in every Year, if Parliament shall be sitting during any Part of such Period; or if Parliament shall not be sitting during any Part of such Period, then within Forty Days after the Commencement of the Session of Parliament in such Year, there shall be laid before both Houses of Parliament, an Account of every Increase and Diminution which shall have taken place within the preceding Year, ending on the First Day of January, in the Number of Persons employed in all publick Offices or Departments, or in the Salaries, Emoluments, Allowances and Expences which may have taken place, or been paid, granted, received or incurred for and in respect of all Officers and Persons belonging to or employed in or by, or in the Service of all publick Offices or Departments, specifying the Amount and Nature thereof, and distinguishing in such Account every Increase and Diminution in the Amount of all Allowances or Compensations granted or allowed, as retired Allowances or Superannuations, to any Person or Persons having held any Office, Place or Employment in any such publick Office or Department, or having been employed in any manner in any publick Services under any such Office or Department; and specifying in every such Account the Time and length of Service of every such Person, and the Amount of the Salary or Allowances received by such Person immediately preceding such Superannuation, and the Nature of his Services; and also specifying in every such Account the Grounds upon which every such Increase or Diminution in the Establishment of any such publick Office or Department, or of any such Salary, Emolument, Allowance or Compensation, or Superannuation as aforesaid, shall have been made, granted or allowed, shall extend and be construed to extend to the Office of the Commissioners for the Affairs of India.

33 G. 3. c. 52.
§ 69.

IV. And whereas it was in and by the said Act of the Thirty third Year of His present Majesty's Reign also enacted, that after Sentence or Judgment of any Court, having competent Jurisdiction, whether in *Great Britain* or in *India*, against any Governor General, Governor, President, Counsellor or Commander in Chief, or against any of the said United Company's Servants, Civil or Military, for any Debts or Penalty due or belonging to the said United Company, or for any Extortion or other Misdemeanor, it should not be lawful for the said United Company, in any case whatever, to release or compound such Sentence or Judgment, or to restore any Servant or Servants of the said Company who should have been removed or dismissed from his or their Office or Employment, for or on account of Misbehaviour, by the Sentence of any of the said Courts: And whereas Doubts have arisen whether Military Officers may be restored to the Service of the said United Company, who may have been removed therefrom by Sentences of Courts Martial: Be

Be it therefore enacted and declared, That it was and is lawful for the Court of Directors of the said United Company, to restore to the Service of the said Company any Military Officer who shall have been or shall be dismissed or suspended therefrom by the Sentence of a Court Martial.

E. I. C. may restore Military Officers

V. Provided always, and be it enacted, That, from and after the passing of this Act, no such Restoration shall be in any ways valid or effectual without the Approbation and Consent of the Board of Commissioners for the Affairs of India, for that Purpose had and obtained.

with Consent of Board of Commissioners.

VI. And whereas by an Act, passed in the Thirty ninth Year of the Reign of His present Majesty, intituled, *An Act for regulating the manner in which the United Company of Merchants of England trading to the East Indies, shall hire and take up Ships for their Regular Service*, it is enacted, amongst other things, that it should be lawful for the Court of Directors of the said Company, or their Servants abroad, in cases of unforeseen Exigency to hire Ships for any particular Service, and that, in cases of Ships so hired, publick Notice should be given by Advertisement of the Ships or Tonnage wanted, and the Service required, Fourteen Days at least previous to the time appointed for taking up the same: And whereas in many cases of unforeseen Exigency, it is impracticable or highly inconvenient to comply with the Requisition of the said Act; Be it therefore enacted, That it shall and may be lawful to and for the Court of Directors of the said United Company, or their Servants Abroad, in all cases of unforeseen and pressing Exigency, to hire and take up by private Contract, with or without advertising, any Ship or Ships whatsoever, for any particular Purpose, so as no such Ship shall be hired or taken up for more than one Voyage; and that the Reasons for taking up any such Ship in less time than Fourteen Days as aforesaid after the Publication of an Advertisement, be stated in the Minutes of the said Court of Directors, and reported to the Court of Proprietors that shall be next holden after such hiring and taking up.

39 G. 3. c. 89. § 6.

Company in cases of unforeseen Exigency may take up Ships by private Contract.

C A P. LXXVI.

An Act for letting to farm the Duties on Horses hired by the Mile or Stage, to be used in travelling, and on Horses hired for a less Period of Time than Twenty eight Days, for drawing Carriages used in travelling Post or otherwise, in Great Britain; and for facilitating the Recovery of the said Duties.

[15th June 1811.]

WHEREAS by an Act passed in the Twenty seventh Year of His present Majesty's Reign, intituled, *An Act to enable the Lord High Treasurer or Commissioners of the Treasury for the time being, to let to farm the Duties granted by an Act made in the Twenty fifth Year of His present Majesty's Reign, on Horses let to hire for travelling Post, and by time, to such Persons as should be willing to contract for the same*; the Lord High Treasurer or Commissioners of the Treasury were empowered to let to farm the several Duties on Horses let to hire, therein particularly set forth, and mentioned to have been granted by the said Act of the Twenty fifth Year of His Majesty's Reign, for any Term not exceeding Three Years,

27 G. 3. c. 26.

under certain Regulations and Restrictions expressed and contained
 in the said Act of the Twenty seventh Year of His Majesty's
 44 G. 3. c. 98. Reign: And whereas by an Act passed in the Forty fourth Year
 of His Majesty's Reign, intituled, *An Act to repeal the several
 Duties under the Commissioners for managing the Duties upon stamped
 Vellum, Parchment and Paper in Great Britain, and to grant new
 and additional Duties in lieu thereof*, the several Duties granted by
 § 1. the said Act of the Twenty fifth Year of His Majesty's Reign, as
 42 G. 3. c. 100. § 1. Horses let to hire as therein mentioned, and extended in certain
 cases, by an Act passed in the Forty second Year of His Majesty's
 Reign, for enlarging the time for which Horses might be let to hire
 without being subject to any Annual Duty, and other Purposes,
 were repealed; and in lieu thereof it was enacted, that, from and
 44 G. 3. c. 98. Sch. B. after the Tenth Day of *October* One thousand eight hundred and
 four, there should be raised, levied, collected and paid unto His
 Majesty, his Heirs and Successors, the several Duties following;
 that is to say, For and in respect of every Horse, Mare or Gelding
 hired by the Mile or Stage, to be used in travelling in *Great
 Britain*, the Sum of One Penny Halfpenny for every Mile such
 Horse, Mare or Gelding should be hired to travel; and for and in
 respect of every Horse, Mare or Gelding hired for a less Period of
 Time than Twenty eight successive Days, for drawing on any
 publick Road any Coach or other Carriage used in travelling
 Post or otherwise, if the Distance at the Time of hiring should be
 ascertained, the Sum of One Penny Halfpenny for every Mile such
 Horse, Mare or Gelding should be hired to travel; and for and in
 respect of every Horse, Mare or Gelding so hired as last above
 mentioned, in any case where the Distance should not at the Time
 of hiring be ascertained, the Sum of One Shilling and Nine Pence
 for each Day for which such Horse, Mare or Gelding should be
 so hired, with an Exception of Horses, Mares and Geldings used
 in licensed Hackney Coaches, where the same should be employed
 to go no greater Distance than Ten Miles from the City of *London*
 or *Westminster*, or the Suburbs thereof: Which said several Duties
 are now secured, raised, levied and collected by and under the Pro-
 visions and Regulations of the said Acts of the Twenty fifth and
 48 G. 3. c. 98. Forty second Years of His Majesty's Reign, relating to the said
 Duties so repealed as aforesaid; and by and under the Provisions
 and Regulations of another Act passed in the Forty eighth Year of
 His Majesty's Reign, intituled, *An Act for letting to farm the Duties
 on Horses hired by the Mile or Stage, to be used in travelling; and
 on Horses hired for a less Period of Time than Twenty eight Days,
 for drawing Carriages used in travelling Post or otherwise in Great
 Britain; and for better securing the said Duties*: And whereas the
 said Duties granted by the said Act of the Forty fourth Year of
 His Majesty's Reign, in respect of Horses, Mares and Geldings
 hired in the Manner aforesaid, are now let to farm under the Autho-
 rity of the said Act passed in the Forty eighth Year of His
 Majesty's Reign, for a Term of Years which will expire on the
 Thirty first Day of *January* One thousand eight hundred and
 twelve; and it is expedient that the said Duties should be let to
 farm for a further Term, and that further Provision should be made
 for facilitating the Recovery thereof; May it therefore please
 Your Majesty that it may be enacted; and be it enacted by the
 King's

King'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 passing of this Act, it shall be lawful for the Commissioners of the Treasury, or any Three or more of them for the time being, and they are hereby empowered from time to time as it shall be necessary, either by themselves or by His Majesty's Commissioners for managing the Stamp Duties, or some of them, to be authorized for that Purpose under the Hands of the Commissioners of the Treasury, or any Three or more of them for the time being, to let to farm the said several Duties granted by the said Act of the Forty fourth Year of His Majesty's Reign, for and in respect of Horses, Mares and Geldings hired in the manner aforesaid, to such Person or Persons as shall be willing to farm the same after the Expiration of the present Leases thereof, in such separate and particular Districts as shall be deemed proper and convenient, and under and subject to the Regulations and Restrictions contained in the said Act of the Twenty seventh Year of His Majesty's Reign, with regard to the Duties thereby authorized to be let to farm, so far as the same are applicable and not hereby altered; Provided always, that none of the said Duties shall be let to farm for any longer Term or Time than until the Thirty first Day of *January* inclusive, which will be in the Year One thousand eight hundred and fifteen.

Treasury may authorize Commissioners of Stamps to let to Farm Duties on Post Horses of 44 G. 3. c. 92.

Continuance of Term.

II. And be it further enacted, That all the Powers, Provisions, Clauses, Regulations and Directions contained in and prescribed by the said Act of the Twenty seventh Year of His Majesty's Reign, shall be deemed and taken to be in full Force and Effect with respect to the said Duties hereby allowed to be let to farm, and to the letting of the same, and to the Farmers thereof, and to all other Persons, Matters and Things relating thereto, as far as the same are or shall be applicable, and not altered by or repugnant to the express Provisions of this Act, as fully and effectually as if the same had been herein repeated and specially enacted, with reference to the said Duties hereby allowed to be farmed.

27 G. 3. c. 36. in force in respect to Duties let to Farm.

III. And be it further enacted, That it shall be lawful for the said Commissioners of the Treasury, or any Three or more of them, or the said Commissioners of the Stamp Duties authorized as aforesaid, to prescribe the time for making a Deposit of a Sum of Money, and the Amount thereof, on account of the Rent to be paid by the Person or Persons who shall contract to farm any of the said Duties hereby allowed to be farmed; and in case such Person or Persons should fail to make such Deposit within the time prescribed, or shall fail to execute a proper Contract in Writing, and to give Security for the due Performance of such Contract, in the manner directed by the said Act of the Twenty seventh Year of His Majesty's Reign, within the time to be appointed for that Purpose, then and in every such case it shall be lawful for the said Commissioners of the Treasury, or any Three or more of them, or the said Commissioners of the Stamp Duties authorized as aforesaid, to declare the Contract void, and to cause the Duties comprised in such Contract to be again put up to be let to farm pursuant to the Directions of this and the said Act of the Twenty seventh Year of His Majesty's Reign; and so from time to time as often as such Failure shall be made.

D: profit on Account of Rent paid by Contractors.

IV. And

In Default of
Payment of Du-
ties Collector
may distrain.

IV. And be it further enacted, That, from and after the Thirty first Day of *January* One thousand eight hundred and twelve, where any Person or Persons liable to account for and pay any Duty or Duties granted by the said Act of the Forty fourth Year of His Majesty's Reign, for and in respect of any Horse, Mare or Gelding, Horses; Mares or Geldings by him, her or them let to hire as aforesaid, shall refuse or neglect to account for and pay the same according to the Directions of the said hereinbefore mentioned Acts, or any of them, to the Collector appointed to receive such Duties for the County, District or Place where he, she or they shall have let to hire such Horse, Mare or Gelding, Horses, Mares or Geldings, and such Duty or Duties shall not exceed the Sum of Ten Pounds, it shall be lawful for such Collector, first obtaining a Warrant for that Purpose, under the Hand and Seal or Hands and Seals of any One or more of His Majesty's Justices of the Peace residing near the Place where any such letting to hire shall have been made, (which Justice or Justices, on Complaint made to him or them, shall summon the Party complained of, and the Witnesses on either Side; and examine into the Matter of Fact, and shall grant such Warrant on due Proof being made of the Sum due and owing for such Duty or Duties as aforesaid, by the voluntary Confession of the Party, or by the Oath of One or more credible Witness or Witnesses) to distrain such Person or Persons by his, her or their Goods and Chattels for the Amount of such Duty or Duties; and the Distress so to be taken to detain and keep for the Space of Four Days, at the Costs and Charges of such Person or Persons; and if he, she or they shall not within that time pay the Amount of such Duty or Duties, with the Costs and Charges of taking and keeping such Distress, then the Goods and Chattels so distrained shall be sold by such Collector, who shall render the Overplus of the Money arising by the Sale thereof, if any shall remain after deducting and retaining the Amount of such Duty or Duties, and the Costs and Charges of taking, keeping and selling such Distress, to the Person or Persons so to be distrained as aforesaid; and it shall also be lawful for such Collector, for the Purpose of taking such Distress, to break open in the Day-time any House or Place where any Goods or Chattels of such Person or Persons shall be, being thereunto authorized by such Warrant as aforesaid, and calling to his Assistance a Constable, Tythingman or Headborough of the County, Shire, Stewartry, City, Town or Place where any Refusal or Resistance shall be made, which said Officers are hereby required to aid and assist therein.

Distress.

In Actions for
Recovery of Du-
ties, what Proofs
necessary.

V. And be it further enacted, That, from and after the passing of this Act, it shall not be necessary upon the Trial or Hearing of any Action, Suit or Prosecution already commenced, or hereafter to be commenced, for the Recovery of any of the said Duties on Horses, Mares and Geldings hired in the manner aforesaid, which are or shall be let to farm in pursuance of the said Act of the Forty eighth Year of His Majesty's Reign, or of this Act, or for the Recovery of any Penalty or Penalties imposed by the said hereinbefore mentioned Acts, or any of them, in any wise relating to the said Duties, to produce the Instrument whereby the Commissioners for managing the Stamp Duties, or any of them, were or shall be authorized by the Commissioners of His Majesty's Treasury, to let to farm the
said

said Duties on Horses, Mares and Geldings, or any of them, or to produce the Commission whereby the said Commissioners for managing the Stamp Duties were constituted and appointed such Commissioners; or to prove the Execution of any Contract or Agreement whereby any of the said Duties on Horses, Mares and Geldings are or shall be let to farm, or of any Assignment of any such Contract or Agreement, or of any Commission, Deputation or other Authority, whereby any Person or Persons is, are or shall be appointed a Collector or Collectors of any of the same Duties by the said Commissioners for managing the Stamp Duties, or any of them: Provided always, that such Contract, Agreement, Assignment, Commission, Deputation or Authority shall be produced on the Trial or Hearing of such Action, Suit or Prosecution, and it shall be made appear that the Person or Persons claiming under such Contract, Agreement, Assignment, Commission, Deputation or Authority, had in fact acted as the Farmer or Farmers, Collector or Collectors of the Duties therein mentioned and described, or some of them; and that in every such case such Proof shall be deemed and taken by the Judges or Justices before whom any such Trial or Hearing shall be had, to be good and legal Evidence of such Person or Persons being the Farmer or Farmers, Collector or Collectors of the Duties mentioned and described in such Contract, Agreement, Assignment, Commission, Deputation or Authority, unless by other Evidence the contrary shall be made to appear; any Law or Usage to the contrary thereof notwithstanding.

VI. And be it further enacted, That this Act may be repealed, altered or amended by any Act or Acts to be passed in the present Session of Parliament. Act repealed, &c.

C A P. LXXVII.

An Act to amend the Laws for regulating the Election in *Ireland*, of Members to serve in Parliament.

[15th June 1811.]

WHEREAS by an Act made in the Forty fifth Year of His present Majesty's Reign, intituled, *An Act for amending an Act passed in the Parliament of Ireland in the Thirty fifth Year of His present Majesty, for regulating the Election of Members to serve in Parliament, so far as relates to Freeholds under the Value of Twenty Pounds, and for making further and other Regulations relating thereto,* it is, among other things, enacted, That every Person who shall register a Freehold under the yearly Value of Twenty Pounds, not arising from a Rent Charge, shall register the same Twelve Months previous to the Teste of the Writ for holding the Election at which he shall tender his Voto in Manner and Form required by the said Act, and for that Purpose he shall produce in open Court at a Session of the Peace, the Deed, Lease or Instrument under which his Freehold arises, and take and subscribe the Oath; or if a Quaker, the Affirmation in Form prescribed in the said Act: And whereas Doubts have arisen as to the Words to be used in certain Parts of such Oath or Affirmation respectively; For the obviating of all such Doubts, be it enacted by the King'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 every Oath or Affirmation

45 G. 3. c. 59.

§ 2.

In what case Oaths respecting which

Registry of Freeholds declared valid.

which shall have been made at any time before the passing of this Act, or which shall be made at any time after the passing of this Act, for the Purpose of registering his Freehold as aforesaid, shall be and the same is hereby declared to be good, valid, sufficient and effectual in Law, if the Party making such Oath or Affirmation shall have stated or shall state in such Oath or Affirmation, that his Freehold arises either by virtue of a Deed, or by virtue of a Lease, or by virtue of an Instrument produced by him, or by virtue of a Deed, Lease or Instrument produced by him, whether all or any or either of the said Terms, Deed, Lease or Instrument are used in such Oath or Affirmation; and that every such Oath or Affirmation shall be good, valid, sufficient and effectual in Law, in which either the whole Yearly Rent or the Yearly Rent *per Acre*, or such Yearly Rent *per Acre*, together with the Number of Acres, shall be stated; and whether the Amount of Receivers' Fees and Duties is or is not included in the specified Amount of such Rent, or whether the Sums have been or shall be set forth in Figures or in Words at length; and that every such Oath or Affirmation shall be good, valid, sufficient and effectual in Law, in which the actual Occupation of such Freehold shall be stated to be either by residing thereon, or by tilling or by grazing, or by tilling or grazing, or by both tilling and grazing, or by all or any, or either of the said means, whether stated copulatively or disjunctively.

Months deemed Calendar Months.

II. And whereas Doubts have arisen whether by the said recited Term of Twelve Months is meant Calendar or Lunar Months; Be it declared and enacted, That the said Term of Twelve Months shall be deemed and taken to mean Twelve Calendar Months.

Papists taking Oaths, &c. under

III. And be it further enacted, That any Papist or Person professing the Roman Catholic Religion, who at any time before the passing of this Act shall have taken and subscribed, or who after the passing of this Act shall take and subscribe, at any time previous to his offering to poll at any Election, the Oaths and Declarations contained in an Act passed in the Thirteenth and Fourteenth Years of His present Majesty's Reign, intituled, *An Act to enable His Majesty's Subjects of whatever Persuasion, to testify their Allegiance to him*, and also an Act passed in the Thirty third Year of His present Majesty's Reign, intituled, *An Act for the Relief of His Majesty's Popish or Roman Catholic Subjects in Ireland*, in some One of His Majesty's Four Courts in the City of *Dublin*, or at any Assize, or at a General Sessions of the Peace or at any Adjournment thereof, or at any Adjournment of an Adjournment thereof to be holden for any County, City or Town wherein such Papist or Person professing the Roman Catholic Religion, doth or shall inhabit or dwell, in open Court, or at any Election in manner herein provided, shall be entitled so vote at such Election in like manner as if he had taken and subscribed such Oath and Declaration in manner and at the time required by an Act, made in the Parliament of *Ireland* in the Thirty seventh Year of His present Majesty's Reign, intituled, *An Act for the better Regulation of the Election of Members to serve in Parliament*.

13 & 14 G. 3. (1) s. 35.

33 G. 3. (1) c. 21. entitled to vote as under

37 G. 3. (1) c. 47.

Returning Officer to appoint Persons to administer Oaths, &c.

IV. And, in order that any Person desirous of taking and subscribing such Oaths and Declarations at any Election may have an Opportunity of so doing, be it enacted, That, from and after the passing of this Act, when a Poll shall be demanded at any Election of a Member or Members to serve in Parliament for any County, City or Town

Town or Borough in Ireland, the Returning Officer or Officers at any such Election, after such Poll shall be demanded, shall, at the Instance and Request of any Candidate or Candidates at such Election, under his or their Hand or Hands immediately after such Request, and before he or they shall proceed further in taking the Poll, retain, nominate and appoint Two or more Justices of the Peace (as the case may require) to administer the Oaths and Declarations required in and by the said hereinbefore recited Acts, in some convenient Part of the Court or Place where such Election shall be carrying on, so as not to interrupt the Poll; and the Clerk of the Peace, or a Deputy by him appointed by Writing under his Hand for that Purpose, shall attend such Persons during the Administration of such Oaths and Declarations, and shall give to every Person so taking and subscribing such Oaths and Declarations a Certificate thereof, in manner required by the said recited Acts; and the Persons to be appointed as aforesaid shall have full Power, and they are hereby authorized and required to administer all and every such Oaths and Declarations to every Person desirous of taking and subscribing the same; and every such Person so appointed as aforesaid, shall immediately after such Appointment and before he shall take upon him to act under such Appointment, take the following Oath; that is to say,

Clerk of the Peace to give Certificate to Persons applying.

I do swear, That I will faithfully and impartially administer the Oaths and Declarations now required to be taken and subscribed by Papists or Persons professing the Roman Catholic Religion, by an Act passed in the Thirteenth Year of His present Majesty's Reign, intituled, *An Act to enable His Majesty's Subjects, of whatever Persuasion, to testify their Allegiance to him*; and also another Act, passed in the Thirty third Year of His present Majesty's Reign, intituled, *An Act for the Relief of His Majesty's Popish or Roman Catholic Subjects in Ireland.*

Oath by Persons administering Oaths.

13 & 14 G. 3. (1.) c. 35.

33 G. 3. (1.) c. 21.

And every Clerk of the Peace or his Deputy so appointed for the Purpose as aforesaid, shall at the same time take the following Oath; that is to say,

I do swear, That I will, on being thereunto requested, fairly and truly give to every Person who shall now take and subscribe the Oaths and Declarations required by Law to be taken by Persons professing the Roman Catholic Religion, in order to entitle them to vote at any Election, before the Commissioners appointed by the returning Officer for that Purpose, a Certificate thereof as required by Law; and that I will not give any such Certificate to any Person before he shall have taken and subscribed such Oaths and Declarations as shall be mentioned in such Certificate, before me and in my Presence.

Oath by the Clerk of the Peace.

Which Oath, to be taken by the several Persons respectively so to be appointed, the Returning Officer or Officers, or any of them, is and are hereby authorized and required to administer.

And whereas by the said recited Act of the Thirty third Year of His present Majesty's Reign, it is enacted, That the Names of such Persons who shall so take and subscribe the said Oaths and Declarations, with their Titles and Additions, shall be entered upon Rolls for that Purpose to be appointed by the said respective Courts; and that the said Rolls shall be transmitted to and deposited

33 G. 3 (1.) c. 21. § 15. Proper Officer to transmit to Office of Rolls, Rolls containing Names, &c. of Persons taking Oaths, &c.

‘ in the Rolls Office in the City of *Dublin*, to remain amongst the ‘ Records thereof:’ Be it therefore enacted, That the Officer of the Court where such Oaths and Declarations shall have been taken and subscribed, shall, on or before the First Day of *January* One thousand eight hundred and twelve, transmit to the said Office of the Rolls all such Rolls as shall not have been duly transmitted before the passing of this Act; and that such Officer shall also, within Fourteen Days after the First Day of *January* in each and every subsequent Year, transmit to the said Office of the Rolls, all Rolls containing the Names, Titles and Additions of all Persons who shall have taken and subscribed such Oaths and Declarations, which shall remain in the Office of such Court previous to such First Day of *January* in each Year.

Officer to enter in a Book Names, &c. of Persons contained in such Rolls.

VI. And be it further enacted, That such Officer shall, previous to his transmitting such Rolls as aforesaid to the Rolls Office, justly and truly enter in a Book, in alphabetical Order, the Names, Residence and Additions of all Persons whose Names shall be entered in such Rolls, and such Book shall be open to the Inspection of any Person requiring to see the same, on paying to such Officer a Fee of Two Shillings and Six Pence; and in case any Person who shall have taken and subscribed, or who shall hereafter take and subscribe such Oaths and Declarations in such Court, shall, at any time after the passing of this Act, be desirous of obtaining a Certificate thereof, and shall demand the same from such Officer; and if upon Reference to such Book, it shall appear that the Name with the Residence of such Person is contained therein, and that such Person so demanding a Certificate shall verify on Oath that he actually did at any former time take and subscribe such Oaths and Declarations in such Court, then such Officer shall on Demand give to such Person a Certificate thereof in manner required by the said recited Act.

In what case new Certificate allowed.

VII. And be it further enacted, That if the Vote of any Person to whom such Certificate shall be given shall be refused on account of the Invalidity of any such Certificate, as not being in the Form required by Law, it shall and may be lawful for such Person or Persons to demand from the Clerk of the Peace, his Deputy or other proper Officer, a new and sufficient Certificate in the Form required by Law, on paying to such Officer a Fee of One Shilling; and such Person shall be permitted to poll (if in all other Respects duly qualified) upon producing such new Certificate, notwithstanding such former Refusal.

Officer of Court neglecting to transmit Rolls or make out Lists, &c.

VIII. And be it further enacted, That every such Officer of Court who shall neglect or omit to transmit in manner and within the time required as aforesaid, the said Rolls to the Rolls Office, or who shall refuse or neglect to make such Alphabetical Lists, or who shall omit from such Alphabetical List the Name of any Person entered on such Rolls and entitled to any such Certificate as aforesaid, or who shall insert in such Alphabetical List the Name of any Person not so entered and entitled, or who shall refuse or neglect to give any Certificate herein required to be given, shall, for every such Offence, forfeit the Sum of One hundred Pounds; to be recovered by Bill, Plaint or Information, in any of His Majesty's Courts of Record in *Dublin*.

Penalty.

C A P. LXXVIII.

An Act to make Provision in certain Cases for the Wives and Families of Serjeants, Corporals, Drummers and Privates, serving in the Militia of *Ireland*. [15th June 1811.]

WHEREAS it is expedient to make some Provision in the cases hereinafter mentioned, for the Families of Serjeants, Corporals, Drummers and Privates, serving in the Militia of *Ireland*, when called out into actual Service, and the Laws at present in force are insufficient for that Purpose; Be it therefore enacted by the King'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 Commencement of this Act, an Act made in the Forty ninth Year of His present Majesty, intituled, *An Act to make Provision in certain Cases for the Wives and Families of ballotted Men, Substitutes and Volunteers, serving in the Militia of Ireland*, shall stand and be repealed, save so far as the same repeals any former Act of Parliament, or any Clause, Matter or Thing therein; and also save as to the Payment and Allowance of any Sum or Sums of Money which shall have become due before the Commencement of this Act, under or by virtue of the said Act, and the obtaining of the proper and necessary Voucher for receiving or vouching any such Payment; and also save as to any Offence which shall or may before that time have been committed against the said Act, and any Proceedings to be taken for the Punishment of the Offender or Offenders, or the recovering or levying any Penalty for or by reason of any such Offence.

49 G. 3. c. 84.
repealed.

II. And be it further enacted, That, from and after the First Day of July One thousand eight hundred and eleven, whenever the Militia of any County, City or Place in *Ireland*, is or shall be embodied and called out into actual Service, and any Man serving or enrolled therein as a Serjeant, Corporal or Drummer, shall have a Family less able in consequence of his Absence to support themselves, and shall be desirous of obtaining for such Family any Allowance payable to them under the Rules, Regulations and Restrictions in this Act expressed and contained, such Serjeant, Corporal, Drummer or Private, shall make and subscribe before the Commanding Officer of the Regiment, Battalion or Corps, for the time being, to which he shall belong, a Declaration in Writing in the Form following; that is to say,

Militia Men desirous of obtaining Relief for their Family to make the following

I *A. B.* of the _____ Regiment of Militia, do declare, Declaration:
That I am a married Man [or, a Widower, as the case may be],
and that I have One Child, [or, _____ Children,] born in
Wedlock, under the Age of Ten Years, whose Name or Names
and Age or Ages respectively, is or are as follows; that is to say,
[the Names and Ages]; and that my Wife [or, my said Child or
Children, or, my Wife and my said Child or Children as the case
may be], resides [or, reside] at [here insert the County, and the
Barony, and the Parish or Townland, or the City or Town, and
Street or Place, as the case may require, in which such Family shall
reside], and that my said Child or Children, [or, Wife and Child or
Children, as the case may be] by reason of my Absence is [or, are]
less able to procure necessary Support, and that I was married to
my

‘ my said Wife [or, if no Wife living, to the Mother of the said
 ‘ Children], at on the Day of
 ‘ in the Year

Commanding
 Officer to sign
 Certificate.

III. And be it further enacted, That the Commanding Officer before whom such Declaration shall be made, shall at the Foot of the said Declaration give and sign a Certificate in Writing in the Form following;

‘ [C. D. Colonel, [or, Commanding Officer, as the case may be] of
 ‘ the Militia, do hereby certify,
 ‘ That A. B. a Serjeant, [Corporal, Drummer or Private, balloted
 ‘ Man, Substitute or Volunteer, as the case may be] in the said Militia,
 ‘ was called out into actual Service, and did on the Day of
 ‘ march from, and is now absent on Service from the said
 ‘ [County, Town, City or Place, as the case may be], and that he
 ‘ hath in my Presence made a Declaration that his Family resides
 ‘ at , and consists of , and that by his Absence
 ‘ they are rendered less able to support themselves: And I do cer-
 ‘ tify, That the said A. B. never deserted from the said Militia, and
 ‘ that the said A. B. was enrolled on the Day of ;
 ‘ and that the said A. B. was married after his Enrolment with the
 ‘ Consent of his Commanding Officer according to Law, [or, before
 ‘ his Enrolment, as the case may be.]’

Declaration and
 Certificate to be
 attested by Ad-
 jutant, &c.

IV. And be it further enacted, That every such Declaration and Certificate shall be attested and countersigned by the Adjutant of the Regiment, Battalion or Corps of Militia, to which the Militia Man making such Declaration shall belong; and such Adjutant shall carefully keep and preserve all such Declarations and Certificates, and shall also keep a Book or Register containing the Names of all the Serjeants, Corporals, Drummers and Privates in such Regiment, Battalion or Corps, who shall have made such Declaration, alphabetically arranged; and shall from such Declarations and Certificates so delivered to him, enter in such Book opposite to the Name of each Man, whether he is married or a Widower, and hath any and what Child or Children, with the Date of such Declaration, and the Name or Names and Age or Ages of such Child or Children respectively, at the time of making such Declaration, and the Residence of such Wife, Child or Children, as stated in such Declaration.

Rates of Allow-
 ances to Fami-
 lies.

V. And be it further enacted, That whenever such Declaration and Certificate shall have been made in the Manner and Form hereinbefore contained and set forth, then and in such case the Family of every such Militia Man who shall have made such Declaration, (the Requisites hereinafter mentioned being first duly performed) shall be entitled to and shall receive during his Absence on actual Service the Monthly Allowances here following; that is to say, after the Rate of Four *British* Shillings in every Calendar Month for every Child born in Wedlock, and under the Age of Ten Years, not exceeding the Numbers hereinafter mentioned respectively; and of Eight *British* Shillings in every Calendar Month for the Wife of such Man if he shall be a balloted Man, and Four *British* Shillings in every Calendar Month for the Wife of any such Man who shall not be a balloted Man; the said Allowance to the Wife in either of the said cases to be paid whether such Man shall or shall not have any Child or Children, provided she does not follow the Regiment.

VI. Pro-

VI. Provided always, and be it enacted, That the Wife of any Militia Man so called out on actual Service shall not be entitled to the aforefaid Allowance for each Child for more than Two Children; and in case there shall be no Wife of fuch Militia Man living, the Allowance to the Children of fuch Militia Man shall not extend to more than Four Children in the whole.

Limitation as to Children.

VII Provided always, and be it further enacted, That no Allowance under this Act shall be given or ordered to be given to the Family of any Man who shall be enrolled at any time after the passing of this Act in the said Militia of Ireland as a Substitute, hired Man or Volunteer; and that all fuch Allowances shall, from and after the passing of this Act, be confined to the Families of fuch ballotted Men, Substitutes and Volunteers, as are now ferving in the Militia of Ireland, and to the Families of fuch ballotted Men only as shall hereafter be enrolled in the said Militia.

Substitutes' Families not entitled to Allowances.

VIII. Provided also, and be it further enacted, That no Allowance under this Act shall be given or ordered to be given to the Family of any Substitute or Volunteer who shall be married at the time of the passing of this Act, and who hath married while in actual Service, and after the passing of an Act made in the Forty third Year of His Majesty's Reign, intituled, *An Act to make Provision in certain Cases for the Wives and Families of ballotted Men, Substitutes and Volunteers, ferving in the Militia of Ireland*; nor to the Family of any Man now in the Militia of Ireland, who shall marry at any time after the passing of this Act; nor to the Family of any ballotted Man who shall hereafter be enrolled in the said Militia of Ireland, and shall marry after fuch Enrolment, unless every fuch Marriage refpectively shall have taken place, or shall take place, with the Consent of the Colonel or Commanding Officer, being a Field Officer, of the Regiment, Battalion or Corps to which fuch Man shall belong; and that fuch Consent shall have been certified under the Hand of fuch Colonel or other Commanding Officer, being a Field Officer; and no Certificate as required by this Act shall be granted by any fuch Commanding Officer, for the Purpose of entitling the Family of any Militia Man to any Allowance under this Act, in cafes where fuch Militia Man shall have fo married while on actual Service, without fuch Consent first had and obtained as aforefaid.

Further Restrictions as to Allowances.

43 G. 3. c. 142.

IX. And be it further enacted, That it shall and may be lawful for the neareft resident Justice of the Peace acting in and for the Barony or Half Barony, City, Town or Place, in which the faid Family shall refide, on the Production of fuch Certificate, to enquire into the Circumstances of the Family of the Militia Man to whom fuch Certificate shall have been granted, and whether they refide in the Parish or Place mentioned in the Declaration of fuch Militia Man, on the Oath of the Wife of fuch Militia Man, if there shall be One, and if not, then of fuch Person above the Age of Eighteen, with whom fuch Child or Children shall refide, and of fuch other Person or Persons as fuch Justice of the Peace shall think proper to examine thereupon; and if on Enquiry fuch Justice of the Peace shall find that fuch Family do fo refide, and if fuch Justice shall be of Opinion that fuch Family is lefs able to fupport itfelf in confequence of the Abfence of fuch Militia Man, he shall indorse fuch his Opinion in Writing under his Hand, on the Back of the faid Certificate, with

Justices to enquire into Circumstances of Family of Militia Man, and indorse Opinion on Certificate.

the Date of the Month and Year, and shall subjoin thereto an Order in the Form following; that is to say,

Order for Payment.

‘ I *C. D.* do hereby certify, That I have made Enquiry on the Oath or Oaths of _____, and that I am satisfied that the Family of *A. B.* within mentioned resides at the Place, and consists of the Persons within stated; and that I am a Justice of the Peace of the County or District of _____, within which the said Family so resides, and that there is not to my Knowledge any other Justice of the Peace for the said County or District residing nearer to the said Family: I do therefore upon hereby order that the Sums allowed by Law in such case be paid to the said Family; that is to say, the Sum of _____ on the Twenty fourth Day of each Month, or as soon after as the same shall be demanded, not exceeding Fourteen Days from the said Day.’

And such Certificate, with the Opinion and Order of such Justice thereon, shall be forthwith deposited by the Person or Persons seeking Benefit thereby, or some of them, or some Person or Persons on their, his or her Behalf, with the Collector of the Public Cefs in such Barony or Half Barony, or the Treasurer of such City or Town.

Every Three Months Justices to make fresh Enquiry into Circumstances of Militia Man's Family, and certify Opinion.

X. And be it further enacted, That at the Expiration of Three Calendar Months next after the Date of any such Order of such Justice, Application shall be made by such Baronial Collector or Treasurer, to the Justice who shall have made such Order, or to such other Justice of the Peace acting in and for such Barony or Half Barony, City or Town, who shall reside nearest to the then Place of Residence of such Family, and on Production of the original Certificate aforesaid, and of the Order so first made thereon, it shall be lawful for such Justice to make a fresh Enquiry on Oath in manner aforesaid, into the Circumstances of such Family; and if such Circumstances are not altered, such Justice shall on the Back of such original Certificate, and at the Foot of such first Order, sign his Name in Affirmance and Renewal of the same, with the Date of the Month and Year; or if it shall be made appear to such Justice that the Circumstances of such Family are any way altered, such Justice shall make a new Order for such Allowance as aforesaid, specifying the Names and Ages of each Person of such Family entitled to the same at the time of such Order, and so after the Expiration of every Three Calendar Months a like Enquiry and Order shall from time to time be made, and renewed or altered by such Justice of such Barony or Half Barony, City or Town, as shall be resident nearest to the Place of Residence of such Family, so long as any such Allowance shall be claimed on Behalf of such Family.

Abstracts of Orders for Relief sent by Baronial Collector to Collector of Excise, who shall keep them as Vouchers.

XI. And be it further enacted, That every such Baronial Collector or Treasurer shall from time to time within Three Days after any such Order or Orders shall be made by such Justice, prepare and sign an Abstract of every such Order, and shall forthwith deliver or send such Abstract duly dated by him, to the Collector of His Majesty's Excise for the District in which the Barony, Half Barony, City or Town shall be situate, together with such Certificate and the Order thereupon; and such Collector of Excise having compared such Abstract with such Order shall, if the same shall agree therewith,

counter sign

counterfign ſuch Order, and ſhall forthwith reſtore the ſame to ſuch Baronial Collector or Treafurer, or to the Perſon by whom the ſame was ſent, and ſhall then counterfign and file ſuch Abſtract, and ſhall keep the ſame as a Voucher for his future Payments in manner hereinafter mentioned.

XII. And be it further enacted, That every ſuch Baronial Collector or Treafurer on obtaining any ſuch Order counterfigned by ſuch Collector of Excife, ſhall from time to time pay the ſeveral Allowances mentioned in ſuch Order to ſuch Family, until the Expiration of Three Calendar Months next after the Date of ſuch Order, except in the caſes hereinafter mentioned.

Baronial Collector to pay the Allowances.

XIII. Provided always, and be it enacted, That the Allowances under and by virtue of this Act ſhall be claimed and paid Monthly on the Twenty fourth Day of every Month, or on ſuch ſubſequent Day as the ſame ſhall be duly demanded, being not more than Fourteen Days after ſuch Twenty fourth Day of each Month; and that the firſt Allowances under this Act ſhall become due on the Twenty fourth Day of *July* One thousand eight hundred and eleven; and that no Wife of any ſuch Militia Man, nor any other Perſon on behalf of ſuch Wife or of the Family of any ſuch Militia Man, ſhall be entitled to receive at any one time more than one Month's Allowance to ſuch Wife and Family, under or by virtue of this Act.

Allowances when payable.

XIV. And be it further enacted, That every ſuch Monthly Allowance to be paid under this Act by any Baronial Collector or Treafurer reſpectively to the Family of any Militia Man, ſhall be repaid quarterly to ſuch Baronial Collector and Treafurer reſpectively, by the Collector of His Majeſty's Excife for the Diſtrict in which ſuch Barony, Half Barony, City or Town ſhall be ſituate, out of any Public Money in his Hands, upon ſuch Baronial Collector or Treafurer reſpectively producing and delivering to ſuch Collector of Excife an Account in Writing verified by his Affidavit, of all Sums ſo paid by him, ſetting forth in alphabetical Order the Names of all Militia Men, to or for whoſe Families any ſuch Payments ſhall have been made, with the Date and Amount of each Payment, and to whom made; and the Sums ſo paid by ſuch Collector of Excife ſhall be allowed to him in his Accounts upon ſuch Collector of Excife producing ſuch Accounts ſo verified, together with the Receipts of ſuch Baronial Collector or Treafurer at the Foot thereof reſpectively, and alſo the ſeveral other Documents by this Act required to be kept by him.

Allowances paid by Baronial Collector repaid quarterly by Collector of Excife.

XV. Provided always, and be it further enacted, That if at any time ſuch Baronial Collector or Treafurer ſhall not have in his Hands ſufficient Money for Payment of the ſeveral Sums ſo directed to be paid by him as aforeſaid, ſuch Baronial Collector or Treafurer ſhall and may and is hereby required from time to time as Occaſion ſhall require, to certify the ſame to the Collector of Excife for the Diſtrict; and it ſhall thereupon be lawful for ſuch Collector of Excife, and he is hereby authorized and required to remit or pay out of ſuch Public Monies as may be in his Hands to the ſaid Baronial Collector or Treafurer reſpectively, at leaſt once in every Month if required, a Sum ſufficient to ſatisfy and pay the Monthly Amount of the Sums which ſhall then be payable under and by virtue of the ſeveral Abſtracts, which ſhall then be in Poſſeſſion of ſuch Collector of Excife under the Proviſions of this Act.

Collector of Excife may make Monthly Payments.

No Payments in
Advance.

XVI. And be it further enacted; That it shall not be lawful for any such Collector of Excise to pay or remit to any such Baronial Collector or Treasurer any Sum whatsoever, in advance for or towards the Payment of any Allowances under this Act, until such Collector of Excise shall have received from such Baronial Collector or Treasurer one or more Account or Accounts in Writing, signed and verified by an Affidavit before some Justice of the Peace by such Baronial Collector or Treasurer as aforesaid, of the Application of each and every Sum and Sums, if any, previously advanced by such Collector of Excise to such Baronial Collector or Treasurer respectively, setting forth in alphabetical Order the Names of all Militia Men to or for whose Families any such Payments shall have been made by such Baronial Collector or Treasurer, together with the Date and Amount of each Payment, and to whom the same was made; and no Sum advanced by any Collector of Excise for any of the said Purposes shall be allowed him, until such Account so verified of the Application of every former Advance made by him to the same Person, shall be produced and delivered by such Collector of Excise to the proper Officer or Officers whose Duty it shall be to audit or settle his Accounts.

Abstract of Orders to be laid before Quarter-Sessions.

XVII. And be it further enacted, That every such Baronial Collector shall transmit to the Clerk of the Peace of the County within which the Barony for which he is Collector shall be situate, and the Treasurer of any City or Town shall transmit to the Clerk of the Peace thereof, Three Days previous to each Quarter-Sessions, an Abstract of all Orders which he shall have received as aforesaid, since the last preceding Quarter-Sessions, to be by the said Clerk of the Peace laid before the Justices at such Sessions; and it shall be lawful for the Justices there to set aside or alter any such Order of any such Justice as aforesaid, which upon due Enquiry in open Court upon Oath shall appear to have been fraudulently obtained, or not to be warranted by this Act; and in any such case such Justices at such Sessions shall make an Order that such Baronial Collector or Treasurer shall bring in or cause to be brought in the Order of such Justice, and deliver the same to the Clerk of the Peace for such County, City or Town; and such Collector or Treasurer shall, within Seven Days after the Service of such Order on him, bring in and deliver, or cause to be brought in and delivered, the said Order of the said Justice accordingly to such Clerk of the Peace, who shall then cancel the said Order, if the same shall be wholly set aside, or if the same shall be altered, he shall write under same a Copy of the Order for altering the same, and shall in that case restore the same to such Baronial Collector or Treasurer, who shall proceed thereupon, and the same shall be countersigned in the same manner in all respects as hereinbefore directed, with respect to any such Order as aforesaid.

Allowances stopped or lessened according to Circumstances.

XVIII. Provided always, and be it enacted, That if such Baronial Collector or Treasurer respectively have reason to believe, or shall receive Notice from the Collector of Excise of the District that he has reason to believe that, by the Death of any of the Family of any Militia Man, or by any other Circumstance, the Allowance to such Family ought to be stopped or lessened in Amount, then and in either of such cases it shall be lawful for such Baronial Collector or Treasurer, and he is hereby required to stop or lessen such Allowance accordingly, until the Justice of the Peace residing nearest to the

Residence

Residence of such Family as aforesaid shall direct him otherwise by Writing under his Hand and Seal.

XIX. Provided also, and be it further enacted, That no Allowance shall be ordered or paid under this Act, to the Wife or Family of any Person serving in the Militia for any longer Period than such Person shall continue to serve and remain embodied in actual Service, nor in any case while the Wife in respect of or by whom any such Relief is demanded, shall follow the Regiment, Battalion or Corps, in which her Husband shall serve.

Family entitled to Relief only while Militia Man serves.

XX. And be it further enacted, That every Serjeant, Corporal, Drummer and Private, to whom such Certificate shall have been given, shall on or after the First and before the Sixth Day of every Month, deliver or cause to be delivered to the Adjutant of his Regiment, or to the Person acting as such, a Return or Account in Writing, subscribed by himself, either with his Name or Mark, and stating whether since the obtaining such Certificate or since his last Return any, and if any, then how many, and which of his Family, and of what Names and Ages respectively, have or hath died, or have or hath received or become entitled to any and what Maintenance, Provision or Property, and to what Amount, and whether his Wife, if he be married, follows the Regiment; and every Change that shall have taken place in any of the said respects in the Family of any such Militia Man shall be noted by such Adjutant in his Register aforesaid, according to such Return, or according to the Truth, if the same shall have come to his Knowledge, by any other means.

State of Families given to Adjutant every Month.

XXI. And be it further enacted, That the Adjutant of every Regiment, Battalion or Corps of the said Militia shall, within Four Days after the Sixth Day of every Month during the time the Militia to which he shall belong shall remain embodied or in actual Service, draw out a Return for each and every Collector of Excise within whose District the Family of any Militia Man in his Regiment, entitled to any of the said Allowances shall reside, and shall in every such Return set forth an alphabetical List of the Names of all the Serjeants, Corporals, Drummers and Privates in his Regiment, whose Families are so entitled and reside within such District; and also a distinct Statement of such Promotions and Vacancies, and of such Deaths and Desertions, and other Casualties (if any) as may have occurred among such Militia Men of the said Regiment; and also of such of their Wives as may have joined the Regiment since the last Return, and of all such other Alterations as may have taken place in the Family of any of the said Militia Men, in manner hereinbefore mentioned; and if no such Promotion, Vacancy, Death or Desertion, Casualty or Alteration, shall have happened, then such Adjutant shall by such Return certify to that Effect; and every such Adjutant shall within the said Four Days enclose all the said Returns which he shall have so drawn out to the Secretary of the Commissioners of Excise in Dublin, who shall cause the same to be forwarded to the Collectors of Excise respectively as speedily as may be.

Adjutant to make Returns monthly of State of Families to Collectors of Excise, &c.

XXII. And be it enacted, That every such Collector of Excise shall, immediately on the Receipt of any such Return, transmit to the said Secretary a written Acknowledgment of the Receipt thereof, specifying the Date thereof, and shall forthwith enter at the Foot of each Abstract so filed by him as aforesaid, all new Matters respectively, which shall be noted in such Return as aforesaid; and shall

Copies of Returns to Baronial Collectors, to enter Alterations at Foot of Orders made by Justices.

thereupon file the said Return, and send or deliver to each Baronial Collector or Treasurer in his District, a Copy of so much of the said Return as relates to his Barony or Half Barony, City or Town respectively; and such Baronial Collector or Treasurer shall enter the new Matters therein contained at the Foot of the Orders made by Justices of Peace so kept by him respectively.

No Payment
until Returns
received.

XXIII. And be it further enacted, That no Payment shall be made by any such Baronial Collector or Treasurer, to the Family of any Militia Man, until he shall have received from the Collector of Excise such Copy extracted from such Return as aforesaid for the preceding Month; and from and after the End of every Three Calendar Months from the Date of any Order of a Justice, or of the Justices at Sessions as aforesaid, no Payment shall be made by any such Baronial Collector or Treasurer, to the Family of any Militia Man, until a new Order of a Justice of the Peace as aforesaid shall have been received by such Baronial Collector or Treasurer in manner aforesaid.

Payments made
according to
Returns.

XXIV. And be it further enacted, That when any such Entry shall be duly made at the Foot of such Order or Abstract, or any Alteration shall be made in any such Order, then and from thenceforth such Monthly Sum and no other shall be paid and payable to the Family therein mentioned, as would have been payable to the said Family by the Provisions of this Act, if an Order for Payment had been made and given by a Justice according to the Circumstances of such Family at the time of making such Entry or Alteration.

Recompence to
Baronial Collec-
tors for their
Trouble.

XXV. And be it further enacted, That, in order to recompence the said Baronial Collectors and Treasurers of Cities or Towns for the Trouble and Expence which they may severally incur by virtue of this Act, it shall be lawful for the Grand Jury of each County, City or Town at each Assizes, and for the Grand Juries of the County of *Dublin* and County of the City of *Dublin*, at each Presenting Term, to present any Sums they shall think reasonable to be raised off the Counties at large, Counties of Cities, or Counties of Towns, to be applied and paid as such Grand Juries shall direct, to the said respective Collectors and Treasurers, over and above all Sums or Allowances to which they or any of them are or may be entitled by virtue of any other Law or Laws then in force, as a Reward for their Trouble and Expence in carrying the Provisions of this Act into Execution: Provided always, That such Grand Jury shall be satisfied by the Affidavits of such Collectors and Treasurers respectively, that such Collectors and Treasurers have duly paid the several Allowances to the Families of Militia Men in manner directed by this Act: And provided also, that the Sum so to be presented shall not exceed Five *per Centum* on the Sums paid by such Collector or Treasurer since the last preceding Assizes or Presenting Term.

Baronial Col-
lectors neglect-
ing Duty.

XXVI. And be it further enacted, That if any Collector of a Baronial Cess, Treasurer, Clerk of the Peace, Officer of the Peace, Collector of Excise respectively, shall wilfully neglect or refuse to carry the Provisions of this Act or any of them into Execution, and shall be thereof convicted on Presentment or Indictment at the Assizes, or if in the County or City of *Dublin*, in the Court of King's Bench, every such Person so offending shall be fined at the Discretion of the Court any Sum not exceeding Fifty Pounds.

Penalty.

XXVII. And

XXVII. And be it further enacted, That if any Collector of the Baronial Cefs, or Treasurer of a City or Town, shall, on Demand duly made, refuse or neglect to pay and satisfy any Sum or Sums of Money then payable by him to the Family of any Militia Man by virtue of this Act, every such Collector or Treasurer so refusing or neglecting to make such Payment, shall, for every such Neglect, forfeit the Sum of Five Pounds, to be recovered upon Conviction of the said Offender before any Justice of the Peace for the County, City or Place where the Offence shall be committed; which said Justice is hereby authorized and required, upon Information exhibited or Complaint made by the Party aggrieved in that behalf, to summon the Party accused, and to examine into the Matter of Fact; and upon Proof thereof upon the Oath of One Witness, not being the Party entitled to receive such Sum or Sums of Money, to give Judgment for such Penalty, to be levied by Distress and Sale of the Offender's Goods and Chattels, in case the same shall not be forthwith paid, by Warrant under the Hand and Seal of such Justice, causing the Overplus (if any) after deducting the Charges of such Distress and Sale, to be rendered to the Party, and the Penalty so adjudged shall be paid to the Use of the Party so aggrieved as aforesaid.

And for neglecting to pay Sums due to Militia Men's Families.

Penalty.

XXVIII. And be it enacted, That every such Conviction shall be in the Form here following, or in some other Form of Words of the same Import; that is to say,

Conviction according to following Form.

' **BE** it remembered, That *A. B.* Collector of Cefs in the Barony
' of _____ in the County of _____
' [*or*, Treasurer of the County of the City, or Town of _____
' _____, *as the case may be*], is convicted before me *C. D.* One
' of the Justices of the Peace for the said County, of not having paid
' the Allowance on the _____ Day of _____ last past
' to the Family of _____, a Serjeant, [*Corporal, Drummer,*
' *Private, as the case may be*] actually serving in the
' Regiment of Militia, although the same was duly demanded of him
' on the _____ Day of _____ last past. Witnesses my Hand
' and Seal this _____ Day of _____ in the Year _____.

And every such Conviction in the said Form, or any other Form of the same Import, shall be good and sufficient in Law.

XXIX. And be it enacted, That all and every Affidavits and Affidavit by this Act required to be made, taken or produced, shall and may be made before any Justice of the Peace within his proper Jurisdiction; and that every Person who shall swear falsely in any Affidavit required or authorized by this Act to be taken, shall, on being convicted thereof, be adjudged guilty of wilful and corrupt Perjury, and be punished accordingly.

Affidavits before Justice.

Perjury.

XXX. And be it enacted, That a Half Barony shall be deemed and taken to be a Barony, to all the Purposes of this Act.

Half Barony deemed a whole.

XXXI. And be it further enacted, That this Act may be altered, amended or repealed by any Act or Acts to be passed in this present Session of Parliament.

Act may be altered, &c.

XXXII. And be it further enacted, That this Act, and all and every Clause, Matter and Thing therein contained, shall commence and take Effect, and be in force from and after the Twenty fourth Day of *June* One thousand eight hundred and eleven, in all Cases where

Commencement.

no other Period is expressly stated for the Commencement of any Clause or Provision in this Act contained.

C A P. LXXIX.

An Act to amend an Act of the Forty eighth Year of His present Majesty, for the better Care and Maintenance of Lunatics, being Paupers or Criminals, in *England*.

[15th June 1811.]

48 G. 3. c. 96.

WHEREAS by an Act passed in the Forty eighth Year of His present Majesty's Reign, intituled, *An Act for the better Care and Maintenance of Lunatics, being Paupers or Criminals, in England*, Provision is made for the Erection of Asylums for Lunatics and Insane Persons, being Paupers or Criminals, in Counties or Districts of Counties in *England*: And whereas it is therein,

§ 17.

among other things, enacted, That so soon as any Lunatic Asylum so erected as aforesaid shall be declared by the Visiting Justices to be completed, and in a fit State for the Reception of Lunatics and other Insane Persons, the Justices of the Peace acting respectively in and for any County or Counties at the Expence of which such Asylum shall have been built, are authorized and directed to issue Warrants, upon the Application of the Overseers of the Poor of any Parish situate within such County or Counties, for the Conveyance of any Lunatic, Insane Person or dangerous Ideot, who may be chargeable to such Parish, to such Asylum, there to be safely kept, until he or she shall be duly discharged: And whereas it is

§ 18.

also therein enacted, that if any Overseer of the Poor of any Parish shall wilfully neglect or delay to give Information to such Justice of any such Lunatic or Insane Person who shall be chargeable to such Parish, or to make Application for such Warrant as aforesaid, during the Space of Seven Days from the time that he shall be acquainted that such Person is so lunatic or insane, he shall be liable to a Penalty therein specified: And whereas it is expedient that the Justices of the Peace, to whom such Applications shall be made, should have a discretionary Power, as to issuing or not issuing such Warrants, in certain cases, and under certain Restrictions, and particularly in Cases where it shall be found that the Number of Applications on the Behalf of Persons having just Claims to be admitted does at any time exceed the Number of those who can be properly accommodated in such Asylum, with a View to Cure, Comfort and safe Custody; Be it therefore enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this Parliament assembled,

In what case
Justice may
refuse Warrant
for Conveyance
of Lunatics.

and by the Authority of the same, That whenever any Application shall be made by the Overseers of the Poor of any Parish in any County or District of Counties, at the Expence of which any Lunatic Asylum shall have been erected, to any Justice of the Peace acting in and for such County or Counties, to issue his Warrant for the Conveyance of any Lunatic or Insane Person to such Asylum, it shall and may be lawful for such Justice to refuse to issue the Warrant so required, if he shall so think fit, such Lunatic or Insane Person not being actually dangerous: Provided nevertheless, that any Justice so refusing to issue such Warrant as aforesaid shall, at the

Proviso.

time

time of his so refusing, deliver in Writing to the Overseers of the Poor making such Application as aforesaid the Reasons for such Refusal.

II. Provided also, and be it enacted, That if any Person or Persons shall think themselves aggrieved by such Refusal of any Justice as aforesaid, such Person or Persons may appeal to the Justices of the Peace at the next General or Quarter-Sessions of the Peace to be holden in and for the County or Place where the Matter of Appeal shall have arisen, the Person or Persons so appealing, having given to the Person against whom such Appeal shall be made, Ten Days Notice of his, her or their Intention to make such Appeal; and the said Justices at such Sessions are hereby authorized and required to bear and determine the Matter of such Appeal in a summary way, and to make such Determination as they shall think proper; and every such Determination shall be final and conclusive to all Intents and Purposes whatsoever.

Appeal,

Notice,

III. Provided also, and be it enacted, That every Justice who shall have issued a Warrant or Warrants for the Conveyance of any Lunatic or Insane Person to such Asylum, or who shall have refused to issue such Warrant or Warrants, on the Application of the Overseers of the Poor of any Parish, shall make regular Returns to the next General Quarter-Sessions of the Peace to be holden in and for the County in which such Parish shall be situate, of all Cases brought before him, in which he shall have granted, or refused to grant, a Warrant or Warrants for such Conveyance, stating in all cases of Refusal the Reasons for such Refusal; and such Returns shall be regularly filed and kept among the Records of such Court of General Quarter-Sessions.

Justices to make Returns to Quarter-Sessions of Cases brought before them.

IV. And be it further enacted, That the Overseers of the Poor of any Parish, on making their Application to any Justice of the Peace for the Conveyance of any Lunatic or Insane Person, or dangerous Ideot, as aforesaid, shall produce to such Justice a Certificate in Writing from some Medical Person, of the State and Degree of Lunacy of the Person on whose Behalf such Application shall be made; and that it shall be further lawful for such Justice to cause such Lunatic, Insane Person or dangerous Ideot, to be visited by such Medical Person as he shall think fit, and to examine the said Medical Person upon Oath as to the State and Degree of Lunacy of such Lunatic, Insane Person or dangerous Ideot, and to order such Sum to be paid to such Medical Person for his Attendance as may seem just and reasonable, and such Sum shall be paid by the Overseers of the Poor of the Parish making such Application, out of the Money raised therein for the Relief of the Poor.

Overseers to produce Certificate of a Medical Person of State of Lunatic.

V. And be it further enacted, that the Medical Superintendent of every such Asylum as aforesaid shall make regular Returns to the Justices of the Peace assembled at their General or Quarter-Sessions, at least Once in every Year, of the State and Condition of all Persons committed to his Care under the Authority of the aforesaid Act passed in the Forty eighth Year of His present Majesty's Reign, and of this Act, in order that the said Justices may be enabled, from the Inspection of such Returns, and from the Report of such Medical Superintendent, to direct the Discharge of any Persons from such Asylum who may appear from such Returns and Report to be no longer fit Objects to remain therein; and that the said Justices may,

Medical Superintendent of Asylum to make Returns of State of Persons entrusted to his Care.

at the same time, issue their Warrants (which they are hereby authorized to issue) for the Admission of such other Persons at their Discretion, as may appear to be the fittest Objects for immediate Reception therein, out of the several Persons on whose Behalf Application may have been made to any Justice of the Peace as aforesaid, and whose Cases may have been regularly reported to the said General or Quarter-Sessions.

How Expence of
Removal of
Pauper defrayed.

VI. And be it further enacted, That on the regular Discharge of any Pauper from any such Asylum the necessary Expences attending the Removal of such Pauper shall be borne by the Parish in which such Pauper shall be legally settled, and such Expences being allowed by Two Justices of the Peace acting in and for the County in which such Parish shall be situated shall be paid by the Overseers of the Poor of such Parish out of the Money raised therein for the Relief of the Poor.

Bastards of Lunatics to have legal Settlement of Mother.

VII. And be it further enacted, That no Bastard Child which shall be born of any Lunatic, Insane Person or dangerous Idiot, in any such Asylum, shall, thereby gain a Settlement in the Parish in which such Asylum shall be situated; but that the Place of the legal Settlement of any such Child so born as aforesaid shall be in the Parish where the Mother of such Child was last legally settled.

C A P. LXXX.

An Act to render valid certain Indentures for the binding of Parish Apprentices. [15th June 1811.]

43 Eliz. c. 2.
§ 1.

WHEREAS by an Act passed in the Forty third Year of the Reign of Her late Majesty Queen Elizabeth, intituled, *An Act for the Relief of the Poor*, it is enacted, That the Churchwardens of every Parish, and Four, Three or Two substantial Householdiers there, as shall be thought meet, having respect to the Proportion and Greatness of the same Parish and Parishes, to be nominated yearly in *Easter Week*, or within One Month after *Easter*, in the manner therein directed, shall be Overseers of the Poor of the same Parish; and that it shall be lawful for the said Churchwardens and Overseers, or the greater Part of them, by the Assent of Two Justices of the Peace, to bind the Children of such Parents as shall not by the said Churchwardens and Overseers or the greater Part of them be thought able to maintain their Children, to be Apprentices: And whereas in divers small Parishes Two Persons only have been annually appointed to act in the Capacity of Churchwardens as well as Overseers of the Poor: And whereas divers Indentures for the binding of Parish Apprentices, and Certificates of the Settlements of Poor Persons, have been executed and signed by such Two Persons, purporting to be the Churchwardens and Overseers of such Parishes; but, by reason that the said Indentures and Certificates have not been signed by distinct Persons as Churchwardens and other distinct Persons as Overseers, such Indentures and Certificates have been or may be deemed to be void: Be it therefore enacted, by the King'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 all Indentures for the binding of Parish Apprentices, and all Certificates of the Settlements of

Indentures and
Certificates

of Poor Persons, which have been heretofore executed and signed by Two Persons only, acting or purporting to act in the Capacity of Churchwardens as well as of Overseers of the Poor, and also all such Indentures and Certificates as shall hereafter be so signed, shall be considered as good, valid and effectual, as if the same had been executed and signed by distinct Persons as Churchwardens and distinct Persons as Overseers of the Poor, according to the said recited Act; any thing therein or in any other Act contained to the contrary thereof notwithstanding.

heretofore signed by Two Persons only acting as Churchwardens, &c. valid.

II. Provided always, That nothing in this Act contained shall extend to do away or alter any Decision which may have taken place in any Court of Law, respecting the binding of any Parish Apprentice, or the Settlement of any Poor Person before the passing of this Act.

Prior Decisions.

C A P. LXXXI.

An Act to continue, until the First Day of *August* One thousand eight hundred and twelve, certain Acts for appointing Commissioners to enquire into the Fees, Gratuities, Perquisites and Emoluments, received in several Public Offices in *Ireland*; to examine into any Abuses which may exist in the same, and into the Mode of receiving, collecting, issuing and accounting for Public Money in *Ireland*. [15th June 1811.]

WHEREAS by an Act made in the Forty fourth Year of His present Majesty's Reign, intituled, *An Act for appointing, until the Fifth Day of August One thousand eight hundred and five, Commissioners to enquire into the Fees, Gratuities, Perquisites and Emoluments which are or have been lately received in the several Public Offices in Ireland, therein mentioned; to examine into any Abuses which may exist in the same, and into the present Mode of receiving, collecting, issuing and accounting for Public Money in Ireland; and the said recited Act has, by certain Acts made in the Forty fifth, Forty seventh, Forty ninth and Fiftieth Years of His present Majesty's Reign, been continued with Amendments until the First Day of August One thousand eight hundred and eleven: And whereas it is expedient that the said recited Act of the Forty fourth Year, as amended by the said other Acts, should be continued in manner hereinafter mentioned; Be it therefore enacted by the King'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 the said recited Act of the Forty fourth Year aforesaid, as amended by the said other recited Acts, shall be and the said Acts are hereby further continued until the First Day of *August* One thousand eight hundred and twelve.*

44 G. 3. c. 106.

45 G. 3. c. 65.
47 G. 3. Sess. 2.
c. 41.
49 G. 3. c. 51.
50 G. 3. c. 81.

continued.

II. And be it further enacted, That it shall and may be lawful for the Lords Commissioners of His Majesty's Treasury in *Ireland*, or the Lord High Treasurer of *Ireland* for the time being, and they are hereby authorized and required to issue and cause to be issued, over and above the Sums mentioned in the said recited Acts of the Forty fourth, Forty seventh, Forty ninth and Fiftieth Years aforesaid, a further Sum of Money not exceeding Two thousand Pounds,

Treasury may issue 2,000l. for Expence of Commissioners.

to such Person or Persons as the Commissioners under the said recited Acts, or any Three or more of them, shall, by Writing under their Hands, desire or direct, out of any Part of the Public Monies remaining in His Majesty's Exchequer in *Ireland*, which Sums so issued and paid shall be employed for the Payment of Clerks, Messengers and other Officers, and in defraying all other necessary Charges in or about the Execution of the Powers of the said recited Act and this Act, and in such manner and in such Proportions as shall be appointed by the said Commissioners, or any Three or more of them, by Writing under their Hands and Seals, in that Behalf; and that such Sums shall be accounted for by the Person or Persons to whom the same shall be issued or paid, according to the Course of His Majesty's Exchequer of *Ireland*, without any Fees or other Charges to be taken or demanded for the issuing or Payment of the same, on the passing of the said Accounts, other than such Sum as the said Commissioners, or any Three or more of them, shall appoint.

C A P. LXXXII.

An Act for establishing Regulations respecting Rock Salt delivered to the Refineries; for granting Relief for Salt lost at Sea by Shipwreck or Capture; and for reviving, amending and continuing, until the Twenty fifth Day of *March* One thousand eight hundred and fifteen, so much of an Act of the Forty first Year of His present Majesty as allows the Use of Salt, Duty-free, for curing Fish in Bulk or in Barrels.

[15th June 1811.]

• **W**HEREAS notwithstanding the Provisions of the Law in that
 • respect, the Quantities of Salt produced at entered Refineries to the Officers of Excise to be weighed and charged with
 • the Duties by Law imposed for or in respect thereof have greatly
 • fallen short of the Quantities which ought to have been made and
 • refined from the Quantities of Rock Salt delivered at such Refineries for the Purpose of being there refined, to the great Diminution of His Majesty's Revenue and Injury of the fair Trader; For Remedy whereof, be it enacted by the King'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 the Officers of Excise shall, on or before the First Day of *July* One thousand eight hundred and eleven, make a just and true Return or Report to the Commissioners of Excise, or to such Person or Persons as they shall appoint or employ to receive the same, of all the Rock Salt respectively then found in the Custody or Possession of any Refiner of Rock Salt which shall have been shipped Coastwise on Bond for the due Delivery thereof to such Refiner, and for or in respect whereof respectively the Duty shall not have been charged, and such Return or Report shall be a Charge upon such Refiner or Refiners, and he or they shall be chargeable and charged with, and within Six Weeks then next following pay the Duty at and after the Rate of Fifteen Shillings per Bushel for and in respect of such Rock Salt respectively, unless such Refiner shall, within Fourteen Days next after such Return or Report, give Bond or Security, to be approved of by the said

Officers of Excise to make a Return of Rock Salt in Possession of Refiner for which Duty charged. Refiner to pay a Duty after the Rate of 15s. per Bushel. Exception.

said Commissioners of Excise, or the Person or Persons who shall be appointed or employed by them for that Purpose, in Double the Value of the Duties which shall be charged or chargeable on such Rock Salt respectively, for the due Payment of the Duties of Excise, at and after the Rate of Fifteen Shillings *per* Bushel for or in respect of such Rock Salt, within the Space of Six Months from the time of making such Return or Report, or else producing to the proper Officer of Excise within such Six Months, and having charged with the Duties a Quantity or Quantities of refined Salt made from such Rock Salt, in the Proportion of Fifty six Pounds of refined Salt at the least for every Sixty five Pounds of such Rock Salt which shall from time to time be found by the proper Officer or Officers of Excise deficient of the Quantity of such Rock Salt which shall have been so found in the Custody or Possession of such Refiner or Refiners, and for paying at the End of every Six Weeks from the time of making the Charge thereof, the Duties at and after the Rate of Fifteen Shillings *per* Bushel for or in respect of the Quantity of each Charge of such refined Salt.

II. And be it further enacted, That when and so soon as any Rock Salt shall be delivered from any Salt Mine or Salt Pit, to be shipped Coastwise, or to be sent by Inland Navigation, free of Duty on Bond for its being duly delivered at any entered Refinery, not being within the Counties of *Lancaster* and *Chester* respectively, the Refiner or Refiners to or for whom the same shall be consigned or sent shall, within Six Weeks next after the Delivery or Receipt of such Rock Salt, pay the Duties of Excise at and after the Rate of Fifteen Shillings *per* Bushel for such Rock Salt, unless such Refiner or Refiners shall, within Fourteen Days next after such Delivery or Receipt of such Rock Salt, give sufficient Bond or Security to be approved of by the Commissioners of Excise, or the Person or Persons who shall be appointed or employed by them for that Purpose, in Double the Value of the Duties of the said Rock Salt, for the due Payment of the Duties of Excise, at and after the Rate of Fifteen Shillings *per* Bushel for or in respect of such Rock Salt, within the Space of Six Months next after such Delivery or Receipt, or else producing to the proper Officer of Excise within such Six Months, and having charged with the Duties a Quantity or Quantities of refined Salt made from such Rock Salt, in the Proportion of Fifty six Pounds of refined Salt at the least for every Sixty five Pounds of such Rock Salt which shall from time to time be found by the proper Officer or Officers of Excise deficient of the Quantity of such Rock Salt which shall have been so delivered or received, and for paying at the End of every Six Weeks, from the time of the Charge thereof, the Duties at and after the Rate of Fifteen Shillings *per* Bushel for or in respect of the Quantity of each Charge of such refined Salt.

III. And be it further enacted, That all and every Refiner and Refiners of Rock Salt, to whom any Rock Salt shall be sent coastwise or sent by Inland Navigation as aforesaid on Bond for the due Delivery thereof, shall keep the same and every Part thereof separate and apart from all other Rock Salt; and if any Refiner or Refiners of Rock Salt shall neglect or refuse to keep such Rock Salt and every Part thereof separate and apart from all other Rock Salt, until such Rock Salt shall be put into his, her or their Cistern or other Vessel for dissolving the same, or shall mix any Rock Salt of one Delivery

Refiner on receiving Rock Salt (five option) to pay Duty after the Rate of 15s. per Bushel, or give Bond, &c.

Rock Salt kept separate.

livery or Receipt with any Rock Salt of any other Delivery or Receipt, then and in every such case the Refiner or Refiners so offending, shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Penalty.

Notice to Officer
of putting Rock
Salt into Cistern.

§ V. And be it further enacted, That all and every Refiner and Refiners of Rock Salt, to whom Rock Salt shall, after the said First Day of July One thousand eight hundred and eleven, be sent Coastwise or by Inland Navigation as aforesaid, shall at least Six Hours before he, she or they shall put any Rock Salt into any Cistern or other Vessel to be made use of for the Purpose of dissolving the same, or shall dissolve any such Rock Salt, or make the same into Brine, give to the Officer of Excise under whose Survey his, her or their Refinery shall be, a Notice in Writing of his, her or their Intention so to do, specifying therein the particular Time and Hour at which he, she or they intends or intend so to put such Rock Salt into such Cistern or other Vessel, or to dissolve the same, or to make the same into Brine, the Quantity of Rock Salt by him, her, or them to be put into such Cistern or Vessel, the particular Cistern or Vessel into which the same is to be put for the Purpose of dissolving such Rock Salt therein, and the Date of the Permit or Bond under which the same was received or delivered at such Refinery, and the Quantity of Rock Salt specified in such Permit; and if any such Refiner or Refiners shall not begin to put the Rock Salt specified in any such Notice into the Cistern or other Vessel specified in such Notice, as being to be made use of for the Purpose of dissolving the same within the Space of One Hour next after the particular Time or Hour specified in such Notice for that Purpose, then such Notice shall be void, and every such Refiner or Refiners shall give a fresh and like Notice before he, she or they shall begin to put any Rock Salt into any Cistern or Vessel, for the Purpose of dissolving the same, or shall dissolve any such Rock Salt, or make the same into Brine; and if any such Refiner or Refiners shall neglect or refuse to give any such Notice, or having given any Notice which shall become void as aforesaid, shall neglect or refuse to give a fresh and like Notice, he, she or they shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Fresh Notice.

Penalty.

38 G. 3. c. 89.

§ 115.

‘ V. And whereas by an Act made in the Thirty eighth Year of the Reign of His present Majesty, among other things, for transferring the Management of the Salt Duties to the Commissioners of Excise, and for repealing the Duties on Salt, and the Drawbacks, Allowances and Bounties paid thereout, and for granting other Duties, Drawbacks, Allowances and Bounties thereon, the Commissioners of Excise and Justices of the Peace respectively are authorized and required, under and subject to the Rules and Regulations in the said Act in that behalf provided, to grant their Warrants in the said Act in that behalf directed, for and in respect of such Salt and Rock Salt respectively as in the said Act mentioned lost or destroyed through Stress of Weather or Storms at Sea, or by the accidental or unavoidable casting away, sinking or stranding of any Flat, Boat, Barge or Vessel, in or on board of which any such Salt or Rock Salt shall be removing or transporting from one Place to another: And whereas by another Act made in the Thirty ninth Year of the Reign aforesaid, among other things for amending the said Act made in the Thirty eighth Year of the

39 G. 3. c. 65.
§ 12.

Reigu

' Reign aforesaid, the said Commissioners and Justices are autho-
 ' rized and required to grant the like Warrants for such Salt and
 ' Rock Salt respectively as in the said last mentioned Act in that
 ' behalf mentioned lost by Capture of Enemies: And whereas by
 ' Provisions in the said Act made in the Thirty eighth Year aforesaid, any such Warrant is prohibited from being granted, unless the
 ' Proprietor or Shipper of the Salt or Rock Salt so lost or destroyed,
 ' or some Person on his, her or their behalf, shall, within One Month
 ' after such Accident, give such Notice in Writing as is by the
 ' said last mentioned Act in that behalf directed, nor unless it shall
 ' appear upon the Face of the Application, and be proved upon Oath
 ' that the Accident by which the Loss of the Salt or Rock Salt
 ' was occasioned happened within Six Months immediately preceding:
 ' And whereas some such Losses may not become known to the Pro-
 ' prietors or Shippers of such Salt or Rock Salt within One Month
 ' after such Accident shall have happened, and it is therefore expedi-
 ' ent in any such case as is hereinafter mentioned to grant the Relief
 ' under such Notice as is hereinafter mentioned; Be it therefore
 enacted, That in every case where any Salt or Rock Salt, as in that
 behalf mentioned in the said Act made in the Thirty eighth Year
 aforesaid, shall by the accidental or unavoidable casting away and sink-
 ing of the Ship or Vessel, in or on board which such Salt or Rock
 Salt shall be removing or transporting from one Place to another, be
 lost, or where any such Salt or Rock Salt as in that behalf men-
 tioned in the said Act made in the Thirty ninth Year aforesaid, shall
 be lost by Capture of Enemies, and any such Loss shall not have
 come to the Knowledge of the Proprietor or Shipper of such Salt
 or Rock Salt in sufficient time to enable such Proprietor or Shipper
 to give the Notice required by the said Act within One Month next
 after such Accident, or within Six Months respectively, it shall and
 may be lawful to and for such Proprietor or Shipper within One
 Month after such Accident shall have become known to him, her or
 them, to give to the Commissioners of Excise at the Chief Office of
 Excise in *London*, or to the Collector of Excise of the Collection
 nearest to which the Accident shall have happened. Notice in Writ-
 ing specifying therein the several Matters and Things by the said
 Act made in the Thirty eighth Year of the Reign aforesaid, required
 to be specified in the Notice in Writing required by the said last
 mentioned Act, to entitle the Party to any such Warrant as afore-
 said, and upon any such Notice as is by this Act prescribed having
 been given as aforesaid, it shall and may be lawful either for His
 Majesty's Justices of the Peace of the County, Riding, Division or
 Shire, at the Quarter-Sessions of the Peace nearest to which the
 Owner, Proprietor or Shipper of the Salt or Rock Salt shall reside,
 or for the Commissioners of Excise at the Chief Office of Excise in
London, or any Three of the said Commissioners, to proceed thereon,
 and grant the like Relief as in and by the said respective Acts is
 authorized, directed or required, for or in respect of Salt or Rock
 Salt, for and in respect whereof a Notice has been given within
 One Month, and Proof made upon Oath that the Accident by which
 the Loss was occasioned happened within Six Months respectively
 in that behalf mentioned in the said Act made in the Thirty eighth
 Year aforesaid; any thing in the said last mentioned Act contained to
 the contrary in any wise notwithstanding: Provided always neverthe-

38 G. 3. c. 89.
§ 115.

Regulations as to
Notices of Losses
of Salt by Ship-
wreck or Cap-
ture, in order to
receive Relief.

Provido.
less,

less, that no such Application shall be sustained or proceeded upon, nor shall such Relief be granted, unless sufficient Facts shall be proved to satisfy the said Commissioners and Justices respectively, that the Circumstances of the Case and Loss were such as to have prevented and put it out of the Power of the Owner, Proprietor or Shipper of the said Salt or Rock Salt to have given the Notice, or to have made the Application within the respective times in that behalf required by the said Act of the Thirty eighth Year aforesaid; any thing hereinbefore contained to the contrary in any wife notwithstanding.

41 G. 3. (G. B.)
c. 21. § 1—3. 31.
revived and continued.

‘ VI. And whereas the Law hereinafter mentioned has by Experience been found useful and beneficial, and it is expedient that the same should be revived and continued;’ Be it therefore enacted, That so much of an Act made in the Forty first Year of the Reign of His present Majesty, among other things for allowing until the Fifteenth Day of *October* One thousand eight hundred and one, the Use of Salt Duty-free in the preserving of Fish in Bulk, or in Barrels, and for discontinuing the Bounty payable on White Herrings exported, as relates to allowing the Use of Salt Duty-free in the preserving of Fish in Bulk, or in Barrels, which was continued by Three Acts of the Forty second, Forty third and Forty fourth Years of the Reign of His present Majesty, until the Twenty fifth Day of *March* One thousand eight hundred and nine, shall be, and the same is hereby revived and further continued until the Twenty fifth Day of *March* One thousand eight hundred and fifteen.

41 G. 3. (G. B.)
c. 21. § 1.

‘ VII. And whereas by the said Act of the Forty first Year of the Reign aforesaid, any Person or Persons receiving, taking or shipping on board any Vessel or Vessels any Quantity of Salt free of Duty for the Purpose of salting, curing or preserving Fish, is and are, among other things, required to give such Bond or Security as is in the said Act in that behalf prescribed, that he or they will duly account in manner in the said Act mentioned for all the Salt which he or they shall at any time ship, receive or have on board his or their Vessel or Vessels for the Purpose of salting, curing or preserving Fish, and that such Salt, and every Part thereof, shall be fairly and *bona fide* employed, spent and consumed in salting, curing or preserving of Fish as aforesaid, or shall be returned into the Warehouse entered for the keeping or storing of Salt Duty-free from whence the same was taken: And whereas by the said Act no time is limited or prescribed within which such Person or Persons shall so duly account for such Salt, or for such Salt being so employed, spent and consumed as aforesaid, or being returned into the Warehouse as aforesaid, and it is therefore expedient to make such Provision in that behalf as is hereinafter mentioned;’ Be it therefore enacted, That all such Salt which shall be so received, taken or shipped after the passing of this Act, shall be duly accounted for as aforesaid within Twelve Months, to be computed and reckoned from the Day of such Receipt thereof; and the same and every Part thereof shall within such Twelve Months be fairly and *bona fide* employed, spent and consumed in salting, curing or preserving of Fish as aforesaid, or shall be returned into the Warehouse entered for the keeping or storing of Salt Duty-free from whence the same was taken, and every such Bond or Security given after the passing of this Act shall be conditioned accordingly.

Such Salt shall be accounted for within Twelve Months after the Receipt thereof.

VIII. And

VIII. And be it further enacted, That all Fines, Penalties and Forfeitures imposed by this Act shall be sued for, recovered, levied or mitigated by such Ways, Means or Methods, as any Fine, Penalty or Forfeiture may be sued for, recovered; levied or mitigated by any Law or Laws of Excise, or by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster*, or in the Court of Exchequer in *Scotland* respectively; and that One Moiety of every such Fine, Penalty or Forfeiture shall be to His Majesty, his Heirs and Successors, and the other Moiety to him or them who shall inform, discover or sue for the same,

How Penalties recovered and applied.

C A P. LXXXIII.

An Act for allowing the like Drawback of Duty paid on Coals used in certain Mines and Smelting Mills in *Devonshire*, as is now allowed in the County of *Cornwall*.

[15th June 1811.]

WHEREAS it is expedient the Encouragement which has been given to the working of Mines in *Cornwall* and the Island of *Anglesea*, by allowing a Drawback of the Duty on Coals used therein, should be extended to the working of Mines in the County of *Devon*; Be it therefore enacted by the King'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 passing of this Act, for all Coals that shall be used for Fire Engines in Mines of Tin, Copper or Lead, or for calcining or smelting Lead Ores within the County of *Devon*, and for which Duties have been first answered and paid, a Drawback shall be allowed and made of all such Duties, upon Proof by Oath made before the Collector of the said Duties, (which Oath he is hereby impowered and required to administer) that such Coals have been so used and applied; and the Amount of the Duties so drawn back shall be returned and paid by the Collector of the said Duties to the Person so making Proof as aforesaid.

Coals used in Mines, &c. in Devonshire allowed Drawback of Duties.

C A P. LXXXIV.

An Act to explain an Act passed in the Twenty second Year of His present Majesty, for better securing the Freedom of Election of Members to serve in Parliament, by disabling certain Officers employed in the Collection or Management of His Majesty's Revenues from giving their Votes at such Elections, so far as relates to Coal Meters and Corn Meters of the City of *London*.

[15th June 1811.]

WHEREAS by an Act passed in the Twenty second Year of His present Majesty, intituled, *An Act for better securing the Freedom of Election of Members to serve in Parliament by disabling certain Officers employed in the Collection or Management of His Majesty's Revenue from giving their Votes at such Elections*, Officers and Persons employed in charging, collecting, levying or managing the Customs are rendered incapable of voting for Members to serve in Parliament: And whereas Doubts have arisen as

22 G. 3. c. 41.

§ 2.

' to the Right to vote for Members to serve in Parliament of the
 ' Fifteen Coal Meters and Ten Corn Meters of the City of *London*,
 ' admitted from time to time by the Lord Mayor, Aldermen and
 ' Commons of the said City, to have, hold, exercise and enjoy the
 ' said Places of Coal Meters and Corn Meters respectively, in trust
 ' for the Mayor and Commonalty and Citizens of the said City;
 ' and the said Coal Meters have been considered to be within that
 ' Act, because they have a Commission from the Commissioners of
 ' Customs; and the said Corn Meters have also been considered to
 ' be within that Act, because the Duties of Customs payable to His
 ' Majesty on Corn imported into the Port of *London* are ascertained
 ' by or from the Admeasurement of the said Corn Meters, although
 ' the said Coal and Corn Meters respectively act without any Fee or
 ' Salary payable out of the Customs or other public Revenues of
 ' the Crown: And whereas it is not expedient that the said Act
 ' should be held to extend to such Coal and Corn Meters respec-
 ' tively: Be it therefore declared and enacted by the King'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 nothing in the
 said recited Act contained shall extend or be construed to extend to
 such Coal Meters or Corn Meters of the City of *London* as aforesaid,
 notwithstanding they may have a Commission from the Commissioners
 of Customs, or be employed in the Admeasurement of Coal or Corn
 for the Purpose of ascertaining the Duties of Customs due to His
 Majesty thereon, or to render such Coal Meters or Corn Meters
 incapable of giving their Votes for Members to serve in Parliament
 as other Persons having a Right of voting may do, provided such
 Coal Meters and Corn Meters shall not receive or be entitled to
 receive any Salary, Fee or Reward payable out of the Revenue of
 Customs or other Public Revenues of the Crown.

not to extend to
 Coal Meters or
 Corn Meters of
London.

C A P. LXXXV.

An Act to enable the Commissioners of His Majesty's Treas-
 ury to issue Exchequer Bills, on the Credit of such Aids or
 Supplies as have been or shall be granted by Parliament for
 the Service of *Great Britain* for the Year One thousand eight
 hundred and eleven. [15th June 1811.]

" TREASURY may issue Exchequer Bills, in manner prescribed by
 " 48 G. 3. c. 1. Chargeable on Supplies of 1811, and payable at
 " any time on Fourteen Days' Notice. § 1. Clauses, &c. in the
 " recited Act relating to Exchequer Bills extended to this Act. § 2.
 " But not to issue Exchequer Bills on the Credit of 51 G. 3. c. 2. in
 " any other manner than they are authorized by that Act, &c. § 3.
 " Interest on such Exchequer Bills not exceeding 3¼d. per Cent. per
 " Diem. § 4. Such Exchequer Bills may, at the Expiration of
 " Four Months after Date, be taken in Payment of the Reve-
 " nue. § 5. Bank of *England* authorized to advance £6,000,000
 " on the Credit of this Act, notwithstanding 5 & 6 W. & M.
 " c. 20.—§ 6.

C A P. LXXXVI.

An Act to continue, until the Fifth Day of July One thousand eight hundred and twelve, and to amend several Acts for granting certain Rates and Duties, and for allowing certain Drawbacks and Bounties on Goods, Wares and Merchandize imported into and exported from Ireland; and to grant to His Majesty, until the said Fifth Day of July One thousand eight hundred and twelve, certain new and additional Duties on the Importation, and to allow Drawbacks on the Exportation of certain Goods, Wares and Merchandize into and from Ireland. [26th June 1811.]

Most Gracious Sovereign,

WHEREAS an Act was made in the Forty fifth Year of His present Majesty's Reign, intituled, *An Act for granting unto His Majesty until the Twenty fifth Day of March One thousand eight hundred and six, certain Rates and Duties, and to allow certain Drawbacks and Bounties upon Goods, Wares and Merchandize imported into and exported from Ireland, in lieu of former Rates and Duties, Drawbacks and Bounties*: And whereas an Act was made in the Forty sixth Year of His present Majesty's Reign, intituled, *An Act for granting unto His Majesty until the Twenty ninth Day of September One thousand eight hundred and six, certain Duties on the Importation, and to allow certain Drawbacks and Bounties on the Exportation of certain Sorts of Iron, Sugar and Tea into and from Ireland*: And whereas an Act was made in the Forty seventh Year of His present Majesty's Reign, to repeal Part of the Duties on the Importation of unmanufactured Tobacco in Ireland: And whereas another Act was made in the Forty seventh Year of His present Majesty's Reign, intituled, *An Act to grant to His Majesty until the Fifth Day of July One thousand eight hundred and eight, certain Duties on the Importation, and to allow certain Drawbacks on the Exportation of certain Goods, Wares and Merchandize into and from Ireland*: And whereas another Act was made in the Forty seventh Year of His present Majesty's Reign, to provide for the Decrease and Suspension in certain Cases of Part of the Countervailing Duty on British Refined Sugar imported into Ireland: And whereas such of the said recited Acts as were temporary have been from time to time continued by several Acts passed in the Forty sixth and Forty seventh Years of His present Majesty's Reign, and by an Act passed in the Forty eighth Year of His present Majesty's Reign, the said recited Acts were amended and continued, and by an Act made in the Forty ninth Year of His present Majesty's Reign, the said recited Acts were further continued: And whereas an Act was made in the last Session of Parliament, intituled, *An Act to continue until the Fifth Day of July One thousand eight hundred and eleven, and to amend several Acts for granting certain Rates and Duties, and for allowing certain Drawbacks and Bounties on Goods, Wares and Merchandize imported into and exported from Ireland; and to grant to His Majesty, until the said Fifth Day of July One thousand eight hundred and eleven, certain new and additional Duties on the Importation, and to allow*

45 G. 3. c. 18.

46 G. 2. c. 62.

47 G. 3. Sess. 1. c. 31.

47 G. 2. Sess. 2. c. 16.

47 G. 3. Sess. 2. c. 18.

46 G. 3. cc. 12. 120.

47 G. 2. Sess. 2. c. 1.

48 G. 3. c. 80. 49 G. 3. c. 74.

50 G. 3. c. 97.

' Drawbacks on the Exportation of certain Goods, Wares and Mer-
 ' chandize into and from Ireland; by which said last mentioned Act
 ' the several Acts hereinbefore recited were continued, and are in
 ' force until and upon the Fifth Day of July One thousand eight
 ' hundred and eleven, and it is expedient that all the said recited
 ' Acts, and also the several Rates and Duties granted, and the Draw-
 ' backs and Bounties allowed by them, or any of them, should be
 ' further continued in manner hereinafter mentioned; May it there-
 fore please Your Majesty that it may be enacted; and be it enacted
 by the King'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 the Rates and Duties granted, and the Drawbacks and Boun-
 ties allowed by the said recited Acts, or any of them, until and upon
 the Fifth Day of July One thousand eight hundred and eleven, shall
 respectively continue and be in force throughout Ireland, upon and
 from and after the said Fifth Day of July One thousand eight hun-
 dred and eleven, until and upon the Fifth Day of July One thousand
 eight hundred and twelve, except the Rates, Duties and Drawbacks
 on the several Articles upon which new and other Rates, Duties and
 Drawbacks, are by this Act granted, imposed or allowed, and except
 such Drawbacks and Bounties on the Exportation of Sugar of the
British Plantations, and on Refined Sugar under the said recited
 Acts, or any of them, as are provided for by an Act made in the
 Forty seventh Year of His present Majesty's Reign, intituled, *As*
Act to provide more effectually for regulating the Drawbacks and Boun-
ties on the Exportation of Sugar from Ireland, and for allowing British
Plantation Sugar to be warehoused in Ireland, until the Twenty fifth
Day of March One thousand eight hundred and eight, and which said
 last recited Act is by an Act passed in this present Session of Par-
 liament continued to the Twenty fifth Day of March One thousand
 eight hundred and twelve, and amended, and that the said recited
 Acts, except as aforesaid, and except also as they are altered or
 repealed by each other or by this Act, or by any other Act; and
 all the Powers and Provisions, Articles, Clauses, Matters and Things
 contained in the said recited Acts or any of them, shall be observed
 and complied with during the Term hereby granted, as fully and
 effectually, as if the said Duties, Drawbacks and Bounties, and the
 said Powers, Provisions, Articles, Clauses, Matters and Things had
 been by the said recited Acts or any of them, extended to the Term
 hereby granted, and as if the Term hereby granted had made Part
 of the said recited Acts, or any of them, and that the several Arti-
 cles in respect whereof any Rate or Duty is granted or imposed,
 or continued, or any Drawback or Bounty is allowed by the said
 recited Acts, or any of them, until and upon the Fifth Day of July
 One thousand eight hundred and eleven, shall respectively be, and
 remain liable to the Rates and Duties, and shall be entitled to the
 Drawbacks and Bounties (except as aforesaid), allowed in respect
 thereof, under the Regulations and Provisions of the said recited
 Acts, upon, from and after the Fifth Day of July One thousand
 eight hundred and eleven, until and upon the Fifth Day of July One
 thousand eight hundred and twelve, according to the true Intent and
 Meaning of this Act.

Duties and
Drawbacks con-
tinued.

Exception.

47 G. 3. Sess. 1.
c. 19, &c.

51 G. 3. c. 12.

‘ II. And whereas the Commons of the United Kingdom of Great Britain and Ireland, in Parliament assembled, towards raising the necessary Supplies granted to Your Majesty, and for the Support of Your Majesty’s Government, have resolved to grant to Your Majesty the several new Duties hereinafter mentioned, upon certain Goods, Wares and Merchandizes imported into Ireland; and do most humbly beseech Your Majesty that it may be enacted; and be it therefore enacted, That, from and after the First Day of June One thousand eight hundred and eleven, and during the Continuance of this Act, there shall be raised, levied, collected and paid unto and for the Use of His Majesty, his Heirs and Successors, in Ready Money (except as hereinafter is provided), without any Discount whatever upon the Importation of the several Goods, Wares and Merchandize mentioned and set forth in the Schedule to this Act annexed, imported into Ireland, the several Duties inserted, described and set forth in Figures in the said Schedule; and there shall also be paid and allowed the several Drawbacks in respect of the said Duties, as the same are respectively inserted, described and set forth in Figures in the said Schedule; and that the said Duties in the said Schedule specified shall be in lieu and full Satisfaction of all Duties and Drawbacks payable in Ireland upon the Importation and Exportation of Goods, Wares and Merchandize of the like Sorts, under or by virtue of any Act or Acts of Parliament in force in Ireland immediately before the passing of this Act.

New Duties of Customs according to Schedule.

III. And be it further enacted, That, from and after the First Day of June One thousand eight hundred and eleven, and during the Continuance of this Act, in lieu and instead of the several Duties payable on the Importation into Ireland of Wood and Timber, being the Growth or Production of the United States of America, under or by virtue of any Act or Acts in force at the time of the passing of this Act, there shall be raised, levied, collected and paid, unto and for the Use of His Majesty, his Heirs and Successors, for and upon all Wood and Timber, being the Growth or Production of the United States of America, of whatever Sort or Description such Wood or Timber shall be, the like Rates and Duties as are payable on the Importation into Ireland of Wood or Timber of the like Sort or Description, being the Growth or Production of any Foreign Country, or being the Growth or Production of any Place except the United States of America and the British Colonies; and that from and after the said First Day of June One thousand eight hundred and eleven, and during the Continuance of this Act, there shall be allowed on all such Timber and Wood, being the Growth or Produce of the said United States, which shall have paid the Duties hereby imposed thereon, and which shall be exported from Ireland, such and the like Drawbacks as are payable on Timber or Wood, being the Growth or Production of any Foreign Country as aforesaid, exported from Ireland under or by virtue of any Act or Acts in force at the time of the passing of this Act.

American Timber imported into Ireland, and Wood, to pay Duties as Wood of Foreign Countries.

IV. And be it further enacted, That there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, for and upon every Pound Weight of Tobacco, which at any time, from and after the First Day of June One thousand eight hundred and eleven, shall be imported into Ireland, or which having been imported into Ireland before the said Day, shall, on or after the said

Additional Duty of Customs on Tobacco.

Day,

Drawback.

39 & 40 G. 3.
c. 67. 40 G. 3.
(1.) c. 38.

Countervailing
Duty on British
Cordage ex-
ported into Ire-
land.

Equivalent
Drawback on
Irish Cordage.

39 & 40 G. 3.
c. 67. 40 G. 3.
(1.) c. 38.

Countervailing
Duties on British
Tobacco and
Snuff.

Day, be in His Majesty's Stores or Warehouses in *Ireland*, a Duty of Customs of One Penny and Thirteen Twentieths of a Penny *British* Currency, in Addition to all other Duties of Customs or Excise, payable on any such Tobacco, under any Act or Acts in force in *Ireland*: And that upon the Exportation of any unmanufactured Tobacco from *Ireland*, which shall have paid the said Duty, there shall be allowed and given to the Exporter thereof a Drawback of One Penny and Thirteen Twentieths of a Penny, in Addition to all other Drawbacks payable under any Act or Acts in force in *Ireland*.

‘ V. And whereas it is expedient, pursuant to the Provisions of the Acts for the Union of *Great Britain* and *Ireland*, that in respect of the Duties by this Act imposed on Hemp imported into *Ireland*, countervailing Duties should be charged on Cordage, being the Manufacture of *Great Britain*, and imported from thence into *Ireland*, sufficient to countervail the said Duties;’ Be it therefore enacted, That, from and after the passing of this Act, there shall be charged on all Cordage, the Manufacture of *Great Britain*, and imported from thence into *Ireland*, the several countervailing Duties following; that is to say, Cordage to be used as Standing Rigging, or other Cordage made from Topt Hemp, the Ton, containing Twenty Hundred Weight, the Sum of Four Pounds Ten Shillings and Three pence; Cordage of any other Sort, Cable Yarn, Packthread and Twine, the Ton, containing Twenty Hundred Weight, the Sum of Four Pounds Four Shillings and Four pence; and that upon the Exportation of any Cordage manufactured in *Ireland* from Hemp, which shall have paid the Duty by this Act imposed, and which shall be exported to *Great Britain*, or elsewhere, there shall be allowed and given a Drawback equal in Amount to the said Countervailing Duty.

‘ VI. And whereas it is expedient, pursuant to the Provisions of the Acts for the Union of *Great Britain* and *Ireland*, that in respect of the additional Duties imposed on Tobacco imported into and manufactured in *Ireland*, increased Countervailing Duties shall be charged upon Tobacco and Snuff, the Growth, Produce or Manufacture of *Great Britain*, and imported from thence into *Ireland*, sufficient to countervail the said Duties on Tobacco imported into or manufactured in *Ireland*;’ Be it therefore enacted, That there shall be charged on all Tobacco and Snuff, the Growth, Produce or Manufacture of *Great Britain*, and imported from thence into *Ireland*, in lieu and full Satisfaction of all Countervailing Duties whatever, payable on such Tobacco and Snuff, under or by virtue of any Act or Acts in force in *Ireland*, immediately before the passing of this Act, the several Countervailing Duties following; that is to say,

For and upon every Pound Weight Avoirdupois of unmanufactured Tobacco of the Growth or Produce of *Great Britain*, the Sum of Seven Pence Three Farthings:

For and upon every Pound Weight of *British* manufactured Short Cut Tobacco, or Tobacco manufactured into what is commonly called or known by the Name of *Spanish*, the Sum of Two Shillings and Four Pence:

For and upon every Pound Weight of *British* manufactured Shag Tobacco cut, the Sum of Two Shillings and One Penny Three Farthings:

For

For and upon every Pound Weight of *British* manufactured Roll Tobacco, the Sum of Two Shillings and Four Pence :

For and upon every Pound Weight of *British* manufactured Carrot Tobacco, the Sum of Two Shillings and One Penny Half-penny :

For and upon every Pound Weight of every other Sort of *British* manufactured Tobacco, not hereinbefore enumerated or described, the Sum of Two Shillings and Four Pence :

For and upon every Pound Weight Avoirdupois of *British* manufactured Rappee Snuff, the Sum of One Shilling and Eleven Pence Three Farthings :

For and upon every Pound Weight of *British* manufactured Snuff, called *Scotch* Snuff, the Sum of Two Shillings and Nine Pence :

For and upon every Pound Weight of *British* manufactured Snuff called *Brown Scotch* Snuff, the Sum of One Shilling and Eleven Pence :

For and upon every Pound Weight of *British* manufactured Stalk Flour, the Sum of Two Shillings and Six Pence Three Farthings :

For and upon every Pound Weight of every other Sort or Kind of *British* manufactured Snuff, or Snuff Work, not hereinbefore enumerated or described, the Sum of Two Shillings and Nine Pence.

VII. And be it further enacted, That upon all Tobacco and Snuff manufactured in *Ireland* from Tobacco which shall have paid all Duties of Customs and Excise payable on the same according to Law, immediately after the passing of this Act, which shall be exported from *Ireland* to any Place except *Great Britain*, there shall be paid and allowed, by way of Drawback or Compensation for the Duty charged and paid on the Import of the Leaf Tobacco, whereof it hath been manufactured, and for the Excise Duty charged thereon by Law, the like Sums of Money as are by this Act allowed and made payable on all such manufactured Tobacco and Snuff exported to *Great Britain*, according to the Descriptions and Denominations hereinbefore mentioned and contained: Provided always, that Proof shall be made on Oath or otherwise, to the Satisfaction of the Commissioners of Customs and Port Duties, that all such manufactured Tobacco and Snuff so exported shall have been manufactured from Tobacco which shall have paid all Import and Excise Duties payable by Law thereon, immediately from and after the passing of this Act.

Drawback on manufactured Tobacco and Snuff exported to Foreign Parts.

VIII. And whereas the Intercourse in Home-made Spirits between *Great Britain* and *Ireland* has been suspended by Law for a limited time; and whereas the Suspension of such Intercourse hath now expired; Be it therefore enacted, That there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, for and upon every Gallon of Spirits, *Aqua Vite* or Strong Waters, made or distilled in *Great Britain*, from Corn or Grain, and which at any time after the Twentieth Day of *May* One thousand eight hundred and eleven shall have been or shall be imported into *Ireland*, the Sum of Three Shillings and Four Pence, in lieu and full Satisfaction of all Countervailing Duty on such Spirits, under any Act or Acts of Parliament in force at the time of the passing of this Act; and that there shall be paid and allowed for and upon every Gallon of *Aqua Vite*, Strong Waters or Spirits made or distilled in *Ireland* from Corn or Grain, and which at any time after

Countervailing Duty and equivalent Drawback on Irish Spirits exported to G. B.

the said Twentieth Day of *May* shall be exported from *Ireland* to *Great Britain*, an equivalent Drawback equal in Amount to the Countervailing Duty granted by this Act.

Excess of Duty
in what case re-
funded.

IX. Provided always, and be it enacted, That if any Person or Persons, at any time after the Suspension of such Intercourse had expired, shall have paid or shall pay any greater or higher Countervailing Duty on Spirits made or distilled in *Great Britain*, and imported from thence into *Ireland*, or shall have been allowed or shall have received any greater or higher Drawback on Spirits made or distilled in *Ireland*, and exported from thence to *Great Britain*, than the Duty and Drawback granted and allowed by this Act, the Amount of the Excess of such Duty so paid by any Person shall be repaid to the Person having paid the same by the Commissioners of Customs and Port Duties in *Ireland*, and the Amount of the Excess of such Drawback, so allowed to or received by any Person, shall by such Person be repaid to the Commissioners of Inland Excise and Taxes in such manner and under such Regulations as the said Commissioners of Inland Excise and Taxes shall for that Purpose order and direct.

Staves imported
Duty free from
British Colonies.

X. And be it further enacted, That, from and after the passing of this Act, all Duties of Customs on Staves, the Growth or Production of the *British* Colonies or Plantations in *America*, imported into *Ireland* directly from thence, shall cease and determine and be no longer paid or payable, and that all such Staves shall be imported into *Ireland* free of Duty; any thing in any Act or Acts in force in *Ireland*, immediately before the passing of this Act, to the contrary notwithstanding.

Duties paid in
British Cur-
rency, and
carried to Con-
solidated Fund.

XI. And be it further enacted, That all the Duties and Drawbacks in this Act mentioned, and also the Duties and Drawbacks in the Schedule hereunto annexed, specified, mentioned and contained, shall be paid and payable, and received and receivable in *British* Currency; and that all the said Duties shall be carried to and made Part of the Consolidated Fund of *Ireland*; and that all the said Duties, and all Drawbacks in this Act and the said Schedule specified, mentioned and contained, shall be paid and received upon the several Articles and Things in this Act and the Schedule hereunto annexed, specified, mentioned and contained according to the Tale, Weight, Gauge, Measure or Value of the said Articles respectively specified; and also in Proportion upon any greater or less Number, Weight, Quantity, Measure or Value of such Articles, Matters and Things respectively.

Duties payable
on Goods not
entered, &c.

XII. And be it further enacted, That the several and respective Duties by this Act granted on the Importation into *Ireland* of the Goods, Wares and Merchandize mentioned and set forth in this Act, and the Schedule thereto annexed, shall be charged and payable on all such Goods, Wares and Merchandize, as shall not have been entered on or before the passing of this Act, or on which the Duties due and payable on the Importation thereof shall not have been paid, notwithstanding such Goods, Wares and Merchandize may have been imported into *Ireland* before the passing of this Act.

And also on
Goods ware-
housed.

XIII. Provided always, and be it further enacted, That the Duties granted, mentioned and set forth in this Act, and the said Schedule, shall be charged and payable on all such Goods, Wares and Merchandize therein mentioned as, having been imported into *Ireland*,

Ireland, shall have been or shall be warehoused, or shall have been secured without the Duties due on the Importation thereof having been first paid, and shall remain so warehoused or secured on the said First Day of June One thousand eight hundred and eleven, in pursuance or by Authority of any Act or Acts of Parliament in force for that Purpose, although such Goods, Wares or Merchandize may have been imported before the passing of this Act: Provided always, that such Duties shall not be charged or payable on any such Goods, Wares or Merchandize, until the Duties which such Goods, Wares and Merchandize shall have been subject to before the passing of this Act shall be payable by Law.

Proviso.

XIV. Provided always, and be it enacted, That in all cases where the Whole or any Part of the Duties on the Importation of any Goods, Wares and Merchandize into *Ireland*, are permitted to be secured by Bond, or otherwise, by virtue of any Act or Acts of Parliament in force in *Ireland* at the time of such Importation, the Duties by this Act, and the Schedule thereto annexed; granted or imposed, may in like manner, and under the same Rules, Regulations, Restrictions and Conditions, be permitted to be secured by Bond or otherwise.

Additional Duties bounded.

XV. And be it further enacted, That, from and after the passing of this Act, Raw Sugar, the Growth or Production of any Foreign Country or Place, legally imported into *Ireland*, may be lodged and secured in Warehouses in *Ireland*, without Payment at the time of the first Entry of such Sugar, of the Duties due on the Importation thereof, in like manner and under the like Rules, Regulations and Restrictions, as Sugar of the Growth or Produce of the *British* Plantations in the *West Indies*, or of the Growth or Produce of the *East Indies*; any thing in any Act or Acts in force in *Ireland* to the contrary in any wise notwithstanding.

Foreign Raw Sugar warehoused in *Ireland*.

XVI. And, for the better securing of the Payment of all Duties payable in the several Ports of *Ireland*, and applicable to the Maintenance of Light Houses in any Part of the United Kingdom, be it further enacted, That, from and after the passing of this Act, the Collectors of His Majesty's Customs, Comptrollers, Receivers of Entries, Surveyors, or Searchers, Waiters, and all other Officers of the Customs whatever, or their respective Deputies or Clerks, at any of the Ports, Harbours or Places in *Ireland*, shall not take or receive any Entry or Cocket, or other Discharge or Clearance, or take any Report outwards for any Ship or Vessel liable or subject to the Payment of any such Duties, until all such Duties as every such Vessel shall be liable or subject to in respect of any Light House or Light Houses which such Vessel shall have passed, or shall be about to pass, in the Course of her Voyage to or from such Port, Harbour or Place, shall have been duly paid to the respective Persons appointed or entitled to collect such Duties, nor until the Master or Owner of every such Ship or Vessel shall shew and produce a Receipt for such Duties accordingly, to the Officers required to take or receive any such Entry, Cocket, Discharge, Clearance or Report Outwards as aforesaid.

Payment of Lighthouse Duties in Ports of *Ireland*.

XVII. And be it further enacted, That the several Rates and Duties and Drawbacks hereby mentioned and granted and allowed shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, in the same manner and under such Powers and Authorities, and by such Ways and Methods, and under such Rules and

Duties and Drawbacks under Regulation of 14 & 15 Car. 2. Sess. 4. c. 8. 46 G. 3. c. 106, &c.

Directions,

Directions, and under such Penalties and Forfeitures as are appointed, directed and expressed, for the raising, collecting, levying and paying, and managing of Duties and Drawbacks payable on Goods, Wares and Merchandize imported into and exported from *Ireland*, in and by an Act of Parliament made in *Ireland* in the Fourteenth and Fifteenth Years of His late Majesty King *Charles* the Second, intituled, *An Act for settling the Excise or new Imposts upon His Majesty, his Heirs and Successors, according to the Book of Rates therein inserted*; or in and by an Act made in the Forty sixth Year of His present Majesty's Reign, intituled, *An Act to provide for the better Execution of the several Acts relating to the Revenues, Matters and Things under the Management of the Commissioners of Customs and Port Duties, and of the Commissioners of Inland Excise and Taxes in Ireland*; or in and by any other Act or Acts in force in *Ireland*, relating to the Revenue of Customs and Excise, or either of them, as fully and effectually, to all Intents and Purposes, as if the said Powers and Authorities, Rules and Directions, Penalties and Forfeitures were herein expressed and enacted, with the like Remedy of Appeal to and for the Party or Parties aggrieved, as in and by the said Act passed in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King *Charles* the Second, or in and by any other Act or Acts as aforesaid, is provided.

Continuance of
Act.

XVIII. And be it further enacted, That this Act shall be and continue in force until and upon the Fifth Day of *July* One thousand eight hundred and twelve, and no longer.

Act may be
altered, &c.

XIX. And be it further enacted, That this Act may be altered, amended or repealed by any Act or Acts to be made in this present Session of Parliament.

SCHEDULE to which this Act refers.

	Duties.			Drawbacks.		
	£	s.	d.	£	s.	d.
Liquorice Juice, or Ball, the cwt.	3	10	0	—	—	—
Liquorice Powder, the cwt.	4	12	0	2	6	0
Liquorice Root, the cwt.	2	13	4	1	6	8
Hemp, viz.						
— dressed, imported in a British-built Ship, the cwt.	4	0	0	—	—	—
— ----- not imported in a British-built Ship, the cwt.	4	4	0	—	—	—
— rough or undressed, or any other vegetable Substance of the Nature or Quality of undressed Hemp, and applicable to the same Purposes, imported in a British-built Ship, the cwt.	0	7	2	0	3	10
— ----- not imported in a British-built Ship, the cwt.	0	8	8	0	3	0
— rough or undressed, or any other vegetable Substance in the Nature or Quality of undressed Hemp, and applicable to the same Purposes, the Produce of the British Plantations in America, or imported from Great Britain, having been imported into England by the United Company of Merchants of England trading to the East Indies, the Ton, containing 20 cwt.	0	6	8	—	—	—
Cordage, tarred or untarred, not being of the Manufacture of Great Britain, whether in use or otherwise, (Standing or Running Rigging in use excepted) and all Cable Yarn, not being the Manufacture of Great Britain, the cwt.	0	18	0	—	—	—
Twine, not being the Manufacture of Great Britain, the cwt.	1	6	0	—	—	—
Cotton Wool, imported into Ireland in any Ship or Vessel, not being a British or Irish-built Ship or Vessel, the 100 lbs.	1	5	6	1	5	6

C A P. LXXXVII.

An Act for allowing the Manufacture and Use of a Liquor prepared from Sugar for colouring Porter, and for indemnifying Persons who have manufactured or used such Colouring.

[26th June 1811.]

WHEREAS by an Act made in the Forty second Year of the Reign of His present Majesty King George the Third, intituled, *An Act for granting to His Majesty additional Duties on Beer and Ale brewed in or imported into Great Britain; on Malt made in Great Britain; on Hops grown in or imported into Great Britain; and on Spirits distilled in Ireland and imported into Great Britain; for repealing certain Allowances to Brewers of Beer and Ale; and for preventing Frauds and Abuses in the Revenue of Excise on Beer, Ale and Malt*, it was enacted, That no Person or Persons should mix, compound, fabricate, manufacture or prepare, or cause, procure, permit or suffer to be mixed, compounded, fabricated, manufactured or prepared from Beer Grounds, Stale Beer, Sugar Water, Distillers' Spent Wash, Sugar, Melasses, Vitriol, Quassia, Coccus Indiarum, Grains of Paradise, Guinea Pepper, Opium or any other Material or Ingredient whatever (except Malt and Hops), any Liquor to imitate or resemble or to be mixed with or used as Beer or Ale brewed or made from Malt and Hops; nor should sell, dispose of, send or deliver, or cause to be sold, disposed of, sent or delivered to any Brewer or Brewers of, or Dealer or Dealers in, or Seller or Sellers or Retailer or Retailers of Beer or Ale, or to any other Person or Persons whatsoever, any such Liquor so mixed, compounded, fabricated, manufactured or prepared as aforesaid, on pain of forfeiting for every such Offence the Sum of Two hundred Pounds; and all such Liquor so mixed, compounded, fabricated, manufactured or prepared as aforesaid, and also all the Beer Grounds, Stale Beer, Sugar Water, Distillers' Spent Wash, Sugar, Melasses, Vitriol, Quassia, Coccus Indiarum, Grains of Paradise, Guinea Pepper, Opium and every other Material or Ingredient whatsoever as aforesaid (other than Malt and Hops) in the Custody or Possession of such Person or Persons, together with every Copper, Cooler, Back, Tun, Vat or other Vessel or Utensil whatsoever in which any such Liquor, Material or Ingredient should be contained, or which shall have been made use of or employed for or in the mixing, compounding, fabricating, manufacturing, preparing or keeping any such Liquor; and all such Liquor, Materials, and Ingredients, together with every such Copper, Cooler, Back, Tun, Vat or other Vessel or Utensil as aforesaid should be forfeited and might be seized by any Officer or Officers of Excise; and that no Brewer or Brewers of, or Dealer or Dealers in, or Seller or Sellers of Beer or Ale should receive or take into his, her or their Custody or Possession any Stale Beer or Beer Grounds, or should mix or mingle with any Beer or Ale any Liquor compounded, fabricated or prepared from Beer Grounds, Stale Beer, Sugar Water, Distillers' Spent Wash, Sugar, Melasses, Vitriol, Quassia, Coccus Indiarum, Grains of Paradise, Guinea Pepper, Opium or other Material or Ingredient (except Malt and Hops) or in the Fabrication, Manufacture or Preparation

42 G. 3. c. 38.

§ 20.

§ 21.

whereof

‘ whereof any Beer Grounds, Stale Beer, Sugar Water, Distillers’ Spent Wash, Sugar, Melasses, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper, Opium or any Material or Ingredient (other than Malt and Hops) was or should be mixed, employed or made use of, nor should have, receive or take into his, her or their Custody or Possession any Liquor compounded, fabricated or prepared as aforesaid, on pain of forfeiting for every such Offence the Sum of One hundred Pounds: And whereas it is expedient to allow the Preparation and Use of Liquor prepared and made from Burnt Sugar only, reduced to a Liquid by Solution in Water, under, subject and according to the Rules, Regulations, Restrictions and Provisions hereinafter contained, provided, settled or established of and concerning the same;’ Be it therefore enacted by the King’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 passing of this Act there shall be raised, levied, collected and paid to and for the Use of His said Majesty, his Heirs and Successors, for every Gallon of Liquor commonly called or known by the Name of *Beer Colouring*, prepared or made from Burnt Sugar reduced to a Liquid by Solution in Water, to be mixed with Beer commonly called or known by the Name of *Porter*, for the Purpose of colouring the same, the Sum of Ten Shillings *per* Barrel, to be paid by the Maker or Makers thereof.

Duty on Beer
Colouring.

Entry of Liquor
weekly.

II. And be it further enacted, That all and every Maker and Makers of such Liquor, shall once in every Week make a true Entry in Writing at the Office of Excise, within the Limits of which, he, she or they shall so make any such Liquor, of all such Liquor by him, her or them so made within such Week, which Entry shall be verified upon Oath by the Maker or Makers of such Liquor, or his, her or their Chief Workman or Servant employed in making such Liquor, and all and every such Maker or Makers who shall neglect or refuse to make any such Entry as aforesaid, shall, for each and every such Neglect or Refusal, forfeit and lose the Sum of Two hundred Pounds.

Penalty.

Liquor made by
a licensed Co-
louring Maker,
&c. liable to
Duty.

III. And be it further enacted, That all Liquors whatsoever prepared or made by any Person or Persons who shall be licensed under or by virtue of this Act as a Maker or Makers of Liquor, commonly called or known by the Name of *Colouring*, prepared or made as aforesaid, to be mixed as aforesaid, for the Purpose aforesaid, and which by Mixture with Beer commonly called or known by the Name of *Porter* will darken the Colour thereof, shall be liable to the said Duty.

Not clearing off,
Double Duty.

IV. And be it further enacted, That all and every Maker and Makers of such Liquor shall from time to time within One Week after he, she or they shall make or ought to have made such Entry as aforesaid, pay and clear off all the Duty for all such Liquor so by him, her or them made; and that every Maker or Makers of such Liquor as aforesaid, who shall neglect or refuse so to pay and clear off any such Duties as aforesaid, shall forfeit and pay double the Amount of all such Duties so neglected or refused to be paid or cleared off: Provided always, nevertheless, that no Person shall be compelled to travel for the making of the said Entries or Payment

Penalty.

How far Maker
to go to make
Entry.

of the said Duties further than the Market Town next to the Place where he, she or they shall so make the said Liquor.

V. And be it further enacted, That such of the Duties by this Act imposed, as shall arise in *England, Wales* and the Town of *Berwick upon Tweed*, shall be under the Management of the Commissioners of Excise in *England* for the time being; and such thereof as shall arise in *Scotland*, shall be under the Management of the Commissioners of Excise in *Scotland* for the time being.

Duties under
Commissioners
of Excise.

VI. And be it further enacted, That all and every Maker and Makers of any Liquor commonly called or known by the Name of *Beer Colouring*, before he, she or they shall begin to make any such Liquor, shall make a true and particular Entry in Writing of every House, Workhouse, Warehouse, Shed, Room and Place by him, her or them respectively made use of, or intended to be made use of, in or for the boiling, evaporating, burning, manufacturing, laying or keeping of any Sugar, or in or for the making, mixing, laying or keeping of any such Liquor, or laying or keeping of any Sugar at the Office of Excise within the Compass or Limits whereof such House, Workhouse, Warehouse, Shed, Room or Place respectively, shall be situate, and all and every Maker and Makers of the said Liquor shall also make true and particular Entry in Writing of every Boiler, Kettle, Copper or other Vessel by him, her or them, kept for or made use of in or for the boiling, evaporating, burning or manufacturing any such Sugar, or in or for the making or mixing any such Liquor at the Office of Excise within the Compass or Limits whereof such Boiler, Kettle, Copper or other Vessel shall be kept or made use of; and if any Maker or Makers of any such Liquor shall neglect to make any such Entry, he, she or they shall, for every such Offence, forfeit and lose the Sum of Two hundred Pounds, together with all the Sugar, and all such Liquor and all the Preparatives for the making or manufacturing thereof, which shall at any time be found in any such House, Workhouse, Warehouse, Shed, Room or Place so made use of, or intended to be made use of as aforesaid, and whereof no such Entry as in that behalf aforesaid shall be made; and also every such Boiler, Kettle, Copper or other Vessel whereof no such Entry as in that behalf aforesaid shall be made, and all such Sugar, Liquor, Preparatives, and also every such Boiler, Kettle, Copper or other Vessel whereof no such Entry as in that behalf aforesaid shall be made, shall and may be seized by any Officer or Officers of Excise.

Makers of Co-
louring to mak
Entry of Work-
house, Utensils,
&c.

Penalties.

VII. And be it further enacted, That no Person or Persons whatsoever residing within the Limits of the Chief Office of Excise in *London*, shall make any Liquor commonly called or known by the Name of *Beer Colouring*, unless such Person or Persons shall occupy a Tenement or Tenements of the yearly Rent or Value of Ten Pounds or upwards, and for which he, she or they shall accordingly be assessed in his, her or their own Name or Names, and shall also pay to the Parish Rates; and that no Person or Persons whatsoever residing in any other Part of the Kingdom of *Great Britain*, where there are Rates to Church and Poor, shall make any such Liquor unless such Person or Persons respectively shall be assessed and pay to Church and Poor in the several Parishes and Places in which such Person or Persons shall respectively reside; and that no Entry of any House, Workhouse, Warehouse, Shed, Room or Place for the

In what case
only Entry of
Place for making
Colouring within
Limits of Excise
Office in London
valid.
Made by
Occupier of
Tenement of
10l. in any other
Place.

making

making of any such Liquor shall be of any Avail to any Person or Persons not so qualified, or for any longer time than the Person or Persons so making such Entry shall be qualified as aforesaid; and every Person making any such Liquor and not qualified as aforesaid shall, notwithstanding any Entry by him, her or them made, be deemed and taken to be a Person making such Liquor without Entry within the Meaning of this Act.

Where Entry of any House, &c. for making Colouring, no other Entry by others of any Place under the same Roof or within the same Tenement.

VIII. And be it further enacted, That where any Entry shall be made by any Maker or Makers of such Liquor of any House, Workhouse, Warehouse, Shed, Room or Place for the making of any such Liquor, no other Entry shall be made by any other Maker or Makers of any such Liquor (not being in Partnership with such Maker or Makers making such first Entry), of the same or of any other House, Workhouse, Warehouse, Shed, Room or Place whatsoever for the making of any such Liquor under the same Roof, or within the same House or Tenement in which such first Entry shall then be existing, but every such Maker or Makers making such further Entry of the same House, Workhouse, Warehouse, Shed, Room or Place, or of any other such House, Workhouse, Warehouse, Shed, Room or other Place under the same Roof, or within the same House or Tenement, shall, notwithstanding such further Entry by him, her or them made, be deemed and taken to be a Maker or Makers of Liquor commonly called or known by the Name of *Beer Colouring*, without Entry, and subject to the like Penalties and Forfeitures as Makers thereof without Entry are subject to by virtue of this Act.

Makers of Porter Colouring to take out Licences.

IX. And be it further enacted, That all and every Person or Persons who shall make any such Liquor shall, before he, she or they shall make any such Liquor, take out a Licence and Licences, authorizing such Person or Persons to make such Liquor, which Licences respectively shall be granted in manner hereinafter mentioned; that is to say, if any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted to make any such Liquor within the Limits of the Chief Office of Excise in *London*, the same shall be granted under the Hands and Seals of Two or more of the Commissioners of Excise in *England* for the time being, or of such Persons as they the said Commissioners of Excise or the major Part of them for the time being shall from time to time appoint for that Purpose; but if any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted to make any such Liquor in any Part of the Kingdom of *England* out of the Limits of the said Chief Office, the same shall be granted under the respective Hands and Seals of the Collectors and Supervisors of Excise within their respective Collections and Districts; and in case any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted to make any such Liquor within the Limits of the City of *Edinburgh*, the same shall be granted under the Hands and Seals of Two or more of the Commissioners of Excise in *Scotland* for the time being, or if any such Licence shall be granted to authorize the Person or Persons to whom the same shall be granted to make any such Liquor in any Part of *Scotland* out of the Limits of the City of *Edinburgh*, then the same shall be granted under the respective Hands and Seals of the Collectors and Supervisors of Excise in *Scotland*,

land, within their respective Collections and Districts; and such respective Commissioners of Excise or Two or more of them respectively and the Persons to be appointed by the said Commissioners of Excise in *England*, or the major Part of them, and also all such Collectors and Supervisors are hereby respectively authorized and required to grant such Licences to the Persons who shall apply for the same, on the Person or Persons applying for the same first paying the Sum of Five Pounds for each such Licence.

X. And be it further enacted, That the said several Sums of Money by this Act directed to be paid for such Licences respectively shall be paid for such respective Licences to such Persons as are hereinafter in that behalf respectively mentioned; that is to say, such thereof as shall be paid for Licences which shall be taken out within the Limits of the Chief Office of Excise in *London*, shall be paid at the Chief Office of Excise in *London*; and such thereof as shall be paid for Licences which shall be taken out within the Limits of the City of *Edinburgh*, shall be paid at the Chief Office of Excise in *Edinburgh*; and such thereof as shall be paid for Licences which shall be taken out in any Part of *Great Britain*, not within the said respective Limits, shall be paid to the respective Collectors of Excise granting such respective Licences.

To whom
Money for Li-
cences to be
paid.

XI. And be it further enacted, That no Person or Persons shall make any such Liquor after the Expiration of such his, her or their Licence, unless such Person or Persons shall take out a fresh Licence for the like Purpose in the manner hereinbefore directed, Ten Days at least before the Expiration of such former Licence, and so in like manner renew every such Licence from Year to Year; and if any Person or Persons shall make any such Liquor without first taking out a Licence authorizing him, her or them so to do, and renewing the same as is hereinbefore in that behalf directed, he, she or they shall, for every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Licences re-
newed yearly

Penalty.

XII. Provided always, That Persons trading in Partnership and in One House or Shop only shall not be obliged to take out more than One Licence in any One Year, for making such Liquor; and that no One Licence which shall be granted by virtue of this Act shall authorize or empower any Person or Persons to make any such Liquor in any other House, Workhouse, Warehouse, Shed, Room or other Place than such Houses, Workhouses, Warehouses, Sheds, Rooms or other Places whereof Entry in Writing shall be made at the Office of Excise in the Name or Names of such Person or Persons for making such Liquor at the time of granting such Licence.

One Licence
sufficient for a
Partnership in
One House.

XIII. And be it further enacted, That it shall and may be lawful to and for the Officers of Excise or any of either of them, from time to time and at all times, to enter into all and every the Houses, Workhouses, Warehouses, Sheds, Rooms and other Places entered or made use of by any Maker or Makers of the said Liquor in or for the boiling, evaporating, burning, manufacturing or keeping of any Sugar, or in or for the making of any such Liquor, and by weighing, gauge or otherwise as to such Officer or Officers shall seem meet, to take an Account of the Quantities of Sugar fit or proper to be used or employed in the making of such Liquor as aforesaid, and also of the Quantities of such Sugar which shall be boiling, evaporating, burning or in Operation of Manufacture for

Officer to enter
and survey
Places entered
by Makers of
Colouring.

such Liquor, and also of the Quantities of such Liquor as shall be either making or preparing or made or prepared in the Custody or Possession of such Maker or Makers of such Liquor from time to time, and of all such Liquor for or in respect whereof the Duty by this Act imposed shall be chargeable and shall not have been charged, make a Report or Return in Writing to the said Commissioners of Excise respectively, or to such Person as they shall respectively appoint to receive the same, and such Report or Return of the Officer or Officers shall be a Charge upon such Maker or Makers.

Makers of Beer Colouring to make use of no Ingredients but Brown Sugar. Penalty.

XIV. And be it further enacted, That no Maker or Makers of Liquor, subject to the Duty imposed by this Act, shall, in the Making, Manufacture or Preparation thereof, make use of any Material or Ingredient other than Brown Sugar and Water; and if any Maker or Makers shall, in the Making, Manufacture or Preparation of any such Liquor, make use of any Material or Ingredient other than Brown Sugar and Water, the Person or Persons so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds, together with all such Liquor in the Making, Manufacturing or Preparation whereof any Material or Ingredient other than Brown Sugar and Water shall have been made use of, and the same respectively shall and may be seized by any Officer or Officers of Excise.

No Brewer, &c. to take out a Licence for making Beet Colouring.

XV. Provided always nevertheless, That no Brewer or Brewers of Beer or Dealer or Dealers in, or Retailer or Retailers of Beer, nor any Druggist or Druggists, Vender or Venders of or Dealer or Dealers in Drugs, nor any Chymist or Chymists, Apothecary or Apothecaries, shall be at Liberty to take out any such Licence as hereinbefore mentioned; nor shall any such Licence, if taken out by any such Brewer or Brewers, or Dealer or Dealers in, or Retailer or Retailers of Beer, or by any Druggist or Druggists, or Vender or Venders of, or Dealer or Dealers in Drugs, or by any Chymist or Chymists, or by any Apothecary or Apothecaries, be of any Avail, but the same shall be null and void to all Intents and Purposes whatsoever; nor shall any Brewer or Brewers of Beer, or Dealer or Dealers in, or Retailer or Retailers of Beer, or any Druggist or Druggists, or Vender or Venders, or Seller or Sellers of, or Dealer or Dealers in Drugs, or any Chymist or Chymists, or any Apothecary or Apothecaries, make any such Liquor or any other Material or Preparation for the Purpose of darkening the Colour of Beer or any Liquor, such as has been heretofore or as shall hereafter be made use of for or in the darkening of the Colour of Beer, on pain of forfeiting, for every such Offence, the Sum of Two hundred Pounds, together with all such Liquor and all Materials and Ingredients whatsoever, which shall be found in his, her or their Custody or Possession for making the same, together with the Casks and Vessels containing the same, and the same respectively shall and may be seized by any Officer or Officers of Excise.

Void.

Penalty.

Makers of Porter Colouring or Brewers having in Possession M.lasses, Vitriol, &c.

XVI. And be it further enacted, That no Maker or Makers of any such Liquor as aforesaid, nor any Brewer or Brewers of Beer shall receive or take into his, her or their Custody or Possession, any Melasses, Honey, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper or Opium, or any Extract or Preparation of Quassia, Coculus Indiz, Grains of Paradise or Guinea Pepper, and

if any such Maker or Makers, or Brewer or Brewers shall receive into his, her or their Custody or Possession any Melasses, Honey, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper, or any Extract or Preparation of Quassia, Coculus Indiz, Grains of Paradise, or Guinea Pepper respectively, the same respectively shall be forfeited, together with the Casks, Vessels or other Packages containing the same, and all such Melasses, Honey, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper, Extract or Preparation of Quassia, Coculus Indiz, Grains of Paradise or Guinea Pepper, Casks, Vessels or other Packages respectively, shall and may be seized by any Officer or Officers of Excise, and such Maker or Makers, or Brewer or Brewers in whose Custody or Possession any such Melasses, Honey, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper, or Extract or Preparation of Quassia, Coculus Indiz, Grains of Paradise, or Guinea Pepper shall be found, shall forfeit and lose the Sum of Two hundred Pounds.

Penalty.

XVII. And be it further enacted, That no Druggist or Druggists, or Vender or Venders of or Dealer or Dealers in Drugs, nor any Chymist or Chymists, or Apothecary or Apothecaries, or other Person or Persons whatever, shall sell, send or deliver, or cause, procure, permit or suffer to be sold, sent or delivered, to any licensed Maker or Makers of Liquor, for or in respect whereof a Duty is by this Act imposed, knowing such Maker or Makers to be, or to be reputed to be a Maker or Makers of such Liquor, or shall sell, send or deliver, or cause or procure to be sold, sent or delivered to any other Person or Persons, for or on account of, or in trust for any such Maker or Makers, or shall sell, send or deliver, or cause, or procure to be sold, sent or delivered to any licensed Brewer or Brewers of, or Dealer or Dealers in, or Retailer or Retailers of Beer, knowing him, her or them to be so licensed, or to be reputed to be so licensed, or shall sell, send or deliver, or cause or procure to be sold, sent or delivered, to any other Person or Persons, for or on account of, or in trust for any such Brewer or Brewers, or Dealer or Dealers, or Retailer or Retailers, any Melasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper, or any Extract or Preparation of Melasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiz, Grains of Paradise or Guinea Pepper respectively; and if any Druggist or Druggists, or Vender or Venders of, or Dealer or Dealers in Drugs, or any Chymist or Chymists, or any Apothecary or Apothecaries, or any other Person or Persons whatever, shall sell, send or deliver, or cause or procure, permit or suffer to be sold, sent or delivered, to any licensed Maker or Makers of the said Liquor, for or in respect whereof a Duty is by this Act imposed, knowing such Maker or Makers to be or to be reputed to be a Maker or Makers of such Liquor, or shall sell, send or deliver, or cause or procure to be sold, sent or delivered to any other Person or Persons, for or on account of, or in trust for any such Maker or Makers, or shall sell, send or deliver, or cause or procure to be sold, sent or delivered, to any licensed Brewer or Brewers of, or Dealer or Dealers in, or Retailer or Retailers of Beer, knowing him, her or them to be so licensed, or to be reputed to be so licensed, or shall sell, send or deliver, or cause or procure to be sold, sent or delivered to any other Person or Persons, for or on account of or in trust for any such Brewer or Brewers, or Dealer or Dealers,

Penalty.

Druggist or
Chymist selling
Coculus Indiz
to Makers of
Beer Colouring.

Dealers, or Retailer or Retailers of Beer, any Melasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper, or any Extract or Preparation of Melasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiz, Grains of Paradise or Guinea Pepper respectively; all such Melasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiz, Grains of Paradise, Guinea Pepper, Extract or Preparation of Melasses, Honey, Liquorice, Vitriol, Quassia, Coculus Indiz, Grains of Paradise or Guinea Pepper respectively shall be forfeited, and the same respectively shall and may be seized by any Officer or Officers of Excise; and the Druggist or Druggists, Vender or Venders of, or Dealer or Dealers in Drugs, or Chymist or Chymists, Apothecary or Apothecaries, or other Person or Persons whatever, so offending, shall, for each and every such Offence, forfeit and lose the Sum of Five hundred Pounds.

Penalty.

Penalty.

Officers authorized to take Samples.

XVIII. And be it further enacted, That it shall and may be lawful to and for any Officer or Officers of Excise, and all such Officers are hereby authorized and empowered to take at any time or times, a Sample or Samples of any Sugar or Liquor, at any time in the Custody or Possession of any Maker or Makers of Liquor, commonly called or known by the Name of *Beer Colouring*, paying for the same if demanded the Value thereof; and in case any Maker or Makers of such Liquor as aforesaid, shall refuse to permit any such Officer or Officers to take such Sample or Samples as aforesaid, upon his, her or their so paying for the same (if demanded), such Maker or Makers so offending shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Penalty.

Permits for Removal of Beer Colouring.

XIX. And be it further enacted, That where any Maker or Makers of any Liquor commonly called or known by the Name of *Beer Colouring*, duly licensed according to the Directions of this Act, shall have Occasion to remove any such Liquor from any such his, her or their entered House, Workhouse, Warehouse, Shed, Room or other Place, the Officer or Officers of Excise of the respective Divisions or Places where such entered House, Workhouse, Warehouse, Shed, Room or other Place shall be situated, shall without Fee or Reward, from time to time, upon a Request Note being made and delivered according to the Directions of this Act, by such Maker or Makers, grant and give a Permit in Writing, signed by the said respective Officer or Officers, expressing the Quantity of all such Liquor so to be removed, and expressing the Name and Names of the Person or Persons from whom the same is intended to be removed, and to whom the same is to be removed, and that the Duty of such Liquor so intended to be removed has been paid, and all Officers of Excise granting or giving any such Permit, shall limit and express in such Permit the time within which the said Liquor in such Permit mentioned shall be removed, from and out of the Stock of the Maker or Makers taking out such Permits, and also the time within which the said Liquor shall be delivered and received into the Brewhouse, House, Workhouse, Warehouse, Shed, Room or other Place, of the Person or Persons respectively, to whom the same is so permitted to be sent.

No Permit without Request Note.

XX. And be it further enacted, That no such Permit for the Removal of any such Liquor shall be granted or be valid, unless such Maker or Makers requiring the same shall make and send, or deliver to the Officer or Officers of Excise hereby authorized to grant such

such Permit, a Request Note in Writing, specifying the Name of the Person to whom such Liquor is intended to be sent, the Quantity of such Liquor intended to be removed, and for the Removal of which such Permit is required, and also the Number and Contents of the Casks, Vessels or other Packages containing the same, and whether the same is to be removed by Land or by Water, and by what Mode of Conveyance such Liquor is intended to be sent.

XXI. And be it further enacted, That no such Liquor as aforesaid shall be removed or carried from one Part of this Kingdom to any other Part thereof, at any other time than between the Hours of Six in the Morning and Six in the Evening (except the same is removing or carrying by a known common Stage Coach, or Waggon other Stage Carriage which usually travel out of those Hours, or by Water by a Ship, Vessel or Boat usually navigated in the fair Course of Trade out of those Hours) nor shall any such Liquor be sent by any Maker or Makers of any such Liquor, from or out of his, her or their entered House, Workhouse, Warehouse, Shed, Room or other Place, at any other time than between the Hours of Six in the Morning and Six in the Evening, on pain of forfeiting all such Liquor, (whether the same be accompanied with a Permit or not) and all Boats, Carts, Carriages, Horses and Cattle made use of in the removing or carrying the same shall be forfeited, and the same respectively shall and may be seized by any Officer or Officers of Customs or Excise.

At what Hours
Colouring to be
removed.

Penalty.

XXII. And be it further enacted, That no Liquor commonly called or known by the Name of *Beer Colouring*, or for darkening the Colour of Beer, shall be brought into any House, Warehouse, Storehouse, Cellar, Room, Vault or other Place made use of by any Brewer or Brewers of Beer commonly called *Porter*, without an authentic Permit granted and given according to the Directions of this Act; which Permit shall be produced to and left with the Officer of Excise under whose Survey such Brewer or Brewers shall then be, on pain of forfeiting all such Liquor so brought in without such Permit, and all such Liquor shall and may be seized by any Officer or Officers of Excise.

Beer Colouring
brought into any
Brewhouse
without Notice
and Permit.

Penalty.

XXIII. And be it further enacted, That no Brewer or Brewers of Beer commonly called or known by the Name of *Porter* shall deposit, store or keep any such Liquor as aforesaid, except during the Time when the same shall be brought forth for Use, in any House, Warehouse, Storehouse, Cellar, Room, Vault or other Place, other than One particular House, Warehouse, Storehouse, Cellar, Room, Vault or other Place whereof such Brewer or Brewers shall have made previous entry in Writing for that Purpose at the next Office of Excise, on Pain of forfeiting, for every such Offence, the Sum of One hundred Pounds, and also all such Liquor found in any such House, Warehouse, Storehouse, Cellar, Room, Vault or other Place of which no such Entry as last aforesaid shall have been made.

Brewer keeping
Colouring in any
Place except en-
tered for that
particular Pur-
pose.

Penalty.

XXIV. And be it further enacted, That no Brewer or Brewers of Beer other than Beer commonly called or known by the Name of *Porter*, shall make use of or have in his, her or their Custody or Possession any Liquor, Material or Preparation for colouring Beer made from Sugar under the Provisions of this Act, on Pain of forfeiting all such Liquor, Material or Preparation; nor shall any such Brewer or Brewers make use of any such Liquor, Material or Pre-

Porter Brewers
only permitted
to make use of
Colouring.

Penalty.

paration as last aforesaid, in or for the darkening of the Colour of any Beer other than Porter; and if any Brewer or Brewers of Beer, other than Beer commonly called or known by the Name of *Porter*, shall make use of or have in his, her or their Custody or Possession any such Liquor, Material or Preparation; or if any Brewer or Brewers of Beer commonly called or known by the Name of *Porter* shall make use of any such Liquor, Material or Preparation as last aforesaid, in or for the darkening of the Colour of any Beer other than Porter, all and every such Brewer or Brewers respectively so offending shall, for each and every such Offence, forfeit and lose the Sum of Two hundred Pounds.

Penalty.

Officers authorized to enter Porter Brewers Cellars, &c. and take an Account of Beer Colouring.

XXV. And be it further enacted, That it shall and may be lawful to and for the Officers of Excise, or any or either of them, from time to time and at all times by Day and by Night upon his or their request (but if in the Night in the Presence of a Constable or other lawful Officer of the Peace) to enter into all and every the Warehouses, Storehouses, Rooms, Cellars, Vaults and other Places made use of by any Brewer or Brewers of Beer commonly called or known by the name of *Porter*, and by tasting, guaging or otherwise to take an Account of the Quantity and Quality of all the Liquors commonly called or known by the Name of *Beer Colouring* which shall at any time be in the Custody or Possession of such Brewer or Brewers.

Increase of Beer Colouring in a Porter Brewer's Stock forfeited.

XXVI. And be it further enacted, That in case any Officer or Officers of Excise shall at any time or times discover or find that the Quantity of Liquor commonly called or known by the Name of *Beer Colouring* in the Stock, Custody or Possession of any Brewer or Brewers of Beer commonly called or known by the Name of *Porter*, exceeds the Quantity of such Liquor left in the Stock, Custody or Possession of such Brewer or Brewers on the taking of the last Account of such Stock added to the Quantity of such Liquor since received by Permit, the Quantity of Liquor commonly called or known by the Name of *Beer Colouring*, so found in Excess, by whatever means the same shall have been made, and whether the same shall be mixed or mingled or unmixed or unmingled, shall be deemed and taken to be made by such Liquor as last aforesaid, for which no Duty has been paid, and which had been privately brought in by such Brewer or Brewers without any Permit, and a Quantity equal to the Quantity so found in Excess shall be forfeited and lost, and shall and may be seized by the Officer or Officers of Excise who shall discover the same, from and out of the said Stock or Stocks in which such Quantity of Liquor shall be so found in Excess, and the Brewer or Brewers of Beer commonly called or known by the Name of *Porter*, in whose Stock such Quantity of Liquor so found in Excess shall be discovered or found, shall also forfeit and lose the Sum of Fifty Pounds.

Penalty.

Penalty.

Colouring deposited with Intent to evade Duty.

XXVII. And be it further enacted, That in case any Liquor for or in respect whereof a Duty is imposed by this Act shall be deposited, hid or concealed in any Place or Places whatsoever, with an Intent to defraud His Majesty of any of the Duties by this Act imposed, or if any Liquor called or known either by the Name of *Colouring* or of *Beer Colouring*, or fit or proper to serve as a Substitute for any such Liquor for or in respect of which such Duty is imposed, or fit or proper for the darkening of the Colour of Beer, shall

shall be deposited, hid or concealed with Intent to prevent the Discovery thereof by the Officers of Excise, all such Liquors respectively shall be forfeited, and shall and may be seized by any Officer or Officers of Excise, and the Person or Persons in whose Custody the same shall be found shall forfeit the Sum of One hundred Pounds; and, the better to enable such Officer or Officers to discover such Liquor respectively so forfeited, if any such Officer or Officers shall have cause to suspect that any such Liquor shall be so deposited, hid or concealed in any Place or Places whatsoever, then and in every such case, if such Place or Places shall be within the Limits of the Chief Office of Excise in *London*, upon Oath made by such Officer or Officers before the Commissioners of Excise in *England* for the time being, or any Two or more of them, or before One or more Justice or Justices of the Peace of the County, City or Liberty where such Place or Places shall be, or in case such Place or Places shall be in any other Part of *Great Britain*, upon Oath made by such Officer or Officers before One or more Justice or Justices of the Peace for the County, Riding, Shire, Division or Place where such Officer or Officers shall suspect the same to be deposited, hid or concealed, setting forth the Ground of his or their Suspicion, it shall and may be lawful to and for the said Commissioners, or any Two or more of them, or the Justice or Justices of the Peace respectively, as the case may require, before whom such Oath shall be made if they or he shall judge it reasonable, by Special Warrant or Warrants under his and their respective Hands and Seals, to authorize and empower such Officer or Officers by Day or by Night, but if in the Night, then in the Presence of a Constable or other Officer of the Peace, to enter into all and every such Place and Places where he or they shall so suspect such Liquor to be so deposited, hid or concealed, and to seize and carry away all such Liquor which he or they shall then and there find so forfeited.

Penalty.

Search Warrant.

XXVIII. And be it further enacted, That if any Question shall arise, whether any Liquor which shall be seized as and for Liquor forfeited under or by virtue of this Act, be Liquor of the Sort for or on which such Forfeiture is by this Act imposed, the Proof of such Liquor not being Liquor of the Sort for or on which such Forfeiture is by this Act imposed, shall lie upon the Owner or Claimer thereof.

Onus Probandi.

XXIX. And be it further enacted, That no Person whatsoever being a Maker of or Dealer in any such Liquor, or who is or shall be in any wise interested or concerned in the Trade or Business of making or dealing in such Liquor, or of brewing or dealing in or retailing of Beer, shall, during such time as he, she or they shall be so interested or concerned in the Trade or Business of making or dealing in such Liquor, or of brewing or dealing in or retailing of Beer, act as a Justice of the Peace in any Matter or Thing whatsoever which shall in any wise concern the Execution of the Powers or Authorities given or granted by this Act; and if any Person or Persons shall, contrary to the true Intent and Meaning of this Act, presume to exercise any such Powers or Authorities, or do any Act hereby authorized to be done by any Justice or Justices of the Peace, all such Acts so executed or done by such Person or Persons shall be utterly null and void to all Intents and Purposes whatsoever.

No Beer Colouring Maker or Person interested to act as a Magistrate in Execution of Act.

Beer Colouring,
Sugar, Utensils,
&c. liable to Du-
ties and Penal-
ties.

XXX. And be it further enacted, That all the Liquor for or in respect whereof any Duty is by this Act imposed, and all the Sugar and, Utensils for the making thereof in the Custody or Possession of any Maker or Makers of such Liquor, or of any Person or Persons to the Use of or in Trust for any such Maker or Makers, shall be and are hereby made chargeable with all the Debts and Duties for any such Liquor in Arrear and owing by such Maker or Makers for any such Liquor so made by him, her or them, or in his, her or their House, Workhouse, Warehouse, Shed, Room or other Place, and shall also be subject and liable to satisfy all Penalties and Forfeitures incurred by such Maker or Makers, or other Person or Persons using such House, Workhouse, Warehouse, Shed, Room or other Place for any Offence against this Act relating to the said Duties; and it shall and may be lawful in all such cases to levy such Debts, Duties and Penalties on such Liquor, Sugar, Utensils or any of them, and to use such Proceedings as may be lawfully done in relation to any such Liquor, Sugar or Utensils respectively, in case the Debtors or Offenders were the true and lawful Owners of the same.

Obstructing
Officers.

XXXI. And be it further enacted, That if any Person or Persons whatsoever shall assault, resist, oppose, molest, obstruct or hinder any Officer or Officers of the Customs or Excise in the due Execution of this Act, or of any of the Powers or Authorities hereby given or granted to any such Officer or Officers, or shall by Force or Violence, after any such Officer or Officers shall have seized any Liquor Cask, Vessel or other Package, or any Boiler, Kettle, Copper or other Vessel aforesaid as forfeited by virtue of this Act, rescue or cause to be rescued any such Liquor Cask, Vessel or other Package aforesaid, or any such Boiler, Kettle, Copper, Vat or other Vessel aforesaid, or shall attempt or endeavour so to do, or shall destroy, stove, break or damage any such Cask, Vessel, or other Package, Boiler, Kettle, Copper, Vat or other Vessel, all and every such Person or Persons so offending, shall, for each and every such Offence, forfeit and lose the Sum of One hundred Pounds.

Penalty.

Bribing Officers.

XXXII. And be it further enacted, That if any Person or Persons whatsoever shall give or offer to give any Bribe, Recompence or Reward whatsoever to any Officer or Officers of Excise, in order to corrupt, persuade or prevail upon any such Officer or Officers, either to do or perform any Act or Acts, Thing or Things whatsoever contrary to the Duty of such Officer or Officers in the Execution of this Act, or to neglect to do or perform any Act or Acts, Thing or Things whatsoever belonging or appertaining to the Business and Duty of such Officer and Officers in the Execution of this Act, or to connive at or conceal any Fraud or Frauds relating to any of the Regulations by this Act enacted, or not to discover the same, all and every such Person or Persons so offending shall, for each and every such Offence, whether such Offer or Proposal be accepted or not, forfeit and lose the Sum of Five hundred Pounds.

Penalty.

42 G. 3. c. 38.

XXXIII. And whereas by the said recited Act of the Forty second Year of the Reign of His present Majesty, several Persons may have incurred Penalties and Forfeitures under and by virtue of some or One of the Clauses therein contained for having manufactured, sold or delivered, or caused to be manufactured, sold or delivered to Brewers or to Persons for the Use of Brewers, Colouring

‘ Colouring made from Sugar without any Intention of Fraud, and
 ‘ several Brewers may, without any Intention of Fraud, have also
 ‘ incurred Penalties and Forfeitures for having received into his, her
 ‘ or their Custody and Possession such Colouring; and it is expedient
 ‘ that Relief should be given in the cases before mentioned;’ Be it
 therefore enacted, That where any Person by the said recited Clauses
 of the said Act shall, without any Intention of Fraud, have incurred
 any Penalty or Forfeiture for having so manufactured, sold or deli-
 vered to Brewers, or to other Persons for the Use of Brewers, Colour-
 ing made from Sugar; and that where any Brewer by virtue of the
 said recited Clauses of the said Act shall, without any Intention of
 Fraud, have incurred any Penalty or Forfeiture for having received
 into his, her or their Custody and Possession Colouring made from
 Sugar, all and every of them shall be and is hereby indemnified and
 discharged from and against all Penalties and Forfeitures so incurred
 by them as aforesaid, and of and from all Suits and Prosecutions for
 or on account thereof; any thing in this Act or the said recited Act
 of the Forty second Year of His present Majesty to the contrary
 notwithstanding.

Penalties re-
 lieved.

XXXIV. Provided always, That nothing in this Act contained
 shall extend to or prevent the further Prosecution of any Actions or
 Suits which may have been commenced before the First Day of *June*
 One thousand eight hundred and eleven, against any Person or Per-
 sons whatsoever for any of the Offences, Penalties or Forfeitures
 above mentioned.

Proviso for
 Actions before
 June 1, 1811.

XXXV. And be it further enacted, That all Fines, Penalties and
 Forfeitures imposed by this Act, shall be sued for, recovered, levied
 or mitigated by such Means, Ways or Methods, as any Fine, Penalty
 or Forfeiture, may be sued for, recovered, levied or mitigated, by
 any Law or Laws of Excise, or by Action of Debt, Bill, Plaint
 or Information in any of His Majesty's Courts of Record at *West-*
minster, or in the Court of Exchequer in *Scotland* respectively, and
 that one Moiety of every such Fine, Penalty or Forfeitures shall be
 to His Majesty, his Heirs and Successors, and the other Moiety to
 him, her or them, who shall inform, discover or sue for the same.

Penalties how
 recovered.

XXXVI. And be it further enacted, That all the Monies arising
 by the Licences by this Act required (the necessary Charges of rail-
 ing and accounting for the same excepted), shall from time to time
 be paid into the Receipt of His Majesty's Exchequer at *Westminster*,
 as Part of and together with the Duties on Beer, and the said Money
 so paid into the said Receipt of His Majesty's Exchequer as aforesaid,
 shall be considered to and made Part of the Fund called the *Consolidated Fund*.

Application of
 Money arising
 by Licences.

XXXVII. And be it further enacted, That if any Action or
 Suit shall be brought or be commenced against any Person or Per-
 sons, for any thing by him, her or them done, by virtue or in pur-
 suance of this Act, such Action or Suit shall be commenced within
 Three Months next after the Matter or Thing done, and shall be laid
 in the proper County, and the Defendant or Defendants in such
 Action or Suit shall or may plead the General Issue, and give this
 Act and the special Matter in Evidence at any Trial to be had there-
 upon; and if afterwards a Verdict shall pass for the Defendant or
 Defendants, or the Plaintiff or Plaintiffs shall discontinue his, her or
 their

Limitation of
 Actions.

General Issue.

Treb'le Costs.

their Action or Suit, or be nonsuited, or Judgment shall be given against him, her or them upon Demurrer, or otherwise, then such Defendant or Defendants shall have Treble Costs to be awarded to him, her or them, against such Plaintiff or Plaintiffs.

Powers of
12 Car. 2. c. 24.
and other Acts
extended to Act.

XXXVIII. And be it further enacted, That all and every the Powers, Directions, Rules, Penalties, Forfeitures, Clauses, Matters and Things, which in and by an Act made in the Twelfth Year of the Reign of King *Charles the Second*, intituled, *An Act for taking away the Court of Wards and Liveries, and Tenures in Capite, and by Knights Service and Purveyance, and for settling a Revenue upon His Majesty in lieu thereof*, or by any other Law now in force relating to His Majesty's Revenue of Excise are provided or established for managing, raising, levying, collecting, mitigating or recovering, adjudging or ascertaining the Duties thereby imposed, or any of them, shall be practised, used and put in Execution in and for the managing, raising, levying, collecting, mitigating, recovering and paying the Duties of Excise by this Act imposed, and for preventing, detecting and punishing Frauds relating thereto as fully and effectually to all Intents and Purposes as if all and every the said Powers, Rules, Directions, Penalties, Clauses, Matters and Things were particularly repeated and re-enacted in this present Act.

Commence-
ment of Act.

XXXIX. And be it further enacted, That this Act shall commence and take Effect as to all such Matters and Things therein contained, in respect whereof no Special Commencement is hereby directed or provided from and immediately after the passing of this Act.

C A P. LXXXVIII.

An Act for raising the Sum of Two hundred thousand Pounds by Treasury Bills for the Service of *Ireland* for the Year One thousand eight hundred and eleven. [26th June 1811.]

“ *IRISH* Treasury may issue Bills to a certain Extent to bear Interest. § 1. Bills issued not to exceed £200,000. Bills, if not paid off, shall be taken in Payment of the Revenue in *Ireland*, after such time as the Treasury shall appoint, and Interest shall cease. § 2, 3. Money to be carried to the *Irisb* Consolidated Fund. § 4. Said Bills to be chargeable thereon. § 5. Bank of *Ireland* empowered to advance £200,000. on the Credit of this Act. § 6.

C A P. LXXXIX.

An Act to increase the Salary of the Lord Lieutenant of *Ireland*. [26th June 1811.]

“ **W**HEREAS, in compliance with an Address of the House of Commons of *Ireland*, the Salary and Appointments attached to the Office of Lord Lieutenant of *Ireland* were in the Year One thousand seven hundred and eighty three fixed by His Majesty at Twenty thousand Pounds by the Year: And whereas the same have been found of late Years quite inadequate to the Expences necessarily incident to the Dignity and due Maintenance of that high and important Office: And whereas in consequence

of His Majesty's Message to the House of Commons the Ninth Day of *May* One thousand eight hundred and ten, the Commons of the United Kingdom of *Great Britain* and *Ireland* did by their Address humbly request His Majesty that he would be graciously pleased to direct such Increase to be made to the Salary of the said Office, not exceeding Ten thousand Pounds by the Year, as to His Majesty should seem necessary: And whereas, in compliance with the said Address, His Majesty was pleased to authorize the Lord Lieutenant of *Ireland* for the time being to give the necessary Orders for issuing and paying out of his Treasure or Revenue in the Receipt of his Exchequer in *Ireland* applicable to the Civil List Establishment there, the Sum of ten thousand Pounds yearly, in Addition to the Salary of the Lord Lieutenant of *Ireland*, from the Twenty fifth Day of *December* One thousand eight hundred and nine: And whereas the said Orders were given, and the said Sum hath been hitherto paid accordingly: And whereas under the Provisions of an Act of Parliament passed in *Ireland* in the Thirty third Year of His Majesty's Reign, intituled, *An Act for the Support of the Honour and Dignity of His Majesty's Crown in Ireland, and for granting to His Majesty a Civil List Establishment under certain Provisions and Regulations*, certain yearly Sums either ascertained by the said Act, or capable of being ascertained from time to time according to certain Modes thereby established, are directed to be paid to His Majesty and his Successors for the Support of the Civil List Establishment: And whereas the Salary of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the time being, is one of the Charges payable out of the said Fund, and the said Fund may not be sufficient to pay the same Increase of the said Salary in Addition to the other Charges payable thereout: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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, over and above the said several Sums so payable yearly under the Provisions of the said recited Act, there be issued and paid out of the Consolidated Fund of *Ireland* such Sum in each and every Year, not exceeding the Sum of Ten thousand Pounds *Irisb* Currency, as, together with the said Fund so granted by the said Act, shall be necessary and sufficient to discharge the said additional Salary of Ten thousand Pounds yearly, over and above all and every the Charges and Payments to which the said Fund would from time to time lawfully be subject if this Act had not been passed and the said additional Salary had not been granted or ordered, and that the same shall be payable and paid by Warrant of the Lord High Treasurer of *Ireland*, or Lords Commissioners for executing the said Office of Lord High Treasurer of *Ireland* for the time being, or any Three of them.

33 G. 3.(1.)
c. 34.

10,000l. I. C.
yearly to be
added to the
Salary of the
Lord Lieutenant.

C A P. XC.

An Act for defraying, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, the Charge of the Pay and Clothing of the Militia of *Ireland*; and for making Allowances

lowances in certain cases to Subaltern Officers of the said Militia during Peace. [26th June 1811.]

‘ **W**HEREAS it is necessary that Provision should be made for defraying the Charge of the Pay and Clothing of the Militia in that Part of the United Kingdom called *Ireland*, for One Year, from the Twenty fifth Day of *March* One thousand eight hundred and eleven; Be it therefore enacted by the King’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 for every County, County of a City or Town in *Ireland*, where the Militia is or shall be raised, the Lords Commissioners of His Majesty’s Treasury in *Ireland* shall issue and pay out of the Consolidated Fund of *Ireland* the whole Sums required, in the manner and for the several Uses hereinafter mentioned; that is to say, for the Pay of the said Militia at the Rate of Six Shillings *per* Day for each Adjutant, Paymaster and Surgeon respectively, where an Adjutant, Paymaster or Surgeon is appointed; and at the Rate of Five Shillings a Day for each Quarter Master where a Quarter Master is appointed; and at the Rate of One Shilling and Six pence *per* Day for each Serjeant resident at the Head Quarters of the Regiment, Battalion or Corps, with the Addition of Two Shillings and Six Pence *per* Week for each Serjeant Major and Quarter Master Serjeant, where a Serjeant Major and Quarter Master Serjeant are appointed; and at the Rate of One Shilling *per* Day for each Drummer so resident as aforesaid, with the Addition of Six Pence *per* Day for each Drum Major, where a Drum Major is appointed; and at the Rate of One Shilling *per* Day for each Fifer so resident as aforesaid; and at the Rate of One Shilling and Two Pence *per* Day for each Corporal so resident as aforesaid, and also at the Rate of Four Pence *per* Month for each Private Man and Drummer, for defraying the contingent Expences of each Regiment and Battalion of Militia; One Penny whereof shall be applied for defraying the Hospital Expences of each Regiment or Battalion during the time of the Men being from Home upon account of their annual Exercise; and also for the Clothing of the Militia for such County, after the Rate of Three Pounds and Ten Shillings for each Serjeant, and Two Pounds for each Drummer, with the Addition of One Pound for each Serjeant Major and each Drum Major; and at the Rate of Two Pounds for each Corporal, when such Serjeants, Drummers, Serjeant Majors, Drum Majors and Corporals, have not been clothed within Two Years; and, with respect to the Private Militia Men, at the Rate of One Pound Twelve Shillings for each Private Militia Man, when such Private Militia Men have not been clothed within Four Years: Provided always, that where any Serjeant, Corporal or Drummer, shall be absent on Furlough or Licence, such Serjeant, Corporal or Drummer, shall, during such Absence, receive the Rates of Pay following; that is to say, every Serjeant the Sum of One Shilling, every Corporal the Sum of Eight Pence and every Drummer the Sum of Six Pence *per* Day respectively, and no more, and it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being, to direct that any such Pay shall be from time to time issued by

Treasury to issue
Four Months
Pay in advance.

Rates of Pay.

Allowance for
Contingencies.

Clothing.

Rates of Pay
when on Fur-
lough.

by the said Lords Commissioners of His Majesty's Treasury in *Ireland*, for any Period not exceeding Four Months from the time when such Advances shall be made.

III. And be it further enacted, That whenever the Governor or Governors, or Deputy Governors, at a General Meeting to be held for any County, County of a City or Town in *Ireland*, shall have fixed the Days of Exercise for the Militia, the Colonel or Commanding Officer shall, as soon as may be, certify the same to the Lords Commissioners of His Majesty's Treasury in *Ireland*, specifying the Number of Men and the Number of Days such Men are to be absent from Home on account of such Exercise, not exceeding in the whole Twenty eight Days; and the Lords Commissioners of His Majesty's Treasury in *Ireland* are hereby required within Fourteen Days after the Receipt of such Certificate, to issue and pay out of the Consolidated Fund of *Ireland*, at the Rate of Ten Shillings per Day for the Captain of each Company, at the Rate of Five Shillings and Eight Pence per Day for each Lieutenant, and of Four Shillings and Eight Pence per Day for each Ensign, at the Rate of Seven Shillings and Six Pence per Day for each Assistant Surgeon, and also at the Rate of One Shilling per Day for each Private Militia Man, for any Number of Days not exceeding Twenty eight, during which such Men shall be absent from Home on account of their Attendance at such Place of annual Exercise.

XI. And whereas it is expedient to make some Addition to the Pay of certain Subaltern Officers, and to Assistant Surgeons of the Militia Forces of *Ireland* during Peace, under certain Regulations; Be it therefore further enacted, That from and after the disembodiment of the Militia Forces in *Ireland*, certain annual Allowances, over and above the Pay to which during Peace they are now entitled, shall for the future be allowed and paid to such Subaltern Officers and Assistant Surgeons to the Amount, under the Restrictions, and in the manner hereinafter expressed; that is to say, to every Subaltern of the said Militia, who shall have at any time previous to the Expiration of Four Months from the passing of an Act of the last Session of Parliament, intituled, *An Act for defraying until the Twenty fifth Day of March One thousand eight hundred and eleven, the Charge of the Pay and Cloathing of the Militia of Ireland; and for making Allowances in certain cases to Subaltern Officers of the said Militia during Peace*, been appointed to a Commission in the said Militia, or who, previous to the Expiration of Four Months from the passing of this Act shall be appointed to a Commission, and who shall have continued faithfully to serve in the same Corps, until the disembodiment thereof, the Sum of Twenty five Pounds per Annum shall be allowed and paid over and above the Pay to which they may be by Law entitled during Peace, and over and above any Deduction of any Kind, or for any Purpose whatsoever; and to every Assistant Surgeon a like Allowance of Twenty five Pounds per Annum, in the manner hereinafter mentioned.

XII. Provided always, and be it further enacted, That no Person who is or shall at any time hereafter become possessed of such an Estate or Income, as would by Law entitle him to hold a Captain's Commission in the Militia of a County at large in *Ireland*, or who is or shall be at any time hereafter appointed Adjutant or Paymaster in any Regiment or Battalion of the said Militia, nor any Person deriving

Colonel to certify to Treasury Days of Exercise, &c.

Treasury to pay Sums herein specified.

Annual Allowance to Subaltern Officers after disembodiment of Militia. 50 G. 3. c. 89.

Exceptions.

in any way whatsoever, otherwise than as a Subaltern or Assistant Surgeon of the said Militia, any Income, Stipend or Allowance whatsoever from the Public, nor any Officer on the Full or Half Pay of the Navy, Army or Marines, who shall also hold a Subaltern's Commission in the said Militia, shall have or be in any wise entitled to the said annual Allowance or any Part or Share thereof; any thing herein contained to the contrary thereof in any wise notwithstanding.

Subalters claiming Allowances to take the following Oath:

XIII. And be it further enacted, That every Subaltern Officer and Assistant Surgeon of the Militia of *Ireland*, who shall claim under the Authority of this Act to receive any such annual Allowance, shall, previous to receiving the same, and in order to entitle himself thereto, annually take and subscribe an Oath before some one of His Majesty's Justices of the Peace for the County, or County of a City, or County of a Town, in *Ireland*, to which the Regiment or Battalion in which he serves shall belong, in the Words or to the Effect following; *videlicet*,

Oath.

‘ I *A.B.* do swear, That I am serving as a Subaltern Officer [or Assistant Surgeon, *as the case may be*] in the
 ‘ Regiment or Battalion of the Militia of *Ireland*; and that
 ‘ I am not in my own Right, or in Right of my Wife, nor have
 ‘ been, since disembodied of the said Regiment or Battalion, in
 ‘ the actual Possession and Enjoyment or Receipt of the Rents and
 ‘ Profits of Lands, Tenements or Hereditaments, of such an annual
 ‘ Value above Reprizes, as would qualify me to hold a Captain's
 ‘ Commission in the Militia of a County at large in *Ireland*; and
 ‘ that I am not, nor have been since the disembodied of the said
 ‘ Regiment or Battalion, an Adjutant or Paymaster in any Regiment or Battalion of the Militia of *Ireland*; that I do not hold
 ‘ or enjoy, nor have held or enjoyed, nor does nor has any Person
 ‘ for me hold or enjoy, or held or enjoyed since the disembodied
 ‘ the said Regiment or Battalion, any Office or Income whatsoever
 ‘ from the Public; and that I am not entitled either to the Full
 ‘ or Half Pay of the Navy, Army or Marines, nor have been since
 ‘ the disembodied of the said Regiment or Battalion.
 ‘ So help me GOD.’

Justices to transmit Oaths to Collectors of Excise.

Which Oath so taken and subscribed, shall be by the said Justice forthwith certified and transmitted, and he is hereby required to certify and transmit the same to the Collector of Excise of the District in which the County, County of a City or County of a Town shall be situate, to which such Regiment or Battalion of Militia in which such Subaltern Officer or Assistant Surgeon shall be then serving shall belong, to be by him filed and preserved for the Purposes hereinafter mentioned.

Subalters to attend annual Exercise.

XIV. And be it further enacted, That every Subaltern Officer or Assistant Surgeon of the said Militia who shall be entitled, or claim to be entitled to the Benefits of this Act, shall regularly attend the annual Exercise and Training of the Regiment or Battalion to which he belongs, during the whole of the Twenty eight Days by Law required for that Purpose, and shall, during that time, punctually do and perform his Duty as a Subaltern Officer or Assistant Surgeon of such Regiment or Battalion, on Pain of forfeiting the said annual Allowance, as well as the Rest of his Pay, and every Part thereof which may be due for the current Year in which he shall neglect

Penalty.

or refuse to attend; and Certificates of his having so attended and performed his Duty, signed by the Commanding Officer of the Regiment or Battalion to which he may belong, shall be transmitted by the said Commanding Officer to the Collector of Excise of the District in which the County, County of a City, or County of a Town is situate, to which such Regiment or Battalion in which such Subaltern Officer or Assistant Surgeon is then serving shall belong, to be by the said Collector received previous to any such Subaltern Officer or Assistant Surgeon being entitled to demand or receive the said annual Allowance, or any Part thereof; and in case any such Subaltern Officer, or Assistant Surgeon, claiming to be entitled to such annual Allowance, shall be by his Commanding Officer permitted or suffered for any special Cause or unavoidable Necessity, to be absent during the whole or any Part of such annual Exercise, (in which case it shall be lawful for such Commanding Officer to grant such Leave of Absence; and for such Subaltern Officer, or Assistant Surgeon, who may be so permitted to be absent, to demand and receive the said annual Allowance, and every Part thereof, in like manner as if he had attended during the whole of the annual Exercise), the Reasons for such Absence, as well as the Duration thereof, shall be carefully and truly specified in the Certificates before mentioned, signed by the Commanding Officer, to be by him transmitted as soon as conveniently may be to the Collector of Excise for the District in which such County, County of a City, or County of a Town, to which such Regiment or Battalion shall belong, is situate, and to the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the time being.

Certificates of Attendance transmitted by Commanding Officer to Collector of Excise.

Reason for Leave of Absence to be inserted in Certificate.

XV. Provided always, and be it further enacted, That in case any Regiment or Battalion of the said Militia, after the disembodiment thereof, at any time shall not be called out for the annual Exercise and Training thereof, every Subaltern Officer and Assistant Surgeon belonging to any such Regiment or Battalion, and coming within the Descriptions of this Act, who shall have taken the Oath hereinbefore mentioned, before any such Justice of the Peace as aforesaid, shall be entitled to the said annual Allowance, as if such Subaltern Officer or Assistant Surgeon had regularly attended the annual Exercise and Training of such Regiment or Battalion during the whole of the Twenty eight Days by Law required for that Purpose, and as if a Certificate of such Attendance, signed by the Commanding Officer of such Regiment or Battalion, had been transmitted to the Collector of Excise for the District in which such County, County of a City, or County of a Town, to which such Regiment or Battalion shall belong is situate, according to the Directions of this Act; any thing contained in this Act to the contrary notwithstanding.

If Militia not called out to annual Exercise, Subalterns still entitled to Allowance.

XVI. And be it further enacted, That upon such Certificate as aforesaid of such Justice of the Peace and Commanding Officer as aforesaid, or where any Regiment or Battalion shall not have been called out to their annual Exercise as aforesaid, upon Certificate of any such Justice of the Peace only being produced to or received by the respective Collectors, it shall and may be lawful for such Collectors and they are hereby authorized and required to pay to the said Subaltern Officers and Assistant Surgeons the annual Allowance above mentioned, in addition to their Pay, without any Deduction

Allowances paid without Deductions.

whatsoever, out of any publick Monies in their Hands; all which Monies so paid by such Collectors shall be allowed them in their Accounts; the Certificates before mentioned to be by them preserved and produced as Vouchers for the Payments from time to time made by them in pursuance of this Act.

Subalterns not attending when called upon.

Penalty.

XVII. And be it further enacted, That the Subaltern Officers and Assistant Surgeons of the said Militia, entitled or claiming to be entitled to the Benefits of this Act, shall at all times be liable to serve in the respective Regiments or Battalions to which they belong, whenever the same shall be embodied or called out upon actual Service; and in case of Neglect or Refusal to attend when called upon, or in case any Subaltern Officer or Assistant Surgeon shall a Second time neglect or refuse to attend and perform his Duty at the annual Exercise as before directed, each and every such Subaltern Officer or Assistant Surgeon shall forfeit his and their Claim to the said annual Allowance, and every Part thereof, in all times to come and shall also be considered as having resigned and vacated his and their Commission and Commissions to all Intents and Purposes whatsoever.

Allowance paid by Collectors on Production of Certificates;

XVIII. And be it further enacted, That the said several annual Allowances shall be paid to the Persons respectively entitled thereto, by the Collectors, upon the Production of the before mentioned several Certificates as soon after the times of the annual Exercise and Training as may be convenient or practicable: Provided always, that nothing in this Act contained shall extend or be construed to extend, to prevent any Subaltern Officer entitled to the Benefit of this Act, from receiving the Pay allowed by Law for his Attendance at such annual Exercise as before mentioned, over and above the said annual Allowance: Provided also, that nothing in this Act shall extend or be construed to extend, to entitle any Subaltern Officer as aforesaid to the said annual Allowance, or any Part thereof, during the time the Regiment or Battalion to which he belongs shall be embodied or called out on actual Service: Provided also, that this Act and the Benefits and Allowances therein contained, shall extend, and be construed to extend, to the Assistant Surgeon of each and every Regiment or Battalion respectively, and also to the respective Numbers of Subaltern Officers in each and every Regiment and Battalion hereinafter respectively specified and no more; that is to say, not exceeding Twenty Subaltern Officers in any Regiment consisting of Ten Companies; not exceeding Eighteen Subaltern Officers in any Regiment, consisting of only Nine Companies; not exceeding Sixteen Subaltern Officers in any Regiment consisting of only Eight Companies; not exceeding Fourteen Subaltern Officers in any Regiment or Battalion consisting of only Seven Companies; and not exceeding Twelve Subaltern Officers in any Regiment or Battalion consisting of only Six Companies.

but not paid while Militia embodied.

Allowances limited to a certain Number.

Continuance.

XXII. And be it further enacted, That this Act shall continue in force until the Twenty fifth Day of March One thousand eight hundred and twelve, and no longer.

[This Act, except the Clauses above inserted, is similar to 50 G. 3. c. 89.]

C A P. XCI.

An Act for discharging certain Arrears of Quit, Crown and Composition Rents, which have been growing due in *Ireland*.

[26th June 1811.]

WHEREAS several Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments in *Ireland*, chargeable with Quit Rents, Crown Rents, Composition Rents or other Chief Rents, payable to His Majesty, his Heirs and Successors, have been for many Years past returned by the Collectors of His Majesty's Revenue in *Ireland* to whom such Rents have been given in charge as not to be found, and such Rents have been constantly returned in Arrear, by means whereof such Arrears do now amount to considerable Sums of Money, and will be great Incumbrances on such Lands, Rectory, Abbey, Priory and Monastery Lands, Tithes, Fairs, Tenements and Hereditaments, in case the same should hereafter be discovered: And whereas it is apprehended that giving an Encouragement to the present Holders of such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments, to discover the same, so as that the growing Rents payable to His Majesty, his Heirs and Successors, may hereafter be punctually paid, will increase His Majesty's Revenue; Be it enacted by the King'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 it shall and may be lawful for every Person and Persons, Bodies Politic and Corporate, at any time before the Twenty fifth Day of *March* which will be in the Year of Our Lord One thousand eight hundred and twenty one, to prefer his, her or their Petition or Petitions, to His Majesty's Court of Exchequer in *Ireland*, thereby setting forth, that all or some of the Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments in *Ireland*, whereof he, she or they is or are seized, is or are subject or liable to some certain Quit Rent, Crown Rent, Composition or other Chief Rent, payable to His Majesty, his Heirs and Successors, which hath not been paid for the Space of Twenty Years next immediately preceding the Twenty ninth Day of *September* in the Year of our Lord One thousand eight hundred and ten, particularly describing in such Petition the Lands liable to the Payment thereof, as well by their present as former Names and Denominations, and thereby submitting to pay all such annual Quit Rent, Crown Rent, Composition Rent or other Chief Rent, which shall become due from and after such time as the said Court of Exchequer shall think fit to order, and praying to have such Lands, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments, discharged of and from all Arrears of such Rent incurred, due to and for such time as the said Court shall think fit, which Petition shall be engrossed on Parchment and signed by the Party or Parties preferring the same, (except in case of a Minor or Lunatic, and in such case by the Guardian or Guardians, Committee or Committees of such Minor or Lunatic) and shall be filed on Record in the Second Remembrancer's Office, and that thereupon an Order shall be made by the said Court, that the Auditor

On Application to Exchequer, Lands discharged of Arrears of Quit and other Rents due to His Majesty incurred previous Sept. 29, 1810.

General or his Deputy or Deputies shall search into the Rent Rolls, Books and Records in his Office, and shall certify to the said Court, by a certain Day to be appointed by the Court whether any such Rent or Rents as is or are mentioned in such Petition or Petitions hath or have been accounted for to His Majesty or his Predecessors, within the Space of Twenty Years next preceding the said Twenty ninth Day of *September* One thousand eight hundred and ten, a Copy of which Order shall be served on the said Auditor General or his Deputy, and on the Solicitor of His Majesty's Rents, Ten Days at the least before the Day appointed for his making such Certificate; and the said Auditor General or his Deputy is hereby required to make such Searches, and to certify to the said Court of Exchequer, whether it appears to him that such Rents have been paid or accounted for to His Majesty or his Predecessors, within the Space of Twenty Years next before the Twenty ninth Day of *September* One thousand eight hundred and ten, and whether it appears to him that any and what Proceedings have been had by or on behalf of His Majesty, for Recovery of such Rent within the said Period; for which Search the Sum of Two Shillings and Six Pence and no more; and for which Certificate the Sum of Six Shillings and Eight Pence and no more; and for Entry of Discharge of such Arrears out of the Rent Roll, the Sum of Three Shillings and Four Pence, and no more, shall be paid to the said Auditor General; and if upon Return of such Certificate, and upon examining into the Truth of the Allegations of such Petition by the said Court of Exchequer, in a summary way, it shall appear to the said Court, that no Quit Rent, Crown Rent, Composition Rent or other Chief Rent payable to His Majesty, his Heirs and Successors, hath been paid for and out of such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments, or hath been accounted for by the Collectors of His Majesty's Revenue for the District wherein such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments lie, within the Term of Twenty Years next before the Twenty ninth Day of *September* One thousand eight hundred and ten, and that no Proceedings have been had by or on behalf of His Majesty, for Recovery of such Rent within the said Twenty Years, then and in such case the said Court of Exchequer is hereby authorized and empowered to make an Order, that the said Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments mentioned in such Petition, and the Persons who from time to time respectively held and enjoyed the same, shall be absolutely freed and discharged of and from all such Rents and Arrears due or in Arrear at any time before the said Twenty ninth Day of *September* One thousand eight hundred and ten; and shall order the said Auditor General to give in charge to the Collector of the District where such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements or Hereditaments lie, such growing Rents as the said Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements or Hereditaments, shall appear to be chargeable with, which shall become due from and after the said Twenty ninth Day of *September* One thousand eight hundred and ten, to the Intent that the same be duly collected for the future, and that such Order shall be an effectual Discharge against His Majesty, his Heirs and Successors, as to such Arrears; and if it shall appear to the said Court

Auditor General
to give in Charge
to Collector
Rents accruing
after Sept. 29,
1810.

Where Proceed-
ings had within

Court of Exchequer in manner aforesaid, that no Quit Rent, Crown Rent, Composition Rent or other Chief Rent payable to His Majesty, his Heirs and Successors, hath been paid for out of such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments, or hath been accounted for to the Collector of His Majesty's Revenue, for the District wherein such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements and Hereditaments lie, within the Term of Twenty Years next before the Twenty ninth Day of *September* One thousand eight hundred and ten, but that Proceedings have been had by or on behalf of His Majesty for Recovery of such Rent within the said Twenty Years, and before the time when any such Petition shall be preferred as aforesaid; then and in such case the said Court of Exchequer is hereby authorized and empowered to make an Order on such Petition, that the said Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements or Hereditaments mentioned in such Petition, and the Persons who from time to time respectively held and enjoyed the same, shall be absolutely freed and discharged of and from all such Rents and Arrears due and in Arrear at any time before the Twenty ninth Day of *September* One thousand eight hundred and four; and shall order the said Auditor General to give in charge to the Collector or Collectors of the District where such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements or Hereditaments do lie, such growing Rents as the said Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements or Hereditaments, shall appear to be charged or chargeable with, which shall become due from and after the said Twenty ninth Day of *September* One thousand eight hundred and four, to the Intent that the same may be duly collected for the future, and that such Order shall be an effectual Discharge against His Majesty, his Heirs and Successors, as to such Arrears.

' II. And whereas it may tend to the Discovery of such Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements or Hereditaments as have been returned by the said Collectors as not to be found as aforesaid, if Persons who shall discover the same, so as to enable His Majesty, his Heirs and Successors, to recover the Rents payable thereout, and Arrears thereof, shall be entitled to a Reward for so doing; Wherefore be it enacted, That any Person or Persons who shall effectually discover any Lands, Rectory, Abbey, Priory, Monastery Lands, Tithes, Fairs, Tenements or Hereditaments, so in arrear of the Quit Rent, Crown Rent, Composition Rent or other Chief Rent payable thereout to His Majesty as aforesaid, and which has been returned by the said Collectors as not to be found as aforesaid, other than the Proprietor or Proprietors, or other Person or Persons, subject to the Payment of such Rent, so as that such Rent or Rents in arrear be recovered, such Person or Persons making such Discovery shall be entitled to One Moiety of such Arrear as shall be recovered; provided that such Moiety shall not exceed the Sum of Twenty Pounds.

Persons not subject to such Rents, making Discovery of Rents in Arrear.

Reward.

C A P. XCII.

An Act to repeal certain Parts of several Acts of the Parliament of *Ireland*, relating to the Tolls on Stage Coaches, carrying above a certain Number of Passengers, and to make other Provisions in lieu thereof. [26th June 1811.]

33 G. 3. (1.)
c. 32. § 17.

WHEREAS by Two several Acts passed in the Parliament of *Ireland*, the One in the Thirty third Year of His present Majesty's Reign, intituled, *An Act to explain and reduce into One Act the several Laws for making, repairing or amending the Turnpike Roads leading from the Town of Naas to the Towns of Maryborough and Balyroan, from the said Town of Maryborough to the City of Limerick, and from the Town of Nenagh to O'Brien's Bridge;* and the other, made in the Thirty eighth Year of His present Majesty's Reign, intituled, *An Act to explain and reduce into One Act the several Laws for making, improving and repairing the Turnpike Road leading from the City of Dublin to Kilcullen Bridge in the County of Kildare, and to the Twenty one Mile Stone Westward of the said Bridge, and for prolonging the Duration of the Act for repairing the Road from Naas to Limerick, and for the further Improvement of the Road from Kilworth Mountain to the City of Cork;* it is enacted, that during the Continuance of the said Acts respectively it shall be lawful for the Persons mentioned in the said Acts respectively to demand and take for every Stage Coach or other Carriage plying for Hire, or conveying Persons for Hire, which shall convey at any one time upon any Part of the Roads in the said Acts respectively mentioned, more than Six Persons withinside, or more than Three Persons besides the Driver and Guard upon the Outside of any such Coach or other Carriage, a Toll or Penalty of Five Shillings for every Horse or other Beast drawing the same, in addition to the Tolls by the said respective Acts directed to be paid: And whereas it is expedient that the said Tolls or Penalties should be repealed, and a more moderate Toll allowed to be taken instead thereof; Be it therefore enacted by the King'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 passing of this Act the said respective Tolls or Penalties of Five Shillings, for every Horse or other Beast of Burthen drawing such Carriage as aforesaid, under the said Provisions of the said recited Acts, shall be, and the same are hereby respectively repealed, and shall cease and determine and be no longer payable.

Penalty of 5s.

repealed.

Additional Tolls.

II. And be it further enacted, That, from and after the passing of this Act, and during the Continuance of the said recited Acts, it shall be lawful for the several Persons in the said recited Acts severally and respectively mentioned, or their Assigns, to demand and take by such Person or Persons as they shall authorize thereto at each and every Paygate in the said Acts respectively mentioned, for every Stage Coach or other Carriage plying for Hire or conveying Persons for Hire, upon any Part of the Roads in the said Acts respectively mentioned, the Sum of Four Pence for every Horse or other Beast drawing such Coach or other Carriage, in addition to the Tolls by

the said Acts directed to be paid, every time such Coach or other Carriage shall pass through any of the said Gates: Provided always, that such Additional Toll shall not be deemed to extend to Waggon or other Carriages with broad Wheels in the said recited Acts or either of them mentioned and specified. Proviso.

C A P. XCIII.

An Act for granting additional Duties of Customs on Fir Timber, of certain Dimensions, of the Growth of *Norway* imported into *Great Britain*. [26th June 1811.]

‘ WHEREAS it is expedient that additional Duties of Customs should be imposed upon Fir Timber of certain Dimensions of the Growth of *Norway*, and imported directly from thence into *Great Britain*;’ Be it therefore enacted by the King’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 *August* One thousand eight hundred and eleven, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, the several additional Permanent and Temporary or War Duties of Customs on Fir Timber of the Growth of *Norway*, and imported directly from thence into *Great Britain*, being Eight Inches Square, and not exceeding Ten Inches Square, as the same are respectively inserted, described and set forth in Figures in the Table hereunto annexed, marked A. and that there shall be paid or allowed on the Exportation of such Fir Timber, the several Drawbacks of the said Duties of Customs as the same are also respectively inserted, described and set forth in Figures in the said Table marked A. Duties
Drawbacks.

II. And be it further enacted, That the additional Duties hereby imposed may be secured by Bond under the Regulations of an Act passed in the Forty third Year of the Reign of His present Majesty, intituled, *An Act for permitting certain Goods imported into Great Britain, to be secured in Warehouse without Payment of Duty*. Duties bonded
under 43 G. 3.
c. 132.

III. And be it further enacted, That so much of the said additional Duties of Customs hereby imposed, as fall under the Title or Description of Temporary or War Duties, shall be paid and payable during the Continuance of the present War, and for Six Months after the Ratification of a Definitive Treaty of Peace. War Duties how
long payable.

IV. Provided always, and be it further enacted, That the said additional Duties of Customs shall be charged and payable on any Timber enumerated or described in the said Table hereunto annexed, marked A. which having been warehoused or otherwise secured under the Authority of any Act of Parliament without Payment of Duty, shall be taken out of any such Warehouse or Place where the same shall have been lodged or secured, for the Purpose of being used or consumed in *Great Britain*, after the said First Day of *August* One thousand eight hundred and eleven, notwithstanding such Timber may have been imported into *Great Britain* before the said First Day of *August* One thousand eight hundred and eleven. Duties payable
on Timber taken
out of Ware-
house.

V. And be it further enacted, That the said additional Duties of Customs and Drawbacks of Duties of Customs hereby imposed and allowed shall be managed, ascertained, raised, levied, collected, an- How Duties and
Drawbacks
levied and paid.

swered, paid, recovered and allowed in such and the like manner, and by the same Means, Ways and Methods as any Duties of Customs of a like nature are managed, ascertained, raised, levied, collected, answered, paid, recovered and allowed, and under and subject to the several Powers, Conditions, Rules, Regulations, Restrictions, Penalties and Forfeitures now in force in relation to, or made for securing the Revenue of Customs in *Great Britain*; and all Pains, Penalties, Fines or Forfeitures for any Offence whatever committed against or in Breach of any Act or Acts of Parliament in force on or immediately before the passing of this Act, made for securing the Revenue of Customs, or for the Regulation and Improvement thereof, and the several Clauses, Powers and Directions therein contained, shall be in full Force and Effect, as to the said Duties and Drawbacks, as fully and effectually to all Intents and Purposes as if they were at large repeated and re-enacted in this Act.

Application of
Permanent
Duties.

VI. And be it further enacted, That all Monies arising from time to time from such of the said Duties hereby imposed, as fall under the Description of Permanent Duties, (the necessary Charges of raising and accounting for the same respectively excepted) shall from time to time be paid into the Receipt of His Majesty's Exchequer at *Westminster*, and shall be appropriated and applied in the same manner as the Duties called the Permanent Duties, imposed by an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, *An Act for repealing the several Duties of Customs chargeable in Great Britain, and for granting other Duties in lieu thereof*, are respectively directed to be appropriated and applied.

49 G. 3. c. 98.

VII. And whereas it is expedient that the Temporary or War Duties granted by this Act should be applied towards defraying any Services voted by the Commons of the United Kingdom in Parliament assembled; Be it therefore enacted, That the additional Temporary or War Duties granted by this Act shall be appropriated and applied from time to time to such Services as shall be voted by the Commons of the United Kingdom in Parliament assembled, for the Service of the Year One thousand eight hundred and eleven, or shall be voted by the said Commons for the Service of any subsequent Year; and the Commissioners of His Majesty's Treasury now or for the time being, or any Three or more of them, or the High Treasurer for the time being, are or is hereby authorized and empowered to issue and apply the same accordingly.

Application of
War Duties.

51 G. 3. c. 43.

VIII. And whereas it is expedient that the Drawback allowed by an Act passed in the present Session of Parliament, intituled, *An Act for altering the Time at which the additional Duties of Customs imposed by an Act of the last Session of Parliament on certain Species of Wood were to have taken place; and for granting a Drawback upon Deals and Timber used in the Mines of Tin, Copper and Lead, in the Counties of Cornwall and Devon, on Fir Timber used and employed in any of the Mines of Tin, Lead or Copper in the Counties of Devon or Cornwall, should be increased in Proportion to the additional Duties of Customs imposed by this Act on Fir Timber;* Be it therefore enacted, That in Addition to the Drawback allowed by the said recited Act passed in the present Session of Parliament, of Part of the Duties of Customs paid on the Importation of Fir Timber of the Growth of *Norway*, and imported directly from thence, being Eight Inches Square, and not exceeding Ten

§ 3.

Drawback
allowed on Fir
Timber used in
Mines of Devon
and Cornwall.

Inches

Inches Square, used and employed in the Tin, Lead or Copper Mines, in the Counties of *Devon* or *Cornwall*, there shall also be paid and allowed a Drawback of the Duties of Customs imposed by this Act on the Importation into *Great Britain* of any such Timber, which shall have been so used and employed as aforesaid, and on which the Duties granted by this Act shall have been paid: Provided always, Proviso. that the additional Drawback so granted and allowed as aforesaid, shall be paid and allowed on the same Conditions, and shall be subject in every respect to the same Rules, Regulations and Restrictions, Securities and Penalties, as the Drawback on Fir Timber granted by the said recited Act passed in the present Session of Parliament is paid and allowed.

TABLE to which this Act refers.

Table A.

A TABLE of ADDITIONAL DUTIES of CUSTOMS payable on FIR TIMBER, of the Growth of Norway, imported into Great Britain.	Permanent.		Temporary or War Duty.
	Duty.	Drawback.	
	£ s. d.	£ s. d.	£ s. d.
FIR TIMBER, of the Growth of Norway, and imported directly from thence, Eight Inches Square, and not exceeding Ten Inches Square, imported in a British-built Ship, the Load containing Fifty Cubic Feet - - - - -	1 2 6	— 15 —	— 13 8
Not imported in a British-built Ship, the Load containing Fifty Cubic Feet - (See the Act to which this Table is annexed.)	1 4 —	— 15 —	— 14 4

C A P. XCIV.

An Act to continue, until the Twenty ninth Day of July One thousand eight hundred and thirteen, an Act of the last Session of Parliament, intituled, *An Act to extend and amend the Term and Provisions of an Act of the Thirty ninth and Fortieth Year of His present Majesty, for the better Preservation of Timber in the New Forest; and for ascertaining the Boundaries of the said Forest, and the Lands of the Crown within the same.* [26th June 1811.]

WHEREAS an Act passed in the Thirty ninth and Fortieth Year of His present Majesty, intituled, *An Act for the better Preservation of Timber in the New Forest in the County of Southampton; and for ascertaining the Boundaries of the said Forest and of the Lands of the Crown within the same: And whereas the Powers and Provisions of an Act passed in the last Session of Parliament, intituled, An Act to extend and amend the Term and Provisions of an Act of the Thirty ninth and Fortieth Year of His present*

39 & 40 G. 3. c. 86.

50 G. 3. c. 116.

present Majesty, for the better Preservation of Timber in the New Forest in the County of Southampton; and for ascertaining the Boundaries of the said Forest, and of the Lands of the Crown within the same, will expire on the Twenty eighth Day of July One thousand eight hundred and eleven; and it is expedient to continue the same for a further Period; Be it therefore enacted by the King'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 all and every the Powers and Provisions of the said last recited Act shall continue and be in force for Two Years, to be computed from the said Twenty eighth Day of July One thousand eight hundred and eleven.

continued for
Two Years.

C A P. XCV.

An Act to explain and amend certain Laws of Excise respecting the Duties on Estates and Goods sold by Auction; the allowing Dealers to roast their own Coffee on certain Conditions; and to the Water Mark of the Year on Paper intended for Exportation. [26th June 1811.]

19 G. 3. c. 56.

§ 11.

WHEREAS by an Act made in the Nineteenth Year of the Reign of His present Majesty King George the Third, among other things, for altering, amending and enforcing so much of an Act made in the Seventeenth Year of the Reign of His present Majesty as relates to the collecting the Duties on Estates and Goods sold by Auction, it is enacted, That if any Sale by Auction of any Estate, Goods or Chattels, shall be rendered void by reason that the Person for whose Benefit the same was sold had no Title to the same, or no Right to dispose thereof, it shall and may be lawful for the Auctioneer who paid the Duty for the thing so sold, or for the Person for whose Benefit the same was so sold, to lay his, her or their Complaint before the Commissioners of Excise or Justices of the Peace within whose Jurisdiction respectively such Sale was made; and the said Commissioners of Excise or Justices of the Peace respectively, upon such Complaint to them made, shall and are required to hear and determine all such Complaints, and upon due Proof to relieve the Party so complaining of so much of his, her or their respective Payments as shall be made out before them to have been over paid: And whereas for the more effectual Relief of the Party so complaining, it is expedient to make the Provision hereinafter mentioned; Be it therefore enacted by the King'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 such Commissioners or Justices of the Peace respectively, before whom any such Complaint shall have been so laid, and by whom the same shall have been so determined, and such Relief given or granted, shall and they the said Commissioners and Justices of the Peace respectively are hereby authorized and required to grant their Warrant, directed to the proper Collector of Excise, authorizing and requiring him to allow and pay to the Party so complaining and relieved, out of the Duties on Sales at Auction which shall next come to the Hands

In what case
Commissioners
of Excise or
Justices to grant
Warrants to
Collectors to
pay Complainant
Sums proved to
have been over
paid.

of such Collector, the full Amount of such Payment as shall be so made out before them, the said Commissioners or Justices respectively, to have been overpaid.

‘ II. And whereas Doubts have arisen whether by an Act made in the Forty ninth Year of the Reign of His present Majesty King George the Third, intituled, *An Act for allowing Dealers to roast their own Coffee on certain Conditions*, the Powers and Authorities given or granted to the Commissioners for the Inland Duties upon Coffee for the time being, by an Act made in the Tenth Year of the Reign of His late Majesty King George the First, to provide Houses for the Roasting of Coffee, and to appoint Officers for attending the same, and Persons well skilled in the roasting of Coffee to attend at each such Roasting House for that Purpose, are not repealed: Now, to obviate and remove all such Doubts, be it declared and enacted, That none of the said recited Powers and Authorities, or any other Powers or Authorities given or granted to the said Commissioners by the said Act made in the said Tenth Year of the Reign of His said late Majesty King George the First, relating to Houses for the roasting of Coffee, or to the Money payable for the roasting of Coffee at any such Houses, are by the said Act made in the Forty ninth Year of the Reign of His said present Majesty repealed: Provided always nevertheless, that nothing hereinbefore contained shall extend or be deemed or construed to extend to repeal or alter any of the Provisions of the said Act relating to Sellers of or Dealers in Coffee being at Liberty to roast his, her or their own Coffee under, subject and according to the Rules and Regulations in the said Act made in the Forty ninth Year of His present Majesty in that behalf mentioned, or to forfeit any Coffee roasted, burnt or dried under or according to the said Rules and Regulations of the said Act, in any Place, other than in some one of the Houses provided as in the said Act of the Tenth Year of His said late Majesty King George the First is mentioned; any thing in this or any other Act or Acts of Parliament contained to the contrary in any wise notwithstanding.

‘ III. And whereas by Two Clauses in an Act made in the Thirty fourth Year of the Reign of His present Majesty King George the Third, intituled, *An Act for repealing the Duties on Paper, Pasteboard, Millboard, Scaleboard and Glazed Paper, and for granting other Duties in lieu thereof*; it is, among other things, provided, that nothing in that Act contained should extend or be deemed or construed to extend to entitle any Person or Persons whatever to any such Drawback, as is in the said Act in that behalf mentioned, for or in respect of any such printed Books; or for or in respect of any such ruled Account Books as are therein in that behalf respectively mentioned, unless the Paper thereof respectively should have visible in the Substance thereof a Mark commonly called *A Water Mark*, of the Date of the then present Year of our Lord in the following Figure, 1794, or in like manner of some subsequent Year of our Lord: And whereas by another Clause in the said Act it was enacted, that if any Printer, Bookseller or other Person should in any Package or Parcel of Books intended for Exportation on Drawback put or pack up any Book or Books, the Paper whereof should not have visible in the Substance thereof such Water Mark as aforesaid, then and in such case all and every such Package or Parcel, and all the Books of every Kind therein contained, should be forfeited, and the same should and might be seized by any Officer

49 G. 3. c. 80.

10 G. 1. c. 10.

Certain Powers
of 10 G. 1. c. 10.
not repealed by
49 G. 3. c. 80.

Provido.

34 G. 3. c. 20.

§ 31.

§ 34.

§ 32.

§ 40.

‘ or Officers of the Customs or Excise : And whereas by another
 ‘ Clause in the said Act it is also provided, that nothing in that Act
 ‘ contained should extend or be deemed or construed to extend to
 ‘ entitle any Person or Persons whatever to any such Drawback or Al-
 ‘ lowance as is in the said Act in that behalf mentioned, for or in
 ‘ respect of any such Paper used in the printing any such Bibles,
 ‘ Testaments, Psalm Books, Books of Common Prayer, Confession
 ‘ of Faith, or the larger or shorter Catechism as therein mentioned,
 ‘ unless the said Paper should have visible in the Substance thereof a
 ‘ Mark commonly called *A Water Mark*, of the Date of the then
 ‘ present Year of our Lord, in the following Figures, 1794, or of
 ‘ some subsequent Year of our Lord : And whereas it is expedient
 ‘ to repeal the said recited Clauses of the said Act :’ Be it therefore
 enacted, That the said recited Clauses shall be and the same are hereby
 repealed.

repealed,

C A P. XCVI.

An Act to extend the Powers vested in the Commissioners of
 the Customs of restoring Vessels and Goods seized, to Seizures
 made by virtue of any Acts relating to the Department of the
 Customs. [26th June 1811.]

87 G. 3. c. 32.

§ 25.

‘ **W**HEREAS by an Act passed in the Twenty seventh Year of
 ‘ the Reign of His present Majesty, intituled, *An Act for*
 ‘ *making further Provisions in regard to such Vessels as are particularly*
 ‘ *described in an Act made in the Twenty fourth Year of the Reign of*
 ‘ *His present Majesty, for the more effectual Prevention of Smuggling in*
 ‘ *this Kingdom, and for extending the said Act to other Vessels and*
 ‘ *Boats not particularly described therein ; for taking off the Duties on*
 ‘ *Flasks in which Wine or Oil is imported ; for laying an additional*
 ‘ *Duty on foreign Geneva imported ; for taking off the Duty on Ebony,*
 ‘ *the Growth of Atrica, imported into this Kingdom ; and for amending*
 ‘ *several Laws relative to the Revenue of Customs ; the Commis-*
 ‘ *sioners of the Customs in England and Scotland respectively are*
 ‘ authorized to direct, under the Circumstances and on the Terms and
 ‘ Conditions therein mentioned, any Goods or Commodities whatever,
 ‘ or any Ships, Vessels, Boats, Horses, Cattle or Carriages which
 ‘ shall have been seized as forfeited by virtue or in pursuance of any
 ‘ Act or Acts of Parliament relating to the Revenue of Customs, to
 ‘ be restored to the Proprietor or Proprietors : And whereas Doubts
 ‘ have arisen whether the Powers and Authorities so vested in the said
 ‘ Commissioners extend to authorize the Delivery of Goods and Com-
 ‘ modities, Ships, Vessels, Boats, Horses, Cattle or Carriages that
 ‘ may have been seized as forfeited by any Officer or Officers of the
 ‘ Customs, or other Person or Persons being duly authorized to make
 ‘ such Seizures by virtue and in pursuance of any other Act or Acts
 ‘ of Parliament : And whereas it is expedient, in order to obviate such
 ‘ Doubts, and to prevent the Delay, Inconvenience and Expence that
 ‘ would be occasioned by the Detention of Vessels or Goods seized
 ‘ under Circumstances wherein it would be just and reasonable that
 ‘ Relief should be afforded, that the Powers and Authorities so vested
 ‘ in the Commissioners of the Customs in *England and Scotland* respec-
 ‘ tively should extend and be construed to extend to authorize the
 ‘ Commissioners of the Customs in *England and Scotland*, according
 ‘ to their respective Jurisdictions, to order any Goods or Commodities
 ‘ whatever, or any Ships, Vessels, Boats, Horses, Cattle or Carriages,
 ‘ which

' which shall have been seized as forfeited by any Officer or Officers
 ' of the Customs, or by any other Person or Persons who by virtue
 ' and under the Authority of any Act or Acts of Parliament made
 ' for the Protection of Trade, the Benefit of Commerce, or for
 ' the encouraging and encreasing of Shipping and Navigation, or in
 ' any respect relating to the Department of the Customs, to be
 ' restored to the Proprietor or Proprietors on the Terms and Con-
 ' ditions hereinafter mentioned; Be it therefore enacted by the King'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 all
 the Powers and Authorities vested in the Commissioners of the Customs
 in *England* and *Scotland* respectively by the said recited Act passed in
 the Twenty seventh Year of the Reign of His present Majesty, by
 virtue of which the Commissioners of the Customs in *England* for the
 time being, or any Four or more of them, or the Commissioners of
 the Customs in *Scotland* for the time being, or any Three or more of
 them, are authorized to direct any Goods or Commodities whatever,
 or any Ships, Vessels, Boats, Horses, Cattle or Carriages seized as
 forfeited by virtue and in pursuance of any Act or Acts relating to
 the Revenue of Customs, to be restored to the Proprietor or Pro-
 prietors, on the Proof and on the Terms and Conditions in the said
 Act mentioned, shall extend and be construed to extend to authorize
 the Commissioners of the Customs in *England* for the time being,
 or any Four or more of them, or the Commissioners of the Customs in
Scotland for the time being, or any Three or more of them, according
 to their respective Jurisdictions, to order any Goods or Commodities
 whatever, or any Ships, Vessels, Boats, Horses, Cattle or Carriages
 that shall have been or shall be seized as forfeited either by any Officer
 or Officers of the Customs, or by any other Person or Persons what-
 soever by virtue or in pursuance of any Act or Acts of Parliament
 made for the Protection of Trade, the Benefit of Commerce, or the
 encouraging and increasing of Shipping and Navigation, or by virtue
 and in pursuance of any other Act or Acts of Parliament in any
 respect relating to the Department of the Customs, to be restored to
 the Proprietor or Proprietors, whether such Goods or Commodities,
 Ships, Vessels, Boats, Horses, Cattle or Carriages shall have been
 seized as forfeited in *Great Britain* or on the High Seas, or in any
 other of His Majesty's Dominions, Colonies, Settlements or Planta-
 tions, in case Evidence shall be given to the Satisfaction of the said
 Commissioners, according to their respective Jurisdictions, that the
 Forfeiture arose without any Design of Fraud in the Proprietor or
 Proprietors of such Goods or Commodities, Ships, Vessels, Boats,
 Horses, Cattle or Carriages; and also, in case the Seizure shall have
 been made by any such Officer or Officers, or other Person or Persons
 as aforesaid in any of His Majesty's Colonies, Settlements or Planta-
 tions, or on the High Seas, and it shall be made appear to the Sa-
 tisfaction of the Commissioners of the Customs in *England* for the time
 being, or any Four or more of them, that such Seizure was occasioned
 by the Proprietor or Proprietors of any such Goods or Commodities,
 Ships, Vessels, Boats, Horses, Cattle or Carriages having acted in
 conformity with any Orders or Directions which the Governor or
 Chief Officer of any such Colony, Settlement or Plantation shall have
 deemed it expedient on any particular Emergency to issue.

Certain Powers
 vested in Com-
 missioners of
 Customs by re-
 cited Act to
 extend to Sei-
 zures under any
 other Act.

Proviso.

Seizures re-
stored to Pro-
prietors on such
Conditions as
Commissioners
shall direct, &c.

II. And be it further enacted, That in any case wherein the said Commissioners of the Customs in *England* and *Scotland* respectively shall exercise the Powers hereby vested in them, such Goods or Commodities, Ships, Vessels, Boats, Horses, Cattle or Carriages shall be restored to the Proprietor or Proprietors in such manner and on such Terms and Conditions as under the Circumstances of the case shall appear to the said Commissioners in *England* and *Scotland* respectively to be reasonable, and as they shall think fit to direct; and if the said Proprietor or Proprietors shall comply with the Terms and Conditions prescribed by such Commissioners in *England* and *Scotland* respectively, it shall not be lawful for the Officer or Officers of the Customs, or any other Person or Persons as aforesaid who shall have seized such Goods or Commodities, Ships, Vessels, Boats, Horses, Cattle or Carriages, or any other Person or Persons whatever on his or their behalf, to proceed in any manner for the Condemnation thereof; but if such Proprietor or Proprietors shall not comply with the Terms and Conditions prescribed by the said Commissioners respectively, such Officer or Officers, Person or Persons, shall be at Liberty, and is and are hereby authorized to proceed for the Condemnation of such Goods or Commodities, Ships, Vessels, Boats, Horses, Cattle or Carriages, as if this Law had not been made: Provided always, that if such Proprietor or Proprietors shall accept the Terms and Conditions prescribed by the said Commissioners of the Customs respectively, such Proprietor or Proprietors shall not have or be entitled to any Recompence or Damage on account of the Seizure or Detention of such Goods or Commodities, Ships, Vessels, Boats, Horses, Cattle or Carriages, or have or maintain any Action whatever for the same; any Law, Custom or Usage to the contrary notwithstanding.

Provido.

C A P. XCVII.

An Act to regulate the Trade between Places in *Europe* South of *Cape Finisterre*, and certain Ports in the *British Colonies* in *North America*. [26th June 1811.]

49 G. 3. c. 47.

WHEREAS it is expedient that an Act passed in the Forty ninth Year of the Reign of His present Majesty, intituled, 'An Act to permit certain Articles, the Growth, Production or Manufacture of Europe, to be laden and shipped on board Ships arriving with British North American Produce, and Fish taken by Settlers in the British North American Colonies, at any Port of Europe, in order to be exported to the principal Ports in the British Colonies and Plantations in North America, should be repealed, and other Provisions should be made for the Encouragement of the said Trade: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 passing of this Act, the said recited Act shall be and the same is hereby repealed.

repealed.

Direction for
Shipping certain
Produce South
of Cape Finis-
terre for Export-
ation direct to

II. And be it further enacted, That, from and after the passing of this Act, any Fruit, Wine, Oil, Salt or Cork, the Produce of any Part of *Europe* South of *Cape Finisterre*, may be shipped and laden in any Port or Place of *Europe* South of *Cape Finisterre*, for
Export-

Exportation, direct to any of the several Ports hereinafter mentioned ; that is to say, the Port of *Saint John's* in the Province of *New Brunswick*, *Saint John's* in the Island of *Newfoundland*, *Quebec* in the Province of *Canada*, *Sydney* in the Island of *Cape Breton*, *Halifax* and *Shelburn* in the Province of *Nova Scotia*, and *Charlotte Town* in *Prince Edward's Island*, all in *North America*, on board of any *British* Ship or Vessel owned, navigated and registered according to Law, which shall have arrived at any Port or Place in *Europe* South of *Cape Finisterre*, with Articles of the Growth or Produce of the said Colonies, or with Fish taken and cured by His Majesty's Subjects carrying on the Fisheries from any of the said Colonies or Plantations, or from any Part of the United Kingdom, or with any of the Goods or Commodities hereinafter mentioned from the Province of *Canada*, whether such Goods and Merchandize shall be the Growth or Produce of the Province of *Canada*, or shall have been brought into the said Province by Land or Inland Navigation.

certain Ports of British Colonies in North America.

III. And be it further enacted, That the Articles aforesaid, the Produce of any Part of *Europe* South of *Cape Finisterre*, shall, before the Importation thereof into any of the several Ports before enumerated, be subject and liable to the Payment of such Duties as Goods of the like Denomination or Description are subject and liable to, upon being imported into any of the said several Ports from *Great Britain*, and no other or higher Duties; any thing in any Act or Acts of Parliament to the contrary thereof notwithstanding.

Duties.

IV. And be it further enacted, That the Merchant or other Person exporting any Cargo from any Port in the Provinces of *Nova Scotia* or of *New Brunswick*, for any Port of *Europe* South of *Cape Finisterre*, under this Act, shall make Oath at the Port of Shipment in those Provinces before the Chief Officer of the Customs at such Port, or before the Naval Officer in Command at such Port, which Oath such Officer of the Customs or Naval Officer is hereby authorized to administer, that the Cargo so shipped is the Growth and Produce of the said Provinces, or the Produce of the *British* Fisheries in *North America*, really and *bona fide* taken and cured by His Majesty's Subjects carrying on the said Fisheries from some of the said Colonies or Plantations, and such Officer of the Customs or Naval Officer at such Port of Shipment shall certify such Oath under his Hand, which Certificate shall be produced by the Master or other Person having the Charge or Command of the Ship or Vessel on board of which any such Cargo is shipped, on his Arrival at the Port in *Europe* within the Limits aforesaid to which such Cargo shall be consigned, or to which such Ship or Vessel shall go for the Delivery of the Cargo; and the Master or other Person having or taking the Charge or Command of such Ship or Vessel shall make Oath before the *British* Consul there resident, or if there shall be no *British* Consul there resident, then before Two known *British* Merchants there resident, (which Oath he or they are hereby authorized and required to administer) that the Certificate so produced was the Certificate of the Officer of the Customs or Naval Officer whose Name it bears, and was duly signed by him.

Exporter of Cargo from Nova Scotia, &c. to any Port South of Cape Finisterre to make Oath to certain Particulars, &c.

V. And be it further enacted, That it shall be lawful to export from *Canada*, in a *British*-built Ship, owned, navigated and registered according to Law, into any Port of *Europe* within the Limits aforesaid, the several Articles hereinafter mentioned, without any Oath being

Exportation of Wheat, &c. from Canada into any Port of Europe within

Limits aforesaid, &c.
Certificate of Growth produced by Master.

being required of their being the Growth or Produce of the said Province, or any Certificate being required of the Country from whence they came; that is to say, Wheat, Flour, Pease, Beans, Oats, Barley, *Indian* Corn, Rye, White Oak Staves and Heading dressed or undressed, Hoops, Pine Plank and Boards; and the Master or other Person having Charge of any such *British*-built Ship or Vessel laden with any of the said Articles, and exporting the same from *Canada* to any Port of *Europe* within the Limits aforesaid, shall only be required to produce a Certificate from the Chief Officer of the Customs, or the Naval Officer in Command at *Quebec*, that the said Articles were either the Growth of or brought into *Canada* conformably to the Regulations established by Law in the said Province (if any) by Land or Inland Navigation, from Countries bordering thereon; and which Certificate such Officer of the Customs or Naval Officer is hereby authorized and required to grant upon satisfactory Proof being made upon Oath or otherwise (which Oath he is authorized to administer) and the Authenticity of such Certificate shall be sworn to in manner aforesaid, by the Master or other Person having the Charge of such Ship or Vessel at the Port of Delivery in *Europe*, within the aforesaid Limits.

Before Shipment of Fish for Exportation from *Canada*, Oath that they are the Produce of the *British* American Fisheries.

VI. And be it further enacted, That before the Shipment on board any such *British*-built Ship or Vessel, of any Pickled Fish, or Dry Fish, for the Purpose of Exportation from *Canada*, to any Port of *Europe* within the Limits aforesaid, the Person in whose Possession the same has continued from the time of its being landed from the Fishing Vessel employed in the taking it, until the same shall be shipped for Exportation, shall make Oath before the Chief Officer of the Customs, or the Naval Officer in Command at *Quebec* (who shall be authorized to administer such Oath), that the same was the Produce of the *British* American Fisheries, really and *bona fide* taken and cured by His Majesty's Subjects carrying on the said Fisheries from some of the said Colonies or Plantations, and on such Oath being taken at *Quebec*, the said Officer of the Customs or Naval Officer shall grant Certificate thereof signed with his Hand, which Certificate only the Master or other Person having Charge of such Ship or Vessel shall be required to produce at the Port of Delivery in *Europe* within the Limits aforesaid, and shall make Oath of the Authenticity of such Certificate in manner aforesaid.

Forfeitures how recovered and applied.

VII. And be it further enacted, That any Ship or Vessel, or any Goods, Wares or Merchandize, subject to Forfeiture under the Provisions of this Act, shall and may be seized by any Officer or Officers of the Customs in the said Colonies or Plantations respectively, or by the Commander of any of His Majesty's Ships or Vessels of War; and the same shall and may be prosecuted, sued for, recovered and divided in the same Manner and Form, and by the same Rules and Regulations in all respects, as far as the same are applicable, as any other Forfeiture imposed by any Act or Acts made for the Security of the Revenue, or for the Regulation or Improvement thereof, or for the Regulation of Trade or Navigation, and which were in force on or immediately before the passing of this Act, may be prosecuted, sued for, recovered and divided, in any *British* Colony or Plantation in *America*.

C A P. XCVIII.

An Act to indemnify such Persons in the United Kingdom as have omitted to give Securities and to register Memorials thereof, under an Act of the last Session of Parliament, and for extending the times limited for those Purposes respectively, until Two Months after the Commencement of the next Session of Parliament. [26th June 1811.]

WHEREAS divers Persons who, by reason of their Appointments to or holding of certain Offices or Employments, or Commissions Civil or Military, in any Publick Department, or of Publick Trust, or who, by reason of being concerned in the Collection, Receipt, Disbursement or Expenditure of any Publick Money, or otherwise, are or may be required or bound, under the Provisions of an Act passed in the Fiftieth Year of His present Majesty, intituled, *An Act to regulate the taking of Securities in all Offices in respect of which Security ought to be given; and for avoiding the Grant of all such Offices, in the Event of such Security not being given within a time to be limited after the Grant of such Office, to give any such Security, or to register any such Memorial as is mentioned in that Act, or to give Notice of the Death of any Surety, or, upon the Death of any such Surety, to give Security of another Surety, and to register a Memorial of the Security of such new Surety according to the Directions of that Act, have, through Ignorance of the Law, Absence, or some unavoidable Accident, omitted or may omit to give such Securities and to cause such Memorials thereof to be duly registered, or to give Notice of the Death of any Surety as aforesaid, within such time and in such manner as in and by the said Act is required, whereby they have incurred, or may be in Danger of incurring divers Penalties and Disabilities; For preventing any Inconveniences that might otherwise happen by means of such Omissions, be it enacted by the King'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 all and every Person or Persons who at or before the passing of this Act hath or have omitted, or shall have omitted, or shall after the passing of this Act omit to give such Security, and to cause such Memorial thereof to be duly registered, in such manner, as in and by the said recited Act is required, or to give Notice of the Death of any such Surety as aforesaid, and who after being appointed to and accepting any such Office, Place or Employment, or undertaking any thing, on account of which such Security ought to have been or ought to be given, and such Memorial thereof registered at any time before the passing of this Act, hath or have given such Security, and registered such Memorial, or given such Notice, or who at any time before the Expiration of Two Months from the Commencement of the next Session of Parliament, shall give such Security, and register such Memorial, or give such Notice as aforesaid, in such cases, in such manner, and at or in such Place or Places as are appointed in and by the said recited Act, shall be and are hereby indemnified, freed and discharged from and against all Penalties, Forfeitures, Incapacities and Disabilities incurred or to be incurred for or by reason of any Neglect or Omission of giving any such Security, or registering any such Memorial, or giving any such*

50 G. 3. c. 85.

In what case Persons required by recited Act to give Securities who have omitted to do so, or to register Memorials thereof, indemnified.

Notice

Notice according to the above mentioned Act; and such Person and Persons is and are, and shall be fully and actually recapacitated and restored to the same State and Condition as he, she or they were in before such Neglect or Omission; and that all Acts done or to be done by any such Person or Persons, or by Authority derived from him, her or them, are and shall be of the same Force and Validity, as the same or any of them would have been, if such Person or Persons respectively had given such Security, and registered such Memorial, or given such Notice according to the Directions of the said Act.

Such Securities and Memorials to be given to and registered by the proper Persons.

II. Provided always, and be it further enacted, That all such Securities and Memorials shall and may be given and registered to and by the same Officers and Persons in the same manner, and under the like Rules, Regulations and Provisions, within the extended Period allowed by this Act, for the giving or registering thereof respectively, as if such Securities had been given and such Memorials registered within the respective Periods limited for those Purposes in the said recited Act.

General Issue.

III. And be it further enacted, That in case any Action, Suit, Bill of Indictment or Information, shall, from and after the passing of this Act, be brought, carried on or prosecuted, against any Person or Persons hereby meant or intended to be indemnified, recapacitated or restored, for or on account of any Forfeiture, Penalty, Incapacity or Disability whatsoever, incurred or to be incurred by any such Neglect or Omission, such Person or Persons may plead the General Issue, and upon their Defence give this Act and the Special Matter in Evidence upon any Trial to be had thereupon.

C A P. XCIX.

An Act for removing Doubts as to the registering of certain Property purchased or sold under the Land Tax Redemption Act, in Right of which Persons may claim to vote at Elections of Members to serve in Parliament.

[26th June 1811.]

42 G. 3. c. 116.

WHEREAS by an Act passed in the Forty second Year of His present Majesty, intituled, *An Act for consolidating the Provisions of the several Acts passed for the Redemption and Sale of the Land Tax, into One Act, and for making further Provision for the Redemption and Sale thereof; and for removing Doubts respecting the Right of Persons claiming to vote at Elections for Knights of the Shire, and other Members to serve in Parliament, in respect of Messuages, Lands or Tenements, the Land Tax upon which shall have been redeemed or purchased, Purchasers of Land Tax charged upon Manors, Messuages, Lands, Tenements and Hereditaments, are by virtue of that Act adjudged, deemed and taken to be in the actual Seizin and Possession of yearly Rents or Sums, as Fee Farm Rents, equal in Amount to the Land Tax so purchased by them, to be issuing and payable out of the Manors, Messuages, Lands, Tenements and Hereditaments whereon the Land Tax so purchased was charged: And whereas no Person is allowed by Law to vote for electing any Member of Parliament, in respect of any Annuity, Fee Farm Rent or Rent Charge, without the same being first duly registered in manner directed by Law: And whereas Doubts have arisen*

§ 154.

arisen whether any Person can vote at an Election for a Member of Parliament in respect of any Land Tax so purchased as aforesaid, without the same or some Memorial of the Contract or Certificate for such Purchase being first registered, in the same manner as other Fee Farm Rents, Rent Charges and Annuities, or Memorials of the Grant thereof, are required to be registered as aforesaid; Now, for removing such Doubts, be it enacted and declared by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, of the United Kingdom in Parliament assembled, and by the Authority of the same, That in order to entitle any Person to vote at an Election for a Member of Parliament, in respect of Land Tax so purchased as aforesaid, it shall not be necessary to have the same or any Memorial of the Contract or Certificate of the Purchase thereof registered, as other Fee Farm Rents and Annuities, or a Memorial of the Grant thereof, are required by Law to be registered before any Person can vote for electing a Member of Parliament in respect thereof.

Registry of
Purchase of
Land Tax not
necessary to en-
title to vote at
Elections.

C A P. C.

An Act to amend an Act passed in the Thirty eighth Year of His present Majesty's Reign, intituled, *An Act to regulate the Trial of Causes, Indictments and other Proceedings which arise within the Counties of certain Cities and Towns Corporate within this Kingdom.* [26th June 1811.]

WHEREAS by an Act of Parliament made and passed in the Thirty eighth Year of the Reign of His present Majesty, intituled, *An Act to regulate the Trial of Causes, Indictments and other Proceedings which arise within the Counties of certain Cities and Towns Corporate within this Kingdom*, it is, amongst other things, enacted, that it should and might be lawful for any Prosecutor or Prosecutors to prefer his, her or their Bill or Bills of Indictment, for any Offence or Offences committed or charged to be committed within the County of any City or Town Corporate, to the Jury of the County next adjoining to the County of such City or Town Corporate, sworn and charged to enquire for the King for the Body of such adjoining County, at any Sessions of Oyer and Terminer or General Gaol Delivery; and that every such Bill of Indictment found to be a true Bill by such Jury should be valid and effectual in Law, as if the same had been found to be a true Bill by any Jury sworn and charged to enquire for the King, for the Body of the County of such City or Town Corporate: And whereas it was further provided by the said recited Act, that if it should appear, in the manner therein mentioned, to any Court of Oyer and Terminer or General Gaol Delivery for the County of any City or Town Corporate, that any Indictment found by any Grand Jury of the County of such City or Town Corporate, or any Inquisition taken before the Coroner or Coroners of the County of such City or Town Corporate, or other Franchise, was fit and proper to be tried by a Jury of any next adjoining County, that the same Proceedings and Trial should be had, and the same Judgment should be given as would and might be had and given in cases of Indictments or Inquisitions for the like Offences committed within such next ad-

38 G. 3. c. 52.

§ 2.

§ 3.

join. B;

' joining Counties ; but no Power was given in cases of Conviction, in
 ' pursuance of any of the Provisions in the said recited Act, of
 ' ordering the Execution of the Sentence in the County of the City
 ' or Town Corporate within which the Offence had been committed,
 ' and was charged to have been committed : And whereas it may be
 ' fit and expedient, that in such cases the Punishment should be
 ' inflicted, and the Sentences put in Execution, in the respective
 ' Counties of the Cities or Towns Corporate where such Offences
 ' had been so committed : May it therefore please Your Majesty that
 it may be enacted ; and be it enacted by the King'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 passing
 of this Act, it shall and may be lawful for the Court before which
 any Conviction shall have taken place in pursuance of the Provisions
 of the said recited Act, to order every such Convict to be punished
 according to Law, either within the County where such Conviction
 shall have taken place, or within the County of the City or Town
 Corporate wherein such Offence shall have been committed ; and in
 cases where the Court shall order such Convict to be punished within
 the County of such City or Town Corporate, it shall and may be
 lawful for the Court after passing Sentence upon every such Convict
 or Convicts to order him, her or them to be delivered into the Custody
 of the Sheriff or Sheriffs, Gaoler or other proper Officer or Officers
 of the County of such City or Town Corporate, and the Sheriff
 or Sheriffs, Gaoler or other proper Officer or Officers of the County
 of such City or Town Corporate is and are hereby commanded to
 receive into his or their Custody every such Convict or Convicts, and
 to execute the Sentence so passed upon him, her and them in such
 adjoining County, as if he, she or they had been tried and had received
 such Sentence in the County of such City or Town Corporate.

In what cases
 Sentence may be
 executed in the
 County of the
 City or Town
 Corporate.

38 G. 3. c. 52
 § 8.

' II. And whereas it is provided by the said in Part recited Act,
 ' that in all cases of Indictments and other Proceedings which may be
 ' tried before His Majesty's Justices of *Oyer* and *Terminer* or General
 ' Gaol Delivery, for any County in pursuance of the Provisions con-
 ' tained in the said Act, it should and might be lawful for such
 ' Justices to order the Expences of the Prosecution, and of the Wit-
 ' nesses, and of the several Rewards payable in pursuance of the
 ' Statutes in such cases made and provided on the Conviction of
 ' Offenders, to be paid by and to the same Persons and in the same
 ' manner as the same would have been payable if such Indictment
 ' had been tried in the Court of *Oyer* and *Terminer* or General Gaol
 ' Delivery of the County of such City or Town Corporate : And
 ' whereas it is just and expedient that a similar Provision should be
 ' made for the Payment of all other Expences which may be
 ' incurred by any such adjoining County in relation to any Person
 ' who may be tried or removed for Trial to such adjoining County,
 ' for any Offence committed or charged to have been committed in
 ' the County of any such City or Town Corporate ; Be it therefore
 enacted, That it shall and may be lawful for the Justices of *Oyer* and
Terminer or General Gaol Delivery, at any Session thereof holden for
 such County, and they are hereby required to order all Expences
 whatsoever incurred by such County in relation to any Person who
 shall be tried in such County or removed thither for Trial, for any
 Offence

Proviso for
 Payment of
 Expences not
 before provided
 for by the
 County of a
 City or Town
 Corporate.

Offence committed or charged to have been committed within the County of any such City or Town Corporate, as well in maintaining and supporting such Person and carrying the Sentence into Execution as in any other respect, to be repaid to the Treasurer of such County or other Person acting as Treasurer of such County, or who shall have actually paid such Expences, by the same Person or Persons and in the same manner as the same would have been payable if such Offender or supposed Offender had remained in the County of such City or Town Corporate, and had been tried in the Court of *Oyer and Terminer* or General Gaol Delivery of the County of such City or Town Corporate, and as if the Sentence with respect to such Offender had been carried into Execution within the County of such City or Town Corporate.

C A P. CI.

An Act for amending an Act of the Forty eighth Year of His present Majesty, for regulating the *British White Herring Fishery*. [26th June 1811.]

WHEREAS it is deemed expedient that the Bounty granted by an Act made in the Forty eighth Year of His present Majesty, intituled, *An Act for the further Encouragement and better Regulation of the British White Herring Fishery, until the First Day of June One thousand eight hundred and thirteen, and from thenceforth to the End of the then next Session of Parliament*, should be extended to Vessels under the Burthen of Sixty Tons; Be it therefore enacted by the King'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 passing of this Act, the Bounty of Three Pounds per Ton granted by the said Act to the Owner or Owners of any whole-decked Bus or Vessel of not less than Forty five Tons Burthen, (a) being *British-built*, owned in *Great Britain*, and manned, navigated and registered according to Law, which shall be fitted out for and be actually employed in the Deep Sea *British White Herring Fishery* on the Coasts of *Great Britain or Ireland*, in the manner and subject to all the Regulations and Provisions prescribed by the said Act. (a) [The original Act is so, but the whole Intent of the Enactment appears to be omitted.]

II. And be it further enacted, That no such Vessel of less than Sixty Tons and not less than Forty five Tons Burthen shall be deemed to be properly fitted out for and to be duly employed in the *British Deep Sea White Herring Fishery*, so as to entitle the Owner or Owners to any Bounty on the Tonnage thereof by virtue of the said Act, unless such Bus or Vessel shall be manned with Ten Men, or with Eight Men and Two Boys not under Thirteen Years of Age.

C A P. CII.

An Act to extend the Provisions of an Act passed in the Forty seventh Year of His present Majesty, for discharging from the Claims of the Crown certain Real and Personal Estates belonging to General *De Lancey*, late Barrack Master General; and vested in Trustees for Sale; and also for vesting and settling

settling certain Lands heretofore contracted to be purchased by the said General *De Lancey* in Trustees, to be sold for Payment of a Debt due to the Crown, and for other Purposes relative thereto. [26th June 1811.]

47 G. 3. Sess. 2
c. 69.

Indenture dated
Aug. 27, 1806.

WHEREAS an Act of Parliament was passed in the Forty seventh Year of the Reign of His present Majesty, intituled, *An Act for discharging from the Claims of the Crown certain Real and Personal Estates belonging to General De Lancey, late Barrack Master General, and vested in Trustees for Sale*, reciting, among other things, that by Indenture of Bargain and Sale, enrolled in the Court of Chancery, and dated the Twenty seventh Day of August One thousand eight hundred and six, and made between the said *Oliver De Lancey*, therein stiled Lieutenant General of His Majesty's Forces, and some time since Superintendent General of Barracks, and afterwards and late Barrack Master General of all the Barracks for His Majesty's Forces, of the First Part; the Right Honourable *William Wyndham* Baron *Grenville*, the Right Honourable *Henry Petty* (commonly called Lord *Henry Petty*), the Honourable *John Charles Spencer* (commonly called Viscount *Akbar*), the Right Honourable *William Wickham* and *John Courtenay* Esquire, being then the Lords Commissioners of His Majesty's Treasury, of the Second Part; and *William Misford* and *Joseph Alcock* Esquires, of the Third Part; reciting, that divers Sums of Public Money to a very considerable Amount had been imprested to the said *Oliver De Lancey* during his Continuation in the Office of Barrack Master General, and upon investigating his Accounts with Government, it had been found that a considerable Balance was still remaining in his Hands, but the exact Amount of such Balance had not been ascertained; he the said *Oliver De Lancey*, by the Direction of the said Lords Commissioners, did in the manner and by the Description therein mentioned, grant, bargain, sell and confirm, direct, limit and appoint all the Freehold Estates of him the said *Oliver De Lancey*, in the County of *Surrey*, unto and to the Use of them the said *William Misford* and *Joseph Alcock*, and their Heirs and Assigns, for ever, (among other Trusts) upon Trust to sell the same (except what had been contracted to be sold or exchanged as therein mentioned), and upon Payment into the Receipt of His Majesty's Exchequer of the Money for which the same should be sold, to the Account of the said *Oliver De Lancey*, to convey the same to the Purchaser or Purchasers thereof, or as he or they should direct; and that it was by the said Indenture declared, that all the Monies, which should in virtue thereof be paid into the Receipt of His Majesty's Exchequer, should be so paid to the Intent that the same might be applied towards satisfying the Balance due or that might be found due from the said *Oliver De Lancey* to His Majesty or his Successors, upon the final settling of the aforesaid Accounts of him the said *Oliver De Lancey*, and also reciting in the said Act of Parliament, that it was apprehended that Purchasers might object to the Title of the Estates comprized or described in that Indenture for want of a *Quietus* or Discharge from the Crown for the Monies due and owing from the said *Oliver De Lancey* upon the Balance of his aforesaid Accounts; it was enacted that, from and immediately after the passing of that Act, all and singular the Freehold Hereditaments

' taments, which, in and by the said Indenture of Bargain and Sale,
 ' were granted, bargained and sold, with their Rights, Members
 ' and Appurtenances, should remain, continue and be vested in them
 ' the said *William Mitford* and *Joseph Alcock*, and their Heirs and
 ' Assigns, upon and for the Trusts, Intents and Purposes, and under
 ' and subject to the Powers, Provisoes, Declarations and Agreements,
 ' in and by the said Indenture of Bargain and Sale, limited, expressed
 ' and declared, of and concerning the same, freed and discharged and
 ' absolutely released, acquitted, exempted and exonerated, of and
 ' from all Sums of the Public Money, which had been imprested or
 ' advanced to the said *Oliver De Lancey* during his Continuation in
 ' the Office of Superintendant General of Barracks, and in the Office
 ' of Barrack Master General as aforesaid, and of and from all Claims
 ' and Demands of His Majesty, his Heirs and Successors, for and
 ' on account of the same: And whereas Part of the Land intended
 ' to be conveyed by the said Indenture of Bargain and Sale to the
 ' said *William Mitford* and *Joseph Alcock*, and their Heirs and Assigns;
 ' to be sold as aforesaid, and also intended to be confirmed to them
 ' the said Trustees by the said Act of Parliament, discharged from
 ' all Claims of the Crown as aforesaid, consisted of Two Pieces of
 ' Freehold Land, containing Fifty Acres or thereabouts, Part of
 ' *Effingham* Upper Common, lying in the Manor of *Effingham East*
 ' *Court*, in the County of *Surrey*, which had been set out and allotted
 ' by *George Smallpiece*, the Commissioner of an Inclosure Act passed
 ' in the Forty second Year of the Reign of His present Majesty, as
 ' Land to be sold to pay the Expences incurred by that Act, and
 ' which Land the said Commissioner had contracted to sell to the
 ' said *Oliver De Lancey*, in consideration of the Sum of Six hundred
 ' and seventy five Pounds, which was paid by the said *Oliver De*
 ' *Lancey* to the said Commissioner: And whereas it being discovered
 ' that the said Commissioner appointed by the said Act of the Forty
 ' second Year aforesaid, did not take his Oath of Qualification
 ' directed by the said Inclosure Act of the Forty second Year aforesaid,
 ' prior to his setting out and allotting the said Two Pieces of
 ' Land, containing Fifty Acres or thereabouts, as Land to be sold
 ' to pay the Expences incurred under the same Act, and his con-
 ' tracting to sell the same to the said *Oliver De Lancey* as aforesaid,
 ' it was conceived that the said setting out and Allotment and the said
 ' Contract to sell were void; and accordingly he the said Commissioner
 ' having first taken his Oath of Qualification as directed by the said
 ' Act of the Forty second Year aforesaid, did, on or before the Sixth
 ' Day of *February* One thousand eight hundred and eight, in pursu-
 ' ance of the Powers and Authorities given to and vested in him by
 ' that Act, and the Act therein recited, and for the Purpose of
 ' paying and defraying the Charges and Expences incurred in ob-
 ' taining and passing the said Act of the Forty second Year aforesaid,
 ' and of all other incidental Charges and Expences whatsoever
 ' preparatory to the said Inclosure; and of carrying the same into
 ' Execution, assign and allot Two Pieces or Parcels of Land, con-
 ' taining together Fifty Acres Part of *Effingham* Upper Common
 ' aforesaid, lying in the aforesaid Manor of *Effingham East Court*,
 ' being the same Lands as were originally set out and allotted, and
 ' contracted to be sold by the said Commissioner as aforesaid: And
 ' whereas the aforesaid Sum of Six hundred and seventy five Pounds,

' so paid to the said Commissioner *George Smallpiece* by the said *Oliver*
 ' *De Lancey* as aforesaid, remained in the Hands of him the said
 ' Commissioner; and he the said *Oliver De Lancey* being desirous that
 ' the said Two Pieces of Land containing Fifty Acres should be al-
 ' lotted to and vested in the said *William Misford* and *Joseph Alcock*,
 ' and their Heirs and Assigns, upon the Trusts of the said Indenture
 ' of Bargain and Sale, and Act of the Forty seventh Year afore-
 ' said; and that they the said *William Misford* and *Joseph Alcock*
 ' should as such Trustees become the Purchasers thereof for the
 ' said Sum of Six hundred and seventy five Pounds, the Money of
 ' the said *Oliver De Lancey*, so paid by him to the said Commissioner
 ' as aforesaid, he the said Commissioner *George Smallpiece* did, by an
 ' Instrument in Writing under his Hand, dated the Sixth Day of
 ' *February* One thousand eight hundred and eight, acknowledged
 ' to have that Day received of and from the said *William Misford*
 ' and *Joseph Alcock*, Trustees of the said *Oliver De Lancey*, the Sum
 ' of Six hundred and seventy five Pounds, to be applied by him in
 ' defraying such Charges and Expences as were in and by the said
 ' Act of the Forty second Year aforesaid directed to be paid and
 ' discharged by the Sale of such Land, being the best Price that
 ' could be gotten for the same Pieces or Parcels of Ground; and he
 ' the said Commissioner *George Smallpiece* did declare the same to be
 ' the full Amount of the Purchase Money for the Fee Simple and
 ' Inheritance of and in the same Pieces or Parcels of Land so pur-
 ' chased by the said *William Misford* and *Joseph Alcock*, Trustees of
 ' the said *Oliver De Lancey*: And whereas the said Commissioner
 ' *George Smallpiece* duly made and executed his Award in Writing
 ' pursuant to the Directions of the said Act of the Forty second Year
 ' aforesaid, dated the Ninth Day of *July* One thousand eight hundred
 ' and eight, and did thereby set out and assign and allot the Part or
 ' Parts of the Common or Waste Lands by that Act directed or au-
 ' thorized to be divided or inclosed next hereinafter particularly
 ' described, being the aforesaid Two Pieces or Parcels of Land,
 ' containing Fifty Acres; that is to say, One Piece or Parcel of
 ' Land, containing Twenty Acres One Rood and Thirty six Perches,
 ' marked on the Plan thereto annexed III. bounded on the East by
 ' Allotment marked VII. on the said Plan, and on the South West
 ' and North Sides thereof by the First, Third and Fourth described
 ' Public Roads or Highways, the Fences on the South West and
 ' North Sides whereof the said Commissioner did thereby order and
 ' direct to be made, and for ever after maintained and kept in Repair
 ' by the said *William Misford* and *Joseph Alcock*, Trustees as afore-
 ' said, or the Owners of the said Allotment for the time being; and
 ' One other Piece or Parcel of Land containing Twenty nine Acres
 ' Two Roods and Four Perches, marked IV. on the said Plan,
 ' bounded on the East by an Allotment marked XX. on the said
 ' Plan; on the South, East, West and North by the Second, Third
 ' and First described Public Roads or Highways, the Fences against
 ' which said Roads the said Commissioner did thereby order and direct
 ' to be made, and for ever after maintained and kept in Repair by
 ' and at the Expence of the said *William Misford* and *Joseph Alcock*
 ' Trustees as aforesaid, or the Owners of the said Allotment for the
 ' time being, which said Two Pieces or Parcels of Land containing
 ' together Fifty Acres, the said Commissioner had set out, assigned
 ' and

and allotted as being in his Judgment sufficient to raise a competent Sum of Money for paying the Charges and Expences of obtaining and passing the said Act of the Forty second Year aforesaid, and all other incidental Charges and Expences whatsoever, for or by reason of or preparatory to the said Division and Inclosure, and of carrying that Act into complete Execution: And whereas the said *William Mitford* and *Joseph Alcock* have, in Execution of the Trusts reposed in them by the said recited Indenture of Bargain and Sale, and Act of the Forty seventh Year aforesaid, contracted to sell to a Purchaser a considerable Part of the said entrusted Estates, comprising the said Two Pieces of Land, containing Fifty Acres; but an Objection hath been made to the Title of the said Fifty Acres upon the Ground that the same are not well vested in the said *William Mitford* and *Joseph Alcock* upon the Trusts aforesaid, by the Contract and Award so made by the said Commissioner *George Smallpiece*, with and to them the same Trustees as aforesaid, and also that the same Lands are not discharged from the Claims of the Crown, for the Monies due and owing from the said *Oliver De Lancey*, upon the Balance of his aforesaid Accounts: And whereas it is expedient that all such Objections be removed: And whereas it is in and by the aforesaid Indenture of Bargain and Sale of the Twenty seventh Day of *August* One thousand eight hundred and six, recited, that the said *Oliver De Lancey* had entered into a Contract dated the Twenty first Day of *August* One thousand eight hundred and four, with the Right Honourable *Richard Brinsley Sheridan*, One of His Majesty's most Honourable Privy Council, and then Treasurer of His Majesty's Navy, for the Purchase of Ten Acres Three Roods and Fourteen Perches of Land, situate in *Effingham* aforesaid, and had paid to him the said *Richard Brinsley Sheridan* the Sum of Five hundred Pounds as the Price thereof, but no Conveyance thereof had been executed by him the said *Richard Brinsley Sheridan*; and after such Recital, it is by the same Indenture witnessed, that in consideration of all and singular the Premises, he the said *Oliver De Lancey* did grant, bargain, sell and assign unto the said *William Mitford* and *Joseph Alcock*, their Executors, Administrators and Assigns, The said Contract so entered into with the said *Richard Brinsley Sheridan*, and all Benefit and Advantage thereof, and also the said Sum of Five hundred Pounds, and all Interest due or to become due thereon, upon Trust and to the Intent that they the same Trustees should procure the said Contract to be specifically performed by a Conveyance from the said *Richard Brinsley Sheridan*, his Heirs or Assigns, or by his or their Procurement of the said Lands comprized in the said Contract, such Conveyance to be made to them the said *William Mitford* and *Joseph Alcock*, and their Heirs and Assigns for ever, upon and to and for such and the same Trusts, Ends, Intents and Purposes, and under and subject to such and the same Provisoes, Declarations and Agreements as are thereinbefore expressed and declared of and concerning the said other Hereditaments thereby directed to be sold: And whereas it is in and by the said Act of Parliament of the Forty seventh Year aforesaid recited, that the Land mentioned in the said recited Indenture of Bargain and Sale, as having been contracted to be purchased by the said *Oliver De Lancey* of the said *Richard Brinsley Sheridan*, from its

Contract with
Right Hon.
R. B. Sheridan
for a Piece of
Land.

Contiguity to the Capital Messuage or Tenement at *Effingham*
 aforesaid, comprized in the same Indenture, was extremely con-
 venient to be enjoyed therewith, and it had not yet been ascer-
 tained that the said *Richard Brinsley Sheridan* could make a good
 Title thereto, and it might happen that some Person or Persons
 other than the said *Richard Brinsley Sheridan* might be capable
 of making such Title, and it was apprehended that, from the
 said Piece or Parcel of Land being comprized in the same Title
 with other Lands, Tenements or Hereditaments of greater Value,
 it might be found impracticable to purchase the same Piece or
 Parcel of Land separately and detached from such other Lands,
 Tenements and Hereditaments, it was by the said Act therefore
 further enacted, That if it should be found impracticable to com-
 plete the said Contract for the Purchase of the said Piece or Parcel
 of Land, containing Ten Acres Three Roods and Fourteen Perches,
 or thereabouts, of the said *Richard Brinsley Sheridan*, then and
 in such case it should and might be lawful to and for the said
William Mitford and *Joseph Alcock*, or the Survivor of them, or
 his Heirs or Assigns, to purchase the said Piece or Parcel of Land,
 containing Ten Acres Three Roods and Fourteen Perches, or there-
 abouts, together with any other Freehold or Copyhold Messuages,
 Lands, Tenements and Hereditaments, situate in the said Parish of
Effingham, or in any adjoining Parish or Place, so as the Purchase
 Money for the same should not exceed the Sum of Five thousand
 Pounds; and it was thereby further enacted, That all and singular
 the Freehold and Copyhold Messuages, Lands, Tenements and
 Hereditaments, which should be purchased by them the said *Wil-*
liam Mitford and *Joseph Alcock*; or the Survivor of them, his Heirs
 or Assigns as aforesaid, should be conveyed or assured unto and to
 the Use of them or him, and their or his Heirs and Assigns for
 ever, upon and to and for the Trusts, Ends, Intents and Purposes,
 and under and subject to the Powers, Provisoos, Declarations and
 Agreements in and by the said therein recited Indenture of Bargain
 and Sale, expressed and declared of and concerning the Freehold
 Manor and other Hereditaments thereby bargained and sold as afo-
 said: And whereas the said *William Mitford* and *Joseph Alcock*
 having found it impracticable to complete the said Contract for the
 Purchase of the said Land containing Ten Acres Three Roods and
 Fourteen Perches, or thereabouts, separately and detached from
 other Lands and Hereditaments, they the same Trustees conceived
 it incumbent upon them to purchase the Freehold and Copyhold
 Messuage or Tenement, Lands and other Hereditaments described
 in, and granted and released and covenanted to be surrendered by
 the several Indentures of Lease and Release hereinafter mentioned,
 of which Freehold Hereditaments the said Land, containing Ten
 Acres Three Roods and Fourteen Perches, is Parcel: And whereas,
 under and by virtue of certain Indentures of Lease and Release,
 dated respectively the Eleventh and Twelfth Days of December
 One thousand eight hundred, the Release being made between Sir
William Geary Baronet, of the First Part; *Charles Carpenter*
 Esquire of the Second Part; the Right Honourable *Richard*
Brinsley Sheridan, One of His Majesty's most Honourable Privy
 Council, then *Richard Brinsley Sheridan* Esquire, of the Third Part;
John Robert Coker Esquire of the Fourth Part; and *Bernard*
Crauford

Indentures of
 11th and 12th
 December 1800,
 and of 11th and
 12th September
 1810.

• *Cranston Cocker* Gentleman, of the Fifth Part; by the Recitals in
 • which said Indenture of Release it appears that the said *Richard*
 • *Brisley Sheridan* had previously, by himself or his Agent, contracted
 • for the Purchase of the said last mentioned Freehold and Copyhold
 • Messuages, Farms, Lands, Tenements and Hereditaments, comprizing
 • the said Ten Acres Three Roods and Fourteen Perches;
 • and also by or under and by virtue of certain Indentures of Lease
 • and Release, dated respectively the Eleventh and Twelfth Days
 • of September One thousand eight hundred and ten, the Release
 • being made or expressed to be made between the said *John Robert*
 • *Cocker* of the First Part, the said *Barnard Cranston Cocker* of the
 • Second Part, and the said *William Misford* and *Joseph Alcock* of the
 • Third Part, several Freehold and Copyhold Messuages, Farms,
 • Lands, Tenements and Hereditaments, in the same Indentures,
 • particularly described, situate, lying and being in the Parishes of
 • *Effingham, Great Bookham* and *Little Bookham*, in the said County
 • of *Surry*, of which Freehold Hereditaments the said Piece or Parcel
 • of Land, containing Ten Acres Three Roods and Fourteen
 • Perches is Part and Parcel, have been, for the Considerations in
 • the same Indentures expressed, and particularly in consideration of
 • the Sum of Five thousand six hundred Pounds paid, by the said
 • *William Misford* and *Joseph Alcock* to the said *John Robert Cocker*,
 • as the Purchase Money for the same Freehold and Copyhold Premises
 • granted and released and conveyed and covenanted to be sur-
 • rendered unto and to the Use of them the said *William Misford*
 • and *Joseph Alcock*; and their Heirs and Assigns for ever: And
 • whereas the said Piece or Parcel of Land containing Ten Acres
 • Three Roods and Fourteen Perches is Part of the said entrusted
 • Estates contracted to be sold by the said *William Misford* and *Joseph*
 • *Alcock* to a Purchaser; but an Objection hath been made to
 • the Title of the said Ten Acres Three Roods and Fourteen
 • Perches, for Want of a *Quietus* or Discharge from the Crown for
 • the Monies due and owing, or that may be found due and owing
 • from the said *Richard Brisley Sheridan*, upon the Balance of his
 • Accounts with the Crown as Treasurer of the Navy; and it is apprehended
 • that for the same Reason the Title of the Residue
 • of the said Freehold Messuages, Lands, Tenements and Hereditaments
 • comprized in the said last mentioned Indentures of Lease and
 • Release may be objected to, and it is expedient that such Objections
 • be removed: And whereas the said Sum of Five thousand six hundred
 • Pounds paid by the said *William Misford* and *Joseph Alcock*,
 • as the Consideration for the Freehold and Copyhold Hereditaments
 • so purchased by them as aforesaid, exceeds the Sum of Five thousand
 • Pounds, which by the aforesaid Act of the Forty seventh
 • Year aforesaid they were authorized to lay out in a Purchase as
 • aforesaid by the Sum of Six hundred Pounds; And whereas they
 • the said *William Misford* and *Joseph Alcock* were induced to make
 • such Purchase, (though the same was to the Extent of the said Sum
 • of Six hundred Pounds an Excess of their Trust) on account of
 • the great Benefit and Advantage that would thereby be derived to
 • the Bulk of the Estates vested in them the said *William Misford*
 • and *Joseph Alcock* in Trust to be sold as aforesaid; and it is reasonable,
 • under the particular Circumstances of this case, that the
 • said *William Misford* and *Joseph Alcock* be indemnified for having

The Freehold and other Premises aforesaid to continue vested in Trustees in Trust exonerated of all Claims of the Crown, &c.

‘ so exceeded the Trust reposed in them : But inasmuch as the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament ;’ May it therefore please Your Majesty that it may be enacted ; and be it enacted by the King’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 immediately after the passing of this Act, all the aforesaid Two Pieces or Parcels of Land hereinbefore particularly described, containing together Fifty Acres, with their and every of their Rights, Easements, Members and Appurtenances ; and also all and singular the said Freehold and Copyhold Messuages, Farms, Lands, Tenements and Hereditaments, by or under and by virtue of the said several Indentures of Lease and Release granted, released and conveyed and covenanted to be surrendered, including the said Piece or Parcel of Land containing Ten Acres Three Roods and Fourteen Perches, with all the Rights, Easements, Members and Appurtenances thereto belonging, shall be and remain and continue vested in and settled upon and to the Use of them the said *William Mifsord* and *Joseph Alcock*, and their Heirs and Assigns for ever, upon and to and for the Trusts, Intents and Purposes, and under and subject to the Powers, Provisoes, Declarations and Agreements, in and by the said Indenture of Bargain and Sale limited, expressed and declared of and concerning the Freehold Hereditaments therein comprized, and thereby conveyed in Trust to be sold as aforesaid, freed and discharged, and absolutely released, acquitted, exempted and exonerated as to, for and concerning the said Two Pieces of Land containing Fifty Acres, with the Appurtenances, of and from all Sums of the Public Money which have been imprested or advanced to the said *Oliver De Lancey* during his Continuance in the Office of Superintendant General of Barracks, and in the Office of Barrack Master General as aforesaid, and of and from all Claims and Demands of His Majesty, his Heirs and Successors, for and on account of the same ; and also freed and discharged of and from all Claims and Demands of the said *Oliver De Lancey*, his Heirs or Assigns, and as, to, for and concerning all and singular the said Freehold and Copyhold Messuages, Farms, Lands, Tenements and Hereditaments by the said several Indentures of Lease and Release granted and released, and covenanted to be surrendered as aforesaid, including the said Piece or Parcel of Land containing Ten Acres Three Roods and Fourteen Perches, with the Appurtenances, freed and discharged, and absolutely released, acquitted, exempted and exonerated of and from all Sums of the Public Money which have been imprested or advanced to the said *Richard Brinsley Sheridan* during his Continuance in the Office of Treasurer of the Navy, or for which he is or may be accountable to the Crown in that Character ; and of and from all Claims and Demands of His Majesty, his Heirs and Successors, for and on account of the same, and also freed and discharged of and from all Claims and Demands of them the said *Richard Brinsley Sheridan* and *Oliver De Lancey* respectively, and their respective Heirs and Assigns ; and that all and every Purchaser or Purchasers of the said Messuages, Lands and Hereditaments hereby vested and settled as aforesaid, who shall pay his or their Purchase Money into the Receipt of His Majesty’s Exchequer as is expressed in the said Indenture of Bargain and Sale, and who shall obtain a

Receipt

Purchaser, on paying Purchase Money, to enjoy.

Receipt or Receipts, Tally or Tallies, or other Voucher from His Majesty's Exchequer for such respective Purchase Monies, and the Heirs and Assigns of such Purchaser or Purchasers, shall and may for ever hold and enjoy the Lands and Hereditaments hereby vested and settled, which shall be by him or them respectively purchased as aforesaid, freed and discharged, and absolutely acquitted, released, exempted and exonerated as aforesaid.

II. And be it further enacted, That they the said *William Misford* and *Joseph Alcock*, and their respective Heirs, Executors and Administrators, and their and every of their Lands and Tenements, Goods and Chattels, are hereby and from henceforth for ever shall be saved harmless, and indemnified for having made such Purchase as aforesaid for the Price and in manner aforesaid, and also freed and discharged of and from all Claims and Demands whatsoever of His Majesty, and his Heirs and Successors, and of the said *Oliver De Lancey*, and his Heirs, Executors, Administrators and Assigns, for or in respect of the said Purchase so made by them the said *William Misford* and *Joseph Alcock* as aforesaid; and for or in respect of the said Sum of Five thousand six hundred Pounds so paid for the said Purchase as aforesaid, or any Part of the same Sum; and for or in respect of any Costs, Charges, Damages or Expences caused or occasioned to the aforesaid entrusted Estates by reason of such Purchase.

Trustees indemnified.

III. Saving always to the King's Most Excellent Majesty, his Heirs and Successors, (other than and except in respect of the Sums of Money, Claims and Demands hereinbefore released and discharged); and also saving to all other Bodies Politic and Corporate, and other Persons whomsoever, and their respective Successors, Heirs, Executors and Administrators, and particularly to the Lord or Lords, Lady or Ladies of the Manors, whereof the said Copyhold Hereditaments hereby vested and settled as aforesaid are respectively holden (other than and except the said *Oliver De Lancey* and *Richard Brinsley Sheridan* respectively, and their respective Heirs, Executors and Administrators, and the said *William Misford* and *Joseph Alcock*, and their Heirs, Executors, Administrators and Assigns), all such Estate, Right, Title, Interest, Claim and Demand whatsoever, of, in and to the Messuages, Farms, Lands and Hereditaments hereby vested and settled as aforesaid, as they, every or any of them had before the passing of this Act, or could or might have had, held or enjoyed in case this Act had not been made.

General Saving.

IV. And be it further enacted, That this Act shall be a Public Act, and shall be taken Notice of and allowed as such by all Judges, Justices and others, without the same being specially pleaded.

Public Act.

C A P. CIII.

An Act to authorize the allowing Officers to retire on Half Pay or other Allowances, under certain Restrictions.

[26th June 1811.]

WHEREAS it is expedient and necessary, that better Provision should be made for the Retirement of Officers disabled by Wounds, or rendered incapable of Service by Age, Ill Health or Infirmary, and also for enabling Officers removed from the Permanent Staff of the Quarter Master General, to receive Half Pay:

His Majesty
may allow Of-
ficers unfit for
Service to retire
on Half Pay.

‘ Pay:’ May it therefore please Your Majesty that it may be enacted; and be it enacted by the King’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 it shall be lawful for His Majesty, his Heirs and Successors, to allow any Officer in His Majesty’s Service who would be entitled upon the Reduction of his Regiment, Battalion or Corps, or of his Commission in His Majesty’s Service, to Half Pay, and who shall become unfit for Service, either from Wounds, or Ill Health, or Infirmary, or Age, to be certified to the Secretary at War in manner directed by this Act, and who shall thereupon be allowed to retire under the Provisions of this Act, to have and receive the Half Pay of the Commission which he shall have held at the time of his being so allowed to retire, although the Regiment in which he shall have served, or the Commission which he shall have held, shall not be reduced; and also to allow any Officer removed from the Permanent Staff of the Quarter Master General, to have and receive the Half Pay of the Rank in the Army which he held at the time of being so removed as aforesaid.

Officers in Ve-
teran Battalions
allowed to retire
on Full Pay.

II. And be it further enacted, That it shall be lawful for His Majesty, his Heirs and Successors, to allow any Officer serving in any Veteran Battalion, or any Officer who would by Length of Service or otherwise be entitled to be transferred from any Regiment of the Line to a Veteran Battalion, who shall become or be incapable of serving in such Veteran Battalion, either from Wounds, Ill Health, Infirmary or Age, to be certified to the Secretary at War in manner directed by this Act, and who shall thereupon be allowed to retire under the Provisions of this Act, to have and receive the full Pay of the Commission which he shall have held at the time of his being so allowed to retire as aforesaid.

Secretary at War
and Treasury to
direct the Form
of Certificates,
&c.

III. And be it further enacted, That it shall be lawful for the Secretary at War for the time being, and the Lord High Treasurer or Commissioners of His Majesty’s Treasury for the time being, or any Three or more of them, from time to time to order and direct the Form and Nature of the Certificates which shall be given by Medical or other Persons in relation to Officers applying to retire on Half Pay or on Full Pay from any Veteran Battalion, provided that every such Certificate shall state whether the Officer by whom the same shall be transmitted is rendered wholly incapable of serving for Life or only for a temporary Period, together with such other Particulars as shall be required in that behalf; and every such Certificate shall be registered at the War Office, and an Account of the Officers so allowed to retire in each Year shall be laid before Parliament.

C A P. CIV.

An Act for extending and amending the Regulations now in force; relative to the Payment to the Royal Hospital at Chelsea of the forfeited and unclaimed Shares of Army Prize Money.
[26th June 1811.]

49 G. 3. c. 123.

‘ WHEREAS an Act was passed in the Forty ninth Year of His present Majesty, intituled; *An Act to explain and amend an Act made in the Forty fifth Year of His present Majesty; for the Encourage-*

' *Encouragement of Seamen, and for the better and more effectually*
 ' *manning His Majesty's Navy during the present War, and for the*
 ' *further Encouragement of Seamen; and for the better and more ef-*
 ' *fectually providing for the Interest of the Royal Hospital for Seamen*
 ' *at Greenwich, and the Royal Hospital for Soldiers at Chelsea; and*
 ' *to extend the Provisions of the said Act to cases arising in conse-*
 ' *quence of Hostilities commenced since the passing of the said Act:*
 ' *And whereas it is necessary that the said recited Act should be*
 ' *altered and amended;*' Be it therefore enacted by the King's Most
 Excellent Majesty, by and with the Advice and Consent of the
 Lords Spiritual and Temporal, and Commons, in this present Par-
 liament assembled, and by the Authority of the same, That so
 much of the said recited Act as directs the Payment to the Treasurer
 or Deputy Treasurer of *Chelsea Hospital* of all unclaimed and unpaid
 Shares of Prize or Balances remaining unpaid to Officers and Sol-
 diers, and Troops in the Pay of His Majesty, in cases of conjunct
 Expeditions with His Majesty's Naval Forces, shall be extended to
 all cases of Prize and Capture, or any Grant upon Capture or Ba-
 lances arising therefrom, not claimed by Officers, Soldiers and Troops
 in the Pay of His Majesty, or acting in any Service or Expedition
 under the Orders of His Majesty; and all the Provisions of the said
 recited Act in relation to the Payment of unclaimed Shares of Prize
 Money, shall extend to authorize and require the Payment in like
 manner and under the like Restrictions and Regulations of all such
 unclaimed and unpaid Shares of Prize and Balances remaining unpaid
 to any Officers or Soldiers, or Troops in the Pay of His Majesty,
 employed in Military Operations, and not conjointly with the Navy,
 as fully and effectually as if all the Provisions, Regulations, Author-
 ities, Powers, Penalties, Forfeitures, Matters and Things relating
 thereto, were severally repeated and re-enacted in the Body of and
 made Part of this Act.

§ 16. extended to
 all Cases of
 Prize and Cap-
 ture, &c.

' II. And whereas the said recited Act gives all Shares or Balances
 ' of unclaimed Prize Money which should have been paid into *Chelsea*
 ' *Hospital* as aforesaid, and not legally demanded within Six Years
 ' from the time of its being so paid in, to the Use of the said Royal
 ' Hospital at *Chelsea*, but gives no Directions with respect to the
 ' Appropriation of the Monies during the said Six Years, except so
 ' far as respects the refunding to Claimants legally entitled to Shares
 ' thereof, and except also the Remuneration of Persons employed in
 ' carrying the said recited Act into Execution, and other Expenses
 ' attending the same; And whereas it may be expedient, under the
 ' Directions of Parliament, to apply from time to time Monies arising
 ' from such unclaimed Shares of Prize Money to the Use of *Chelsea*
 ' *Hospital* before the Expiration of the said Six Years;' Be it
 enacted, That so much of the said recited Act as requires or may
 be construed to require the said Treasurer or Deputy Treasurer of
Chelsea Hospital to retain in his Hands all unclaimed Prize Money
 for the Period of Six Years from the time the same shall have been
 paid into his Hands, shall be and the same is hereby repealed; the
 said Commissioners retaining always in their Hands such a Sum of
 Money as in their Judgment will be sufficient to answer any Claims
 which may be made by the several Persons entitled to such Shares of
 Prize Money, or their legal Representatives.

49 G. 3. c. 113.
 § 16.

repealed.

III. And

Forfeited Shares
or Balances of
Prize Money
vested in the
Funds.

III. And be it further enacted, That it shall be lawful for the said Commissioners, or any Three or more of them, from time to time to cause any Sum or Sums of Money of the unclaimed or forfeited Shares or Balances of Prize Money so paid in as aforesaid, to be invested in the Public Funds or other Government Securities, in the Name of the Governor, Lieutenant Governor and Deputy Treasurer, for the time being of the said Royal Hospital, and to direct the Dividends and Interest arising therefrom from time to time to be applied to the general Current Services of the Hospital.

Securities in the
Name of Deputy
Treasurer trans-
ferred to Go-
vernor, &c.

IV. Provided always, and it is hereby enacted and declared, That all Investments which have been heretofore made of the unclaimed Prize Money, or Shares or Balances, so paid in as aforesaid in the Public Funds, or other Government Securities, in the Name of the Deputy Treasurer, shall be as legal, valid and effectual, as if the same had been made under the Authority of this Act; and the same Securities shall, after the passing of this Act, be transferred into the Names of the said Governor, Lieutenant Governor and Deputy Treasurer, and shall vest in them for the Purposes of the said Royal Hospital, as if such Investments had been originally made under the Authority of this Act.

Shares of Prize
Money paid to
Next of Kin
without Admi-
nistration, &c. if
not exceeding
20*l*.

V. And be it further enacted, That it shall be lawful for the Commissioners of the said Royal Hospital at *Chelsea* to authorize their Deputy Treasurer to pay to any Person or Persons who shall prove him, her or themselves to the Satisfaction of such Commissioners or of the said Treasurer or Deputy Treasurer, to be the next of Kin, or legal Representative, or otherwise legally entitled to any Share of Prize Money belonging to any deceased Soldier, any such Share, not exceeding Twenty Pounds, although such Person shall not have regularly taken out Letters of Administration, or have procured the Probate of any Will of such deceased Soldier, Seaman or Marine.

Prize Money
due to Next of
Kin of Foreign-
ers paid without
Letters of Ad-
ministration, &c.

VI. And be it further enacted, That in all cases of Claims for Prize Money to be made upon the said Royal Hospital at *Chelsea*, by the next of Kin of Foreign Non-commissioned Officers or Soldiers who shall have been in the Pay of His Majesty, and who shall have died intestate, and which next of Kin shall reside out of His Majesty's Dominions, it shall be lawful for the Treasurer or Deputy Treasurer of the said Royal Hospital for the time being, to pay and discharge such Claims to such next of Kin, or any Person or Persons duly authorized by such next of Kin, to receive the same, without requiring the Production of Letters of Administration, to the Person appearing upon the Prize List, to be entitled to the Share or Shares which shall be so claimed; and in all cases where such Foreign Non-commissioned Officers or Soldiers shall have made Wills, it shall be lawful for the said Treasurer or Deputy Treasurer, in like manner to pay and satisfy such Claims to the Person or Persons who by Inspection of the original Will, or an authenticated Copy thereof, shall appear to be entitled thereto, or to such Person or Persons as he, she or they shall duly authorize to receive the same, without requiring the Production of Probates of such Wills.

VII. And whereas it has been the Practice of Army Agents, Regimental Paymasters and others, to obtain Powers of Attorney from large Proportions of different Regiments, authorizing their Receipt of Prize Money from the Prize Agents and from *Chelsea* Hospital,

• *Hospital*, and large Sums of Money have by virtue of such Powers come into the Hands of such Army Agents, Regimental Paymasters and others, for which they ought to account:’ Be it therefore enacted, That it shall be lawful for the Commissioners of *Chelsea Hospital* from time to time to issue Precepts under their Hands, or the Hands of any Three or more of them, directed to such Persons as they may have Reason to believe have received Money under such Powers as aforesaid, requiring them to make a Return upon Oath (which Oath any Justice of the Peace, or the Treasurer or Deputy Treasurer of the said Royal Hospital at *Chelsea*, for the time being, is authorized to administer) of all Monies which may have been received by such Person, under any such Powers as aforesaid, and directing the Person or Persons to whom such Precepts shall be addressed to make Payment within Two Calendar Months after such Precept shall have been served, of all Monies which may remain in his or their Hands, not paid over to the Parties beneficially entitled to it, to the Treasurer or Deputy Treasurer of *Chelsea Hospital*, and such Monies, in case the same shall not be paid over within the time limited by this Act, shall be recoverable from the Person detaining the same by Action for Money had and received, or otherwise, in the Name of such Treasurer or Deputy Treasurer of the said Royal Hospital at *Chelsea*; and the same when so paid in or recovered, shall be for the Use of the Parties beneficially entitled thereto; and in case no Claim shall be made thereto for the Space of Six Years from the time of the same being paid into *Chelsea Hospital* as aforesaid, the same shall be applied to the Use of the said Hospital, and in the mean time and until the Expiration of such Six Years, or till the same shall be claimed by the Person or Persons legally entitled thereto, the same shall be invested and applied as Shares of unclaimed Prize Money are hereby directed to be invested and applied.

VIII. And be it further enacted, That it shall be lawful for the Deputy Treasurer of the said Royal Hospital at *Chelsea*, for the time being, and he is hereby directed and required to lay annually before both Houses of Parliament an Account in the Form set forth in the Schedule to this Act, or in some Form to the same Tenor and Effect; and that such Accounts shall be made up to the Twenty fourth Day of *December* in every Year, the First of them to commence from the Twenty fourth Day of *March* One thousand eight hundred and eleven, up to which Period Accounts have already been laid before Parliament.

Commissioners of Chelsea Hospital may require a Return from Persons who have obtained Powers of Attorney to receive Prize Money, of Money received by them, and require Payment in Two Months.

Limitation of Claim of Prize Money.

Accounts laid before Parliament.

SCHEDULE to which this Act refers.

The Account of the Deputy Treasurer of the Royal Hospital at Chelsea, directed to be annually laid before both Houses of Parliament, by an Act of the 51st Geo. 3.

Dr.		Cr.	
Date of Year.		Date of Year.	
	To Cash arising from forfeited and unclaimed Shares of Prize Money, &c. received from Prize Agents, viz. [Here set forth the Names of the several Persons from whom the Monies have been received, the several Sums received from each Person, and the several Captures, &c. to which each Sum relates.]		By Cash refunded to Claimants
	To Do. arising from the Dividends or Interest of Monies invested in the Public Funds or other Government Securities		By Do. paid in remunerating the Officers of the said Royal Hospital and other Persons, for their Pains and Trouble in carrying the Provisions of the Acts of the 45 Geo. 3. Cap. 72. 49 Geo. 3. Cap. 123. and 51 Geo. 3. c. into Execution, and in defraying all other contingent Expences attending the same.
	N. B. There are now standing in the Names of the Governor, Lieutenant Governor and Deputy Treasurer of the Hospital, and they are in the Possession of the several Sums of Stock and the other Government Securities under mentioned, videlicet. [Here state the Particulars.]		By Do. invested in the Public Funds or other Government Securities - - Balance in the Hands of the Treasurer - -

C A P. CV.

An Act to enable Persons to bequeath Lands and Tenements to the Commissioners for the Government of *The Royal Naval Asylum*, and to authorize the said Commissioners to hold the same for the Benefit of the said Asylum; and for amending an Act made in the Forty seventh Year of His present Majesty relating to the said Asylum. [26th June 1811.]

WHEREAS His Majesty was pleased, by Warrant under His Royal Sign Manual, dated the Twenty ninth Day of April One thousand eight hundred and nine, to establish an Institution, called "*The Royal Naval Asylum* for the Management and Education of a certain Number of Orphans and other Children of the Non-commissioned Officers and Seamen of His Majesty's Fleet, and of the Royal Marine Forces;" and appointed divers Persons to be Commissioners for the Government thereof; And whereas well disposed Persons may be willing and desirous of devising Freehold Messuages, Lands, Tenements and Hereditaments to the said Commissioners, for the Purpose of enabling them to carry into more effectual

• effectual Execution the beneficial Purposes of the said Institution,
 • if the Statutes of Mortmain did not prevent such Devises; and
 • it would greatly tend to the Benefit of the said Asylum, and of the
 • Public, if Power was given for any Person or Persons to devise or
 • give, and for the said Commissioners to accept, take and hold
 • Messuages, Lands, Tenements and Hereditaments for the Use of
 • the said Asylum: And whereas by an Act passed in the Forty
 • seventh Year of the Reign of His present Majesty, intituled, *An* 47 G. 3. Stat. 1.
 • *Act for enabling His Majesty to grant the Palace called The King's* c. 52.
 • *House, with the Appurtenances, situate in Greenwich Park, in the*
 • *County of Kent, to the Commissioners for the Government of The*
 • *Royal Naval Asylum, and for enabling the said Commissioners to ap-*
 • *point a Chaplain to officiate therein,* it was, among other things,
 • enacted, That it should be lawful for His Majesty, his Heirs or
 • Successors, by Letters Patent, to grant the Fee Simple and In- § 1.
 • heritance of the said Hereditaments and Premises unto and to the
 • Use of such Persons as His said Majesty had by his Royal War-
 • rant, bearing Date on the Twenty fifth Day of July One thousand
 • eight hundred and five, appointed Commissioners for the Govern-
 • ment of the said *Royal Naval Asylum*, their Heirs and Assigns, in
 • Trust, for the Use and Benefit of the said *Royal Naval Asylum*:
 • And whereas His Majesty was pleased, by virtue and in pursuance
 • of the said Act, by his Royal Letters Patent, bearing Date at
 • Westminster, the Eighth Day of June in the Forty seventh Year of
 • His Reign, to give and grant unto His Royal Highness *Ernest*
 • *Duke of Cumberland*, and Five of the Commissioners of the said
 • *Royal Naval Asylum*, all the Hereditaments and Premises men-
 • tioned and comprized in the said recited Act, to hold to them and
 • their Heirs and Assigns for ever in Trust and for the Use and Be-
 • nefit of the said *Royal Naval Asylum*: And whereas it has been
 • lately discovered, that there is by Mistake included in the said Act
 • a Piece or Parcel of Ground containing One Acre One Rood and
 • Sixteen Perches which did not belong to His Majesty, but which
 • belongs to and is the Property of the Governors and Directors of
 • the *Royal Hospital for Seamen at Greenwich*: May it therefore
 • please Your Majesty that it may be enacted; and be it enacted by
 • the King'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 it shall and may be lawful for any Person or Persons whomso-
 • ever to give, devise or bequeath any Messuages, Lands, Tenements
 • or Hereditaments to and for the Use and Benefit of *The Royal Naval*
 • *Asylum*; and that the said Commissioners and their Successors shall
 • be able and capable in Law, without Licence in Mortmain, to take,
 • hold, receive, possess and enjoy to them and their Successors, for
 • the Purposes of the said Asylum, any Manors, Messuages, Lands,
 • Rents, Tenements, Annuities and Hereditaments of what Nature or
 • Kind soever, or any Estate or Interest arising or derived out of any
 • Manors, Messuages, Lands, Tenements or Hereditaments, to them
 • and their Successors, in Fee and Perpetuity, or for Life or Lives, or
 • Terms of Years, or otherwise, and to let, sell, alien, assign and dis-
 • pose of the same Manors, Messuages, Lands, Tenements and Heredi-
 • taments at their Will and Pleasure, and in such manner as shall be
 • most beneficial for the said Institution.

Persons may
 devise and Com-
 missioners may
 accept and hold
 Estates.

47 G. 3. Sess. 1.
c. 52.

II. And be it further enacted, That, from and after the passing of this Act, the said Act passed in the Forty seventh Year of the Reign of His present Majesty (except such Part thereof as relates to the Appointment of a Chaplain to the said *Royal Naval Asylum*, and except so much thereof as exempts from Penalties, on account of Non-residence, in that Part of the United Kingdom called *England*, any spiritual Person acting as Chaplain, Auditor, Secretary, or in any other public Office in the said Asylum), shall be and the same is hereby repealed.

repealed.

His Majesty empowered to grant the Premises mentioned to the Commissioners of the Naval Asylum.

III. And be it further enacted, That it shall and may be lawful to and for His Majesty, his Heirs or Successors, at any time or times hereafter, by Letters Patent, or Indenture or Indentures, under the Great Seal of *Great Britain*, to grant the Fee Simple and Inheritance of and in all and singular the capital Messuage or Mansion House, Lands, Tenements, Hereditaments and Premises hereinafter mentioned and described, unto and to the Use of such Persons as His said Majesty has by his Royal Warrant bearing Date on the Twenty fifth Day of *July* in the Year of our Lord One thousand eight hundred and five, in the Forty fifth Year of the Reign of His said Majesty, appointed Commissioners for the Government of the said *Royal Naval Asylum*, their Heirs and Assigns, or to such of the said Commissioners as His Majesty may think fit, their Heirs and Assigns, in Trust, for the Use and Benefit of the said *Royal Naval Asylum*, and for the Purpose of the said Institution; that is to say, the Palace or Mansion House commonly called *The King's House* or *The Queen's House*, the Ranger's Lodge, with the Gardens, Tilt Yard, Lodges and Appurtenances belonging or appertaining thereto, situate in *Greenwich Park*, in the County of *Kent*, which said Premises comprize all that One Piece or Parcel of Ground, whereon lately stood all that capital Mansion and Offices heretofore called *The King's House* or *The Queen's House* (but now called *The Royal Naval Asylum*), situate, lying and being within the Parish of *East Greenwich*, in the County of *Kent*, abutting towards the North on that Part of *Romney's Road* which leads from *Park Row*, at the South East Corner of *Greenwich Hospital*, to that Part of *Romney's Road* at the South West Corner of *Greenwich Hospital*, and there containing Seven hundred and twenty three Feet Eleven Inches, little more or less; and abutting toward the West on a Piece or Parcel of Ground belonging to *Greenwich Hospital*, and used as a Garden by the Governor of the said Hospital, and there containing Four hundred and twenty seven Feet Three Inches; thence returning Westward along and abutting Northward on the South End of the said Garden, and there containing One hundred and thirty seven Feet Five Inches; thence returning again Southward, and abutting further toward the West on that other Part of *Romney's Road* which leads from *Greenwich Park* to *Ship Dock*, and there containing Forty one Feet Eight Inches, little more or less; thence returning Eastward, and abutting toward the South upon *Greenwich Park*, and there containing Forty three Feet and Five Inches, little more or less; thence returning Northward, and abutting toward the East upon the said *Greenwich Park*, and there containing Five Feet and Four Inches, little more or less; thence returning Eastward, and abutting again toward the South upon the said *Greenwich Park*, and there containing One hundred and seven Feet, little more or less; thence returning

Southward,

Southward, and abutting toward the West upon the said *Greenwich Park*, and there containing Seventy Feet and Eight Inches, little more or less; thence returning Eastward and abutting again toward the South upon the said *Greenwich Park*, and there containing Six hundred and sixty eight Feet and Nine Inches, little more or less; and abutting toward the East in part upon the said *Greenwich Park*, and containing in such Part Forty Feet and Six Inches, little more or less; and in other Part upon *Park Row*, and containing in such other Part Four hundred and ninety eight Feet and Four Inches, little more or less; and also all that other Piece or Parcel of Ground (whereon stands all that Lodge and Out-buildings lately used as the Residence of the *Maitre d'Hotel* of Her Royal Highness the Princess of *Wales*, and heretofore used as the Residence of the Clerk of the Works or Labourer in Trust, in the said *King's House* or the *Queen's House*), situate, lying and being within the said Parish of *East Greenwich*, in the said County of *Kent*, and situate to the Eastward of the said last mentioned Piece or Parcel of Ground, and abutting toward the North upon *Park Place*, and there containing Eight hundred and ten Feet, little more or less, and abutting toward the West upon the said *Greenwich Park*, and there containing Fifty six Feet and Four Inches, little more or less; and abutting toward the South upon the said *Greenwich Park*, and there containing Eight hundred and eight Feet and Four Inches, little more or less; and abutting toward the East upon the said *Greenwich Park*, and there containing Fifty eight Feet, little more or less; and also all that other Piece or Parcel of Ground (whereon stands all that Lodge, now or lately occupied by Sir *John Douglas* Knight, and heretofore occupied by Admiral *Brasbray*) situate, lying and being within the Parish of *East Greenwich*, in the said County of *Kent*, and situate to the South Eastward of the said last mentioned Piece or Parcel of Ground, and abutting at the North End thereof toward the North upon *Park Place*, and there containing Twenty three Feet and Nine Inches, little more or less; and abutting toward the West upon the said *Greenwich Park*, and there containing Fifty two Feet and Eight Inches, little more or less; thence returning Eastward, and abutting toward the South upon the said *Greenwich Park*, and there containing Sixteen Feet, little more or less; thence returning Southward, and again abutting toward the West upon the said *Greenwich Park*, and there containing Three hundred and ninety two Feet, little more or less; and abutting toward the South upon the said *Greenwich Park*, and there containing Sixty one Feet and Six Inches, little more or less; and abutting toward the East upon *Maine Hill*, and there containing Four hundred and ten Feet, little more or less; and thence trending North Westward in an Angle of Forty seven Degrees, and abutting upon and facing the South End of the Road leading from *Park Place* to *Woolwich*, and there containing Fifty one Feet and Four Inches, little more or less.

IV. And be it further enacted, That such Grant of the said Premises, or any Part thereof, as shall be made by His said Majesty, his Heirs or Successors, by any such Letters Patent, Indenture or Indentures, as aforesaid, in pursuance of this Act, shall be, and is and are hereby declared and enacted to be good, valid and effectual in the Law, according to the Tenor and Purport thereof, in the said Letters Patent, Indenture or Indentures to be expressed, notwithstanding any

Grant of Lands
valid.

Restriction, Matter or Thing contained in an Act of Parliament made in the First Year of the Reign of Her late Majesty Queen *Anne*, intituled, *An Act for the better Support of Her Majesty's Household, and of the Honour and Dignity of the Crown*; or in an Act made in the First Year of His present Majesty's Reign, intituled, *An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of Great Britain*; or in an Act made in the Thirty fourth Year of His present Majesty's Reign, intituled, *An Act for the better Management of the Land Revenue of the Crown, and for the Sale of Fee Farm and other unimproveable Rents*; or any other Law or Statute to the contrary in any wise notwithstanding.

1 Ann. Stat. 1.

c. 7.

1 G. 3. c. 1.

34 G. 3. c. 75.

47 G. 3. Seff. 1.

c. 52. § 5.

explained with
regard to Settlement.
●

‘ V. And whereas it is by the said recited Act enacted, That no Officer, Servant or other Person who should belong to or reside in the said *Royal Naval Asylum*, or Officer, Servant or other Person retained or employed in the said *Royal Naval Asylum*, either by or in the Service of the Commissioners for the Purposes of the said *Royal Naval Asylum*, or by or in the Service of any Person or Persons residing in or belonging to the said *Royal Naval Asylum*, should, by reason of any such Office, Residence, Service or Employment gain or acquire any Settlement in or be entitled to Relief from the Parish of *Greenwich*; and it is expedient that in this respect the said Act should be explained and amended:’ Be it therefore further enacted and declared, That nothing in the said Act contained shall extend, or be construed to extend, to hinder or prevent any Person or Persons attached to and residing in the said *Royal Naval Asylum* from acquiring a Settlement in the said Parish of *Greenwich*, by reason of his, her or their having occupied or been entrusted with an Apartment or Tenement in the said *Royal Naval Asylum* of the annual Value of Ten Pounds; but that the Provision in the said recited Act, upon the Subject of Settlements to be acquired in the said Parish of *Greenwich*, shall extend and be applicable only to Settlements by Hiring and Service, and by Apprenticeships.

General Saving.

VI. Saving always to all Bodies Politic and Corporate, and all other Persons whomsoever, and their, his and her Successors, Heirs, Executors and Administrators (other than and except His Most Excellent Majesty, and his Heirs and Successors), all such Estate, Right, Title, Interest, Claim and Demand of, in and to the Premises to be granted in and by the said Letters Patent, Indenture or Indentures, to be made in pursuance of this Act, as they, every or any of them had before the passing of this Act, or might, or could, or would have had, held or enjoyed in case this Act had not been made.

Public Act.

VII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such, by all Judges, Justices and others, without being specially pleaded.

C A P. CVI.

An Act for enabling the Wives and Families of Soldiers embarked for Foreign Service, to return to their Homes.

[26th June 1811.]

‘ WHEREAS great Inconvenience and Expence is incurred by Parishes in which Barracks are situated, and from whence Regiments embark when ordered on Foreign Service, from the Wives

Wives and Children of the Soldiers so embarking for Foreign Service being left to return to the Place of their Residence or Settlement, and they often spend the Money given to them for the Purpose of enabling them so to return, and become burthenfome to the Parish; and it is therefore expedient that Provision should be made for enabling such Wives and Children to return to their Homes, or for passing them as Vagrants to their Places of Residence or Settlement in case of Misconduct; Be it therefore enacted by the King'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, upon any Regiment, Battalion, Corps or Detachment, being embarked for Foreign Service, the Commanding Officers thereof shall cause a List or Lists to be made out of all the Wives and Children of the Soldiers belonging to such Regiment, Battalion, Corps or Detachment, to be left at the Place of Embarkation, who are desirous of claiming the Allowance authorized by this Act, for the Purpose of enabling them to return to their Homes or Places of Settlement, either in One List for the Regiment, Battalion, Corps or Detachment, or separate Lists for each Company; and shall give to every such Wife a Duplicate of such Part of such List as shall apply to each Wife and her Family of Children respectively, certifying thereon under his Hand, that the Person to whom such Certificate is given is the Wife or reputed Wife of a Soldier in his Regiment, Battalion, Corps or Detachment; and he shall transmit such List or Lists so made out to the Secretary at War.

In what case
Commanding
Officer to make
out List of Wives
and Children of
Soldiers to be
left at Place of
Embarkation.

II. And be it further enacted, That each Wife to whom any such Duplicate shall have been delivered as aforesaid shall forthwith take the same to some neighbouring Justice or Magistrate, who shall make out a Route for her, and fill up and sign a Certificate, specifying the Place to which such Woman is going, and her Route, that she may receive such Allowances as are authorized by this Act, not exceeding Two Pence *per* Mile.

Wife to have a
Duplicate certifi-
ed.

Duplicate shewn
to Magistrate,
who shall make
out Route and
give Certificate.

III. And be it further enacted, That upon Production of such Certificate to any Overseer of the Poor of any Place through which such Woman shall pass, he shall, out of any Money in his Hands applicable to the Relief of the Poor, pay her an Allowance not exceeding the Rate *per* Mile specified in such Certificate as aforesaid, for the Number of Miles to the next City, Town or Place to which she may be going, not exceeding Eighteen Miles, and he shall indorse on such Certificate the Money so paid, and take a Receipt from the Woman signed with her Hand or with her Mark, specifying the Regiment, Battalion, Corps or Detachment to which her Husband belongs, so as that the Description on the Receipt may correspond with the Description in the Certificate so produced to him as aforesaid.

Overseer, upon
Production of
Certificate, to
pay Wife an Al-
lowance.

IV. And be it further enacted, That the Sum so advanced by such Overseer shall, upon Production and Delivery of such Receipt to the Collector of Excise of the District within which such Overseer acts as such, or any Person officiating for such Collector, be repaid to such Overseer for the Use of the Fund for the Relief of the Poor, by such Collector of Excise or other Person, out of any Public Monies in his Hands, and the same shall be allowed in his Accounts; and such Overseer shall give a Receipt for the Money

Overseers repaid
by Collector of
Excise.

Money advanced for the Purpose from Excise repaid by War Office.

Certificate delivered up to Overseer, &c.

Women not complying with Regulations, Vagrants.

to be paid to such Collector or other Person, and such Receipt of the Overseer, together with the Receipt of the Woman, shall be taken as Cash in the Payment of Duties of Excise received by such Collector, and all Sums of Money so advanced out of any Duties of Excise, shall be repaid by the Agents of the Regiments to which the Soldiers belong, whose Wives and Families have been so relieved, or by any other Person to be appointed for that Purpose by the Secretary at War, to such Person or Persons as shall be authorized by the Commissioners of Excise in *England* or *Scotland* respectively to draw for or receive the same, for or on account of the said Duties.

V. And be it further enacted, That every such Woman shall, at the last Place of her receiving any Allowance under this Act, antecedent to her Arrival at her Home or Place of Settlement, deliver up such Certificate to the Overseer of the Poor advancing such Allowance, who shall deliver the same to the Collector of Excise, and the same shall be, by such Collector of Excise, transmitted to the War Office.

VI. And be it further enacted, That Wives of Soldiers not complying with the Regulations hereinbefore prescribed, shall be treated as Vagrants, and may be passed as such to their Homes, either in *England*, *Ireland* or *Scotland* respectively, as the case may be.

C A P. CVII.

An Act for defraying the Charge of the Pay and Clothing of the Militia and Local Militia in *Great Britain* for the Year One thousand eight hundred and eleven. [26th June 1811.]

WHEREAS it is necessary that Provision should be made for defraying the Charge of the Pay and Clothing of the Regular Militia (when disembodied) and Local Militia in *Great Britain*, for One Year from the Twenty fifth Day of *December* One thousand eight hundred and ten: Be it therefore enacted by the King'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 in every County, Riding or Place in *England*, and in every County, Stewartry, City or Place in *Scotland*, where the Regular Militia or Local Militia is or shall be raised, the Secretary at War for the time being is hereby authorized and empowered and required to cause to be issued and paid the whole Sum required for the Regular Militia (when disembodied) and Local Militia respectively, in the Manner and for the several Uses hereinafter mentioned; that is to say, for the Pay of the said Regular Militia or Local Militia at the Rate of Eight Shillings a Day for each Adjutant, where an Adjutant is appointed; and at the Rate of Five Shillings a Day for each Quarter Master, where a Quarter Master is appointed; and at the Rate of One Shilling and Six Pence a Day for each Serjeant resident at the Head Quarters of the Regiment, Battalion or Corps, with the Addition of Two Shillings and Six Pence a Week for each Serjeant Major, where a Serjeant Major is appointed; and at the Rate of One Shilling and Two Pence a Day for each Corporal so resident as aforesaid; and at the Rate of One Shilling a Day for each Drummer so resident as aforesaid, with the Addition of Six Pence a Day for each Drum Major, where a Drum Major is appointed; and

Secretary at War to issue the Sum necessary for Pay of Regular and Local Militia, and for Clothing.

also at the Rate of Four Pence *per* Man for each Private Man and Drummer, for defraying the contingent Expences of each Regiment, Battalion or Corps; and also for the Clothing of the Regular Militia (when disembodied) or Local Militia for such County, Riding, Stewartry, City or Place, at the Rate of Four Pounds Nine Shillings and One Penny for each Serjeant Major, Three Pounds Nine Shillings and One Penny for each Serjeant, One Pound Nineteen Shillings and One Penny for each Corporal, Four Pounds and Ten Pence for each Drum Major, Three Pounds and Ten Pence for each Drummer, and One Pound Eighteen Shillings and Seven Pence for each Private Man; and that such Serjeant Majors, Drum Majors, Serjeants, Corporals and Drummers, who may be retained on constant Pay, and resident at Head Quarters, shall be clothed Once in Two Years; and that such Serjeants, Corporals and Drummers of Local Militia, beyond the regular Establishment of the permanent Staff thereof as may be serving on Reduced Pay, under the Provisions of an Act passed in the Fiftieth Year of His present Majesty, intituled, *An Act to amend several Acts relating to the Local Militia of Great Britain*, shall be entitled to new Clothing when their present Clothing shall have been actually and necessarily worn for Two Years: Provided always, that when any Serjeant, Corporal or Drummer shall be absent on Furlough or Licence, such Serjeant, Corporal or Drummer shall, during such Absence, receive Pay at the following Rates instead of those above mentioned; that is to say, every Serjeant the Sum of One Shilling a Day, every Corporal the Sum of Eight Pence *per* Day, and every Drummer the Sum of Six Pence *per* Day respectively, and no more; and it shall be lawful for the Secretary at War to cause any such Pay to be from time to time issued in advance, for any Period not exceeding Four Months from the time for which such Advances shall be made.

50 G. 3. c. 99.

Rates of Pay to Serjeants, Corporals and Drummers, when absent on Furlough.

II. And be it further enacted, That there shall be granted to the Surgeon of each Regiment, Battalion or Corps of Regular Militia when disembodied, a Sum of Money in addition to his Pay, after the Rate of One Guinea for every One hundred Men of each such Regiment, Battalion or Corps, for the Expence of necessary Medicines, for the Sick Non-commissioned Officers, Drummers and Private Men of such Regiment, Battalion or Corps, during the Period or Periods of Assembly for annual Exercise or Training; and to the Surgeon of each Regiment, Battalion or Corps of Local Militia, the Sum of Sixteen Shillings for the same Purpose, as also to the Surgeon of Regular Militia when disembodied, and to the Surgeon of Local Militia respectively, an Allowance of Six Pence *per* Month for each of the Non-commissioned Officers and Drummers of any such Regiment, Battalion or Corps on constant Pay at Head Quarters, for the Expence of necessary Medicines and Attendance given to the Non-commissioned Officers and Drummers on constant Pay at Head Quarters, while such Regiment, Battalion or Corps is not called out for annual Training and Exercise.

Allowance to Surgeons,

III. And be it further enacted, That there shall be granted to the Battalion Clerk of each Regiment, Battalion or Corps of Local Militia, the Establishment of which does not authorize the Appointment of a Quarter Master, an Allowance of Fifty Pounds *per Annum*.

Battalion Clerk of Local Militia, 50l. *per* Ann.

c. 28. ante.

c. 8. ante.

Allowance to
Innholders.

Provido.

‘ VII. And whereas in pursuance of an Act passed in the present Session of Parliament, intituled, *An Act for increasing the Rates of Subsistence to be paid to Innkeepers and others on quartering Soldiers,* certain increased Rates are allowed for the Payment of Innholders and others on whom Non-commissioned Officers and Private Soldiers may, by virtue of an Act passed also in the present Session of Parliament, for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters, to be quartered in that Part of the United Kingdom of *Great Britain and Ireland* called *England*, the Dominion of *Wales*, and the Town of *Berwick upon Tweed*: And whereas the Officers, Non-commissioned Officers, Drummers and Private Men of the said Regular Militia, if disembodied, and the Local Militia, when called out to annual Exercise, are required by Law to be quartered and billeted in Inns, Livery Stables, Alehouses, Victualling Houses, and all Houses of Persons selling Brandy, Strong Waters, Cyder, Wine or Methuegin by Retail;’ Be it enacted, That the Innholders and others on whom the said Non-commissioned Officers, Drummers and Private Men of the Regular Militia (when disembodied), or Local Militia shall be so quartered and billeted, shall be entitled to and receive the same Rates of Allowance for each Serjeant Major, Drum Major, Serjeant, Corporal, Drummer and Private Man so quartered and billeted upon them, during the time of their remaining assembled for Exercise as aforesaid, and under the same Rules and Regulations as such Innholders or others may now, by the above mentioned Act for the Relief of Innkeepers, demand and receive for the Non-commissioned Officers, Drummers and Private Soldiers of the Regular Infantry, in the respective cases of their furnishing them with Diet and Small Beer, or supplying them in lieu thereof with the Articles specified in the said Act for punishing Mutiny and Desertion; and the Secretary at War is hereby authorized and required to supply the necessary Funds to defray the Charge of the Allowances so to be made to the said Innholders and others: Provided always, that each of the Non-commissioned Officers, Drummers and Private Men who shall be furnished with Diet and Small Beer, as aforesaid, shall contribute towards the Expence thereof, the like Proportion of his Pay and Beer Money, as is or shall be contributed in the like case by the Non-commissioned Officers, Drummers and Soldiers of the Regular Infantry.

[*This Act, except the Clauses above inserted, is similar to 50 G. 3. c. 90.*]

C A P. CVIII.

An Act to revive and continue, until the Twenty fifth Day of *March* One thousand eight hundred and twelve, and amend so much of an Act made in the Thirty ninth and Fortieth Year of His present Majesty, as grants certain Allowances to Adjutants and Serjeant Majors of the Militia of *England*, disembodied under an Act of the same Session of Parliament.

[26th June 1811.]

39 & 40 G. 3.
c. 44.

‘ WHEREAS it is expedient that an Act, passed in the Thirty ninth and Fortieth Year of the Reign of His present Majesty, intituled, *An Act for granting, until the Twenty fifth Day*

• *Day of March One thousand eight hundred and one, certain Allow-*
 • *ances to Adjutants, Serjeant Majors and Serjeants of Militia, dis-*
 • *embodied under an Act of this Session of Parliament, intituled, An*
 • *Act for enabling His Majesty to accept the Services of an additional*
 • *Number of Volunteers from the Militia under certain Restrictions,*
 • *which has been revived and continued by several subsequent Acts*
 • *until the Twenty fifth Day of March One thousand eight hundred*
 • *and eleven, should be again revived and further continued, so far*
 • *as the same relates to Adjutants and Serjeant Majors; Be it*
 therefore enacted by the King'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 the said recited Act and the Allow-
 ances therein granted and mentioned to Adjutants and Serjeant
 Majors, and all the Provisions relating thereto, shall be revived
 from the said Twenty fifth Day of *March* One thousand eight
 hundred and eleven, and be further continued until the *Twenty fifth*
Day of March One thousand eight hundred and twelve, so far as
 the same relates to Adjutants and Serjeant Majors; and that all
 such and the like Allowances as would have been payable and paid
 unto any Adjutants and Serjeant Majors, if the said Act and
 Allowances had been continued by any Act of Parliament before
 the said *Twenty fifth Day of March* One thousand eight hundred
 and eleven, shall be payable and paid, and all Arrears thereof
 fully satisfied, in like manner in every respect as if this Act had
 passed before the said *Twenty fifth Day of March* One thousand
 eight hundred and eleven.

revived and con-
 tinued as respects
 Adjutants, &c.

II. And be it further enacted, That every reduced Adjutant
 entitled to any Allowance under this Act may receive and take such
 Allowance, together with the Pay of any such Commission or Half
 Pay, or any such other Allowance or Emolument, as is allowed to
 be held or received by any Adjutant of any Militia in that Part of
Great Britain called *England*, together with any Pay or Allowance
 to which he may be entitled as such Adjutant: Provided always,
 that no such reduced Adjutant shall be entitled to receive any
 Allowance under this Act during the time he shall hold any Place
 of Profit, Civil or Military, under His Majesty, other than such as
 aforesaid.

Reduced Adju-
 tants entitled to
 Pay as well as
 Allowance.

Provida-

C A P. CIX.

An Act for making Allowances in certain cases to Subaltern
 Officers of the Militia in *Great Britain*, while disembodied.

[26th June 1811.]

[This Act, except the Dates, is in all respects similar to 50 G. 3. c. 92.]

C A P. CX.

An Act to prevent the counterfeiting of Silver Pieces deno-
 minated Tokens, intended to be issued and circulated by the
 Governor and Company of the Bank of *England*, for the
 respective Sums of Five Shillings and Six Pence, Three
 Shillings, and One Shilling and Six Pence; and to prevent the

the bringing into the Kingdom or uttering any such counterfeit Pieces or Tokens. [26th June 1811.]

Description of
Tokens to be
issued by the
Bank.

WHEREAS the Governor and Company of the Bank of England, with the Approbation of His Majesty's Most Honourable Privy Council, are preparing to make and stamp, and intend to issue and circulate, for the Convenience of the Public, a Quantity of Silver Pieces, denominated *Tokens*, for the respective Sums of Five Shillings and Six Pence, Three Shillings, and One Shilling and Six Pence, such Tokens for the Sum of Five Shillings and Six Pence being intended to contain, on the Obverse Side thereof, an Impression of His Majesty's Head, and the following Words and Letters (*videlicet*) "Georgius III. Dei Gratia Rex," and on the Reverse thereof the following Words and Figures, *videlicet*, "Bank Token, 5s. 6d." with the Addition of the Year in which the same shall be made and stamped; such Tokens for the Sum of Three Shillings being intended to contain the same Impression, Words and Letters on the Obverse Side thereof as upon the said Tokens for Five Shillings and Six Pence, and on the Reverse Side thereof the following Words and Figures, *videlicet*, "Bank Token, 3 Shill." with the Addition of the Year in which the same shall be made and stamped; and such Tokens for the Sum of One Shilling and Six Pence being intended to contain the same Impression, Words and Letters on the Obverse Side thereof as upon the said Token for Five Shillings and Six Pence, and on the Reverse Side thereof the following Words and Figures, *videlicet*, "Bank Token, 1s. 6d." with the Addition of the Year in which the same shall be coined or stamped: And whereas for the Security of the Public, it is expedient to prevent the counterfeiting of the said respective Tokens; Be it therefore enacted by the King'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 if any Person or Persons shall, from and after the passing of this Act, make, coin or counterfeit, or cause or procure to be made, coined or counterfeited, or willingly act or assist in the making, coining or counterfeiting any Token or Tokens, resembling, or made with Intent to resemble or look like any of the said respective Tokens, so as aforesaid intended to be made, and stamped, and issued, and circulated by the said Governor and Company of the Bank of England, or with Intent to pass as such, every Person so offending, and being thereof convicted by due Course of Law, shall be deemed and adjudged to be guilty of Felony, and shall be transported for any Term of Years not exceeding Seven Years.

Counterfeiting
Tokens.

Punishment.

Bringing counterfeit
Tokens into the Kingdom.

II. And be it further enacted, That if any Person or Persons shall, from and after the passing of this Act, bring into the said United Kingdom any such false or counterfeit Token or Tokens as aforesaid, resembling or made with Intent to resemble or look like the said respective Tokens so as aforesaid intended to be made, and stamped, and issued, and circulated by the said Governor and Company of the Bank of England, or with Intent to pass as such Tokens respectively, knowing the same to be false or counterfeited, to the Intent to utter the same within the said United Kingdom, or within any Dominions of the same, every Person so offending, and being

being thereof convicted by due Course of Law, shall be deemed and adjudged to be guilty of Felony, and shall be transported for any Term of Years not exceeding Seven Years.

Punishment.

III. And be it further enacted, That if any Person or Persons shall, from and after the passing of this Act, utter, offer or tender in Payment or give in Exchange, or pay, or put off to any Person or Persons, any such false or counterfeit Token or Tokens as aforesaid; resembling or made with Intent to resemble or look like any of the said respective Tokens so as aforesaid intended to be made, and stamped, and issued, and circulated by the said Governor and Company of the Bank of *England*, or with Intent to pass as such Tokens respectively, knowing the same to be false or counterfeited, every Person so offending, and being thereof convicted by due Course of Law, shall suffer Six Months Imprisonment, and find Sureties for his or her good Behaviour for Six Months more, to be computed from the End of the said first Six Months; and if the same Persons shall afterwards be convicted a Second Time for the like Offence of uttering, offering or tendering in Payment, or giving in Exchange, or paying, or putting off any such false or counterfeit Token or Tokens as aforesaid, knowing the same to be false or counterfeit, such Persons shall for such Second Offence suffer Two Years Imprisonment, and find Sureties for his or her good Behaviour for Two Years more, to be computed from the End of the said first Two Years; and if the same Person shall afterwards offend a Third Time in uttering, offering or tendering in Payment, or giving in Exchange, or paying or putting off any such false or counterfeit Token or Tokens as aforesaid, knowing the same to be false or counterfeited; and shall by due Course of Law be convicted of such Third Offence, he or she shall be adjudged to be guilty of Felony, and shall be transported for the Term of Fourteen Years.

Vending Tokens.

First Offence.

Second Offence.

Third Offence.

IV. And be it further enacted, That if any Person or Persons shall be convicted of uttering, offering or tendering in Payment any such false or counterfeit Token or Tokens as aforesaid, and shall afterwards be guilty of the like Offence in any other County, City, District or Place, the Clerk of the Assize, or Clerk of the Peace for the County, City, District or Place where such former Conviction shall have been had, shall, at the Request of the Prosecutor, or any other on His Majesty's Behalf, certify the same by a Transcript in few Words, containing the Effect and Tenor of such Conviction, for which Certificate Two Shillings and Six Pence and no more shall be paid, and such Certificate, being produced in Court, shall be sufficient Proof of such former Conviction.

Certificate of former Conviction in another Place sufficient Proof.

V. And be it further enacted, That if any Person or Persons shall have in his, her or their Custody, without lawful Excuse (the Proof whereof shall lie upon the Party accused), any greater Number than Five of such false or counterfeit Tokens as aforesaid, or resembling, or made with Intent to resemble or look like any of the said Tokens respectively so as aforesaid intended to be coined or stamped, and issued and circulated by the said Governor and Company of the Bank of *England*, or with Intent to pass as such, every such Person being thereof convicted upon the Oath of One or more credible Witnesses or Witnesses before One of His Majesty's Justices of the Peace, shall forfeit and lose all such false and counterfeit Tokens, which shall be cut in Pieces and destroyed by Order of such Justice; and every

Having more than Five counterfeit Tokens in his Possession.

Offender

Penalty.

Offender so convicted as aforesaid shall, for every such Offence, forfeit and pay any Sum of Money not exceeding Five Pounds, nor less than Forty Shillings, for every such false or counterfeit Token respectively which shall be found in the Custody of such Person, One Moiety to the Informer or Informers, and the other Moiety to the Poor of the Parish where such Offence shall be committed; and in case any such Penalty shall not be forthwith paid, it shall be lawful for such Justice to commit the Person who shall be adjudged to pay the same to the Common Gaol or House of Correction, there to be kept to hard Labour for the Space of Three Calendar Months, or until such Penalty shall be paid.

Imprisonment,
&c.Suspected Houses
may be searched,
and Tools and
Counterfeit
Tokens seized.

VI. And be it further enacted, That it shall and may be lawful to and for any One Justice of the Peace, on Complaint made before him, upon the Oath of One credible Witness, that there is just Cause to suspect that any One or more Person or Persons is or are, or hath or have been, concerned in making or counterfeiting such false or counterfeit Token or Tokens as aforesaid, resembling or made with an Intent to resemble or look like any of the said Tokens respectively, so as aforesaid intended to be made or stamped, and issued and circulated by the said Governor and Company of the Bank of *England*, or with Intent to pass as such, by Warrant under the Hand of such Justice, to cause the Dwelling-house, Room, Workshop, Outhouse or other Building, Yard, Garden or other Place belonging to such suspected Person or Persons, or where any such Person or Persons shall be suspected to carry on any such making or counterfeiting, or to secrete any such counterfeit Tokens respectively, or the Tools or Implements for counterfeiting or making such false or counterfeit Tokens respectively as aforesaid, or the Materials for making or stamping the same, to be searched for such counterfeit Tokens, Materials, Tools and Instruments respectively; and if any such false or counterfeit Token or Tokens, or any such Tools or Instruments, or any such Materials for making or stamping any such false or counterfeit Tokens, shall be found in any Place so searched, or if any such Tools, Implements or Materials shall be found in the Custody or Possession of any Person or Persons whomsoever, not having the same by some lawful Authority, it shall and may be lawful to and for any Person or Persons whatsoever discovering the same, to seize, and he and they are hereby authorized and required to seize such false or counterfeit Token or Tokens, Tools, Implements and Materials, and carry the same forthwith to a Justice of the Peace of the County, City, District or Place where the same shall be seized, who shall cause the same to be secured and produced in Evidence against any Person or Persons who shall or may be prosecuted for any of the Offences aforesaid in some Court of Justice proper for the Determination thereof, and after such time as any such false or counterfeit Token or Tokens as aforesaid, or any such Tools, Implements or Materials shall have been produced in Evidence as aforesaid, as well so much and such Parts thereof as shall have been so produced, as every other Part thereof so seized, and not made use of in Evidence, shall forthwith by Order of the Court where such Offender or Offenders shall be tried, or by Order of some Justice of the Peace, in case there shall be no such Trial, be defaced or destroyed, or otherwise disposed of, as such Court or such Justice shall direct.

VII. And

VII. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender against this Act before any Justice of the Peace, shall be quashed for want of Form, or be removed by Writ of *Certiorari*, or any other Writ or Process whatsoever into any of His Majesty's Courts of Record at *Westminster*.

Proceedings not
quashed for
want of Form.

VIII. And be it further enacted, That no Action or Suit shall be brought or commenced against any Person or Persons for any thing done in pursuance or under Colour of this Act, until Fourteen Days Notice thereof shall be first given in Writing, to the Person or Persons against whom the same is intended to be brought or commenced; nor shall any such Action or Suit be brought or commenced after sufficient Satisfaction or Tender of Amends shall be made or tendered to the Party or Parties aggrieved; and every such Action or Suit shall be commenced within Three Calendar Months after the Fact committed and not afterwards, and shall be brought in the County, City or Place where the Cause of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action or Suit so to be brought may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to be so done, or if any such Action or Suit shall be brought or commenced before Fourteen Days Notice shall be given thereof as aforesaid, or after sufficient Satisfaction or Amends was made or tendered as aforesaid, or after the time before limited for bringing the same, or shall be brought in any other County or Place than as aforesaid, then and in every such case, the Jury shall find for the Defendant or Defendants, and if upon the Trial a Verdict shall pass for the Defendant or Defendants, or if the Plaintiff or Plaintiffs shall become nonsuit, or discontinue his, her or their Action, or if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and have the like Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in other cases by Law.

Limitation of
Actions.

General Issue.

Treble Costs.

C A P. CXI.

An Act for permitting Sir *William Bishop* and *George Bishop* to continue, until the Fifth Day of *July* One thousand eight hundred and thirteen, the Manufacture of *Maidstone Geneva*; for charging the same with certain Duties; and for rectifying a Mistake in an Act of this Session, for empowering the Lords Commissioners of the Treasury to exonerate Distillers of Spirits from Sugar from the Excess of Duties therein mentioned.

[26th June 1811.]

WHEREAS by an Act made in the Forty fourth Year of the Reign of His present Majesty King *George* the Third, among other things to continue several Laws, one thereof, relating to the permitting Sir *William Bishop*, *George Bishop*, and *Argles Bishop*, to carry on the Manufacture of *Maidstone Geneva* to the Fifth Day of *July* One thousand eight hundred and nine, it was enacted, among other things, that an Act made in the Thirty ninth Year of the Reign of His present Majesty, intituled, *An Act to*

44 G. 3. c. 35.

§ 5.

' continue

Penalty.

Offender so convicted as aforesaid shall, for every such Offence, forfeit and pay any Sum of Money not exceeding Five Pounds, nor less than Forty Shillings, for every such false or counterfeit Token respectively which shall be found in the Custody of such Person, One Moiety to the Informer or Informers, and the other Moiety to the Poor of the Parish where such Offence shall be committed; and in case any such Penalty shall not be forthwith paid, it shall be lawful for such Justice to commit the Person who shall be adjudged to pay the same to the Common Gaol or House of Correction, there to be kept to hard Labour for the Space of Three Calendar Months, or until such Penalty shall be paid.

Imprisonment,
&c.Suspected Houses
may be searched,
and Tools and
Counterfeit
Tokens seized.

VI. And be it further enacted, That it shall and may be lawful to and for any One Justice of the Peace, on Complaint made before him, upon the Oath of One credible Witness, that there is just Cause to suspect that any One or more Person or Persons is or are, or hath or have been, concerned in making or counterfeiting such false or counterfeit Token or Tokens as aforesaid, resembling or made with an Intent to resemble or look like any of the said Tokens respectively, so as aforesaid intended to be made or stamped, and issued and circulated by the said Governor and Company of the Bank of *England*, or with Intent to pass as such, by Warrant under the Hand of such Justice, to cause the Dwelling-house, Room, Workshop, Outhouse or other Building, Yard, Garden or other Place belonging to such suspected Person or Persons, or where any such Person or Persons shall be suspected to carry on any such making or counterfeiting, or to secrete any such counterfeit Tokens respectively, or the Tools or Implements for counterfeiting or making such false or counterfeit Tokens respectively as aforesaid, or the Materials for making or stamping the same, to be searched for such counterfeit Tokens, Materials, Tools and Instruments respectively; and if any such false or counterfeit Token or Tokens, or any such Tools or Instruments, or any such Materials for making or stamping any such false or counterfeit Tokens, shall be found in any Place so searched, or if any such Tools, Implements or Materials shall be found in the Custody or Possession of any Person or Persons whomsoever, not having the same by some lawful Authority, it shall and may be lawful to and for any Person or Persons whatsoever discovering the same, to seize, and he and they are hereby authorized and required to seize such false or counterfeit Token or Tokens, Tools, Implements and Materials, and carry the same forthwith to a Justice of the Peace of the County, City, District or Place where the same shall be seized, who shall cause the same to be secured and produced in Evidence against any Person or Persons who shall or may be prosecuted for any of the Offences aforesaid in some Court of Justice proper for the Determination thereof, and after such time as any such false or counterfeit Token or Tokens as aforesaid, or any such Tools, Implements or Materials shall have been produced in Evidence as aforesaid, as well so much and such Parts thereof as shall have been so produced, as every other Part thereof so seized, and not made use of in Evidence, shall forthwith by Order of the Court where such Offender or Offenders shall be tried, or by Order of some Justice of the Peace, in case there shall be no such Trial, be defaced or destroyed, or otherwise disposed of, as such Court or such Justice shall direct.

VII. And

VII. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender against this Act before any Justice of the Peace, shall be quashed for want of Form, or be removed by Writ of *Certiorari*, or any other Writ or Process whatsoever into any of His Majesty's Courts of Record at *Westminster*.

Proceedings not
quashed for
want of Form.

VIII. And be it further enacted, That no Action or Suit shall be brought or commenced against any Person or Persons for any thing done in pursuance or under Colour of this Act, until Fourteen Days Notice thereof shall be first given in Writing, to the Person or Persons against whom the same is intended to be brought or commenced; nor shall any such Action or Suit be brought or commenced after sufficient Satisfaction or Tender of Amends shall be made or tendered to the Party or Parties aggrieved; and every such Action or Suit shall be commenced within Three Calendar Months after the Fact committed and not afterwards, and shall be brought in the County, City or Place where the Cause of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action or Suit so to be brought may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to be so done, or if any such Action or Suit shall be brought or commenced before Fourteen Days Notice shall be given thereof as aforesaid, or after sufficient Satisfaction or Amends was made or tendered as aforesaid, or after the time before limited for bringing the same, or shall be brought in any other County or Place than as aforesaid, then and in every such case, the Jury shall find for the Defendant or Defendants, and if upon the Trial a Verdict shall pass for the Defendant or Defendants, or if the Plaintiff or Plaintiffs shall become nonsuit, or discontinue his, her or their Action, or if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and have the like Remedy for the same as any Defendant or Defendants hath or have for Costs of Suit in other cases by Law.

Limitation of
Actions.

General Issue.

Treble Costs.

C A P. CXI.

An Act for permitting Sir *William Bishop* and *George Bishop* to continue, until the Fifth Day of *July* One thousand eight hundred and thirteen, the Manufacture of *Maidstone Geneva*; for charging the same with certain Duties; and for rectifying a Mistake in an Act of this Session, for empowering the Lords Commissioners of the Treasury to exonerate Distillers of Spirits from Sugar from the Excess of Duties therein mentioned.

[26th June 1811.]

WHEREAS by an Act made in the Forty fourth Year of the Reign of His present Majesty King *George* the Third, among other things to continue several Laws, one thereof, relating to the permitting Sir *William Bishop*, *George Bishop*, and *Argles Bishop*, to carry on the Manufacture of *Maidstone Geneva* to the Fifth Day of *July* One thousand eight hundred and nine, it was enacted, among other things, that an Act made in the Thirty ninth Year of the Reign of His present Majesty, intituled, *An Act to*

44 G. 3. c. 35.

§ 5.

continue

' continue and amend so much of an Act made in the Thirty third Year
 ' of the Reign of His present Majesty, as permits Sir William Bishop,
 ' George Bishop and Argles Bishop, to carry on the Manufacture
 ' of Maidstone Geneva; which said Act of the Thirty ninth Year
 ' aforesaid was to commence and take Effect from and immediately
 ' after the Fifth Day of July One thousand seven hundred and
 ' ninety nine, and continue in force for the Space of Five Years, to
 ' be computed from that Day, should be and the same was thereby
 ' further continued until the Fifth Day of July One thousand eight
 ' hundred and nine: And whereas the said Argles Bishop has quitted
 ' the said Distillery and Premises at Maidstone, mentioned in the
 ' said Act made in the Thirty ninth Year of the Reign of His pre-
 ' sent Majesty, and the said Sir William Bishop and George Bishop are
 ' become possessed of the Distillery and Premises, and the said Sir
 ' William Bishop and George Bishop are desirous to carry on the Ma-
 ' nufacture of and to make Spirits commonly called Maidstone Geneva
 ' in the said Distillery and Premises at Maidstone aforesaid, under and
 ' subject to the Duties by this Act in that Behalf imposed, and
 ' under, subject and according to the Rules, Regulations, Restric-
 ' tions, Provisions, Fines, Penalties and Forfeitures, as the said Sir
 ' William Bishop, George Bishop and Argles Bishop, carried on the
 ' Manufacture of and made Spirits commonly called Maidstone
 ' Geneva: And whereas it is expedient to allow the said Sir William
 ' Bishop and George Bishop to carry on such Manufacture, and to
 ' make such Spirits for a limited time; Be it therefore enacted by
 ' the King'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 Fifth Day of July One thousand eight
 ' hundred and eleven, it shall and may be lawful to and for the said
 ' Sir William Bishop and George Bishop, and the Survivor of them,
 ' possessed of the said Distillery and Premises, to carry on the Manu-
 ' facture of and to make Spirits commonly called Maidstone Geneva,
 ' in the said Distillery and Premises at Maidstone aforesaid, until and
 ' upon the Fifth Day of July One thousand eight hundred and thirteen,
 ' under and subject to the Duties by this Act in that Behalf imposed,
 ' and under, subject and according to the Rules, Regulations, Restric-
 ' tions, Provisions, Fines, Penalties and Forfeitures, contained, provided,
 ' settled or established by any Act or Acts of Parliament in force im-
 ' mediately before the Expiration of the said Act of the Thirty ninth
 ' Year aforesaid, for the said Sir William Bishop, George Bishop and
 ' Argles Bishop, carrying on the Manufacture of and making Spirits
 ' commonly called Maidstone Geneva, in the said Distillery and Pre-
 ' mises; and the said Rules, Regulations, Restrictions, Provisions,
 ' Fines, Penalties or Forfeitures, shall be and the same are hereby
 ' directed to be applied and practised and put in Execution to and
 ' for the carrying on the Manufacture of and making Spirits com-
 ' monly called Maidstone Geneva by the said Sir William Bishop and
 ' George Bishop in the said Distillery and Premises at Maidstone afo-
 ' said, and securing the Duties by this Act in that Behalf imposed,
 ' as fully and effectually, to all Intents and Purposes, as if all and
 ' singular the said Rules, Regulations, Restrictions, Provisions, Fines,
 ' Penalties and Forfeitures had been repeated and specially re-enacted
 ' in the Body of this Act, and hereby applied to the said Sir William
 ' Bishop

Manufacture of
 Maidstone Ge-
 neva may be
 carried on till
 July 5, 1813.

Bishop and *George Bishop*, and the carrying on the Manufacture of and making Spirits commonly called *Maidstone Geneva* by them the said Sir *William Bishop* and *George Bishop* in the said Distillery and Premises at *Maidstone* aforesaid, and the Duties by this Act in that Behalf imposed.

II. And be it further enacted, That there shall be raised, levied Duties and collected the following Duties of Excise; that is to say,

For every One hundred and twenty Gallons of Wash, which they the said Sir *William Bishop* and *George Bishop*, or the Survivor of them, possessed of the Distillery and Premises in which the said *George Bishop* deceased (a) carried on the Manufacture of *Maidstone Geneva* at *Maidstone* aforesaid, shall produce from a Weight of Malt or other Corn, including the Bran thereof, and not exceeding One hundred and twelve Pounds Avoirdupois, Two Pounds Two Shillings and Four pence: (a) [No such Person as *George Bishop* deceased is mentioned before.]

For every Gallon of Wash in the Possession of the said Sir *William Bishop* and *George Bishop*, or the Survivor of them, at any time when Thirty Gallons of any Wash so in their Possession taken and distilled by the Officer of Excise, according to the Directions and under the Authority of the said Act made in the Thirty ninth Year of His present Majesty, as shall be found to produce more than Two Gallons and One Eighth of a Gallon of Spirits at the Strength of One in Six under Hydrometer Proof, One Shilling and Five pence.

III. And be it further enacted, That there shall be raised and collected, until Twelve Months after the Ratification of the Definitive Treaty of Peace, the additional Duties of Excise hereinafter mentioned, over and above the Duties hereinbefore imposed; that is to say,

Additional Duties paid till 12 Months after Ratification of a Definitive Treaty.

For every One hundred and twenty Gallons of Wash which the said Sir *William Bishop* and *George Bishop*, or the Survivor of them, possessed of the said Distillery and Premises, shall produce from a Weight of Malt or other Corn, including the Bran thereof, and not exceeding One hundred and twelve Pounds Avoirdupois, Fifteen Shillings:

And for every Gallon of Wash in the Possession of the said Sir *William Bishop* and *George Bishop*, or the Survivor of them, at any time when Thirty Gallons of any Wash so in their Possession taken and distilled by the Officer of Excise, according to the Directions and under the Authority of the said Act made in the Thirty ninth Year of the Reign of His present Majesty, shall be found to produce more than Two Gallons and One Eighth of a Gallon of Spirits at the Strength of One in Six under Hydrometer Proof, Six pence.

IV. And be it further enacted, That the Duties for or in respect of any such Wash which they the said Sir *William Bishop* and *George Bishop*, or the Survivor of them, possessed of the said Distillery and Premises, shall so produce from such Weight of Malt or other Corn as aforesaid, and for or in respect of any Wash which shall be so found in the Possession of the said Sir *William Bishop* and *George Bishop*, or the Survivor of them, and shall produce more than Two Gallons and One Eighth of a Gallon of Spirits as aforesaid by this Act imposed, shall be under the Management of the Commissioners of Excise in *England* for the time being, and shall be paid by the said

Duties under Commissioners of Excise.

How paid.
Sir

Sir *William Bishop* and *George Bishop*, and the Survivor of them, at such times and in such manner as the Duties imposed by an Act made in the Forty third Year of the Reign of His present Majesty, intituled, *An Act to repeal the Duties of Excise payable in Great Britain, and to grant other Duties in lieu thereof*; and by another Act made in the Forty third Year of the Reign aforesaid, intituled, *An Act for granting to His Majesty, until Twelve Months after the Ratification of the Definitive Treaty of Peace, certain additional Duties of Excise in Great Britain, for or in respect of Wash* which the said Sir *William Bishop*, *George Bishop* and *Argles Bishop*, or the Survivors or Survivor of them, possessed of the said Distillery and Premises, should produce from such Weight of Malt or other Corn, as in the said last mentioned Acts respectively mentioned, or for or in respect of Wash which should be found in the Possession of the said Sir *William Bishop*, *George Bishop* and *Argles Bishop*, or the Survivors or Survivor of them; and should produce more than Two Gallons and One Eighth of a Gallon of Spirits as in the said last mentioned Acts respectively mentioned, were payable under and by virtue of the said Two last mentioned Acts respectively; and the said several Duties by this Act imposed as in that Behalf aforesaid shall respectively be appropriated and applied to the same Uses and Purposes, and in the same manner as the said recited Duties so imposed by the said Two Acts made in the Forty third Year of the Reign of His present Majesty were by Law respectively directed to be appropriated and applied.

Application of Duties.

Cap. 42. ante, § 1.

‘ V. And whereas by an Act passed in this Session of Parliament to empower the Lords Commissioners of the Treasury to exonerate Distillers of Spirits from Sugar from the Excess of the Duties therein mentioned, it is, among other things, recited, that an Act therein mentioned, made in the Forty eighth Year of His present Majesty’s Reign, expired on the Thirty first Day of *December* One thousand eight hundred and ten, and that by the Expiration thereof the former high Duties imposed by Two several Acts therein mentioned, of the Forty third Year of His present Majesty’s Reign, and also the high Duties imposed by an Act made in the Forty eighth Year of His present Majesty’s Reign, for or in respect of such Spirits, and the several other Matters and Things in the said Act of this Session of Parliament in that Behalf specified, revived :
 ‘ And whereas the said last mentioned high Duties were not imposed by an Act made in the Forty eighth Year of His present Majesty’s Reign, but were imposed by an Act made in the Forty sixth Year of His present Majesty’s Reign, and it is therefore expedient to rectify the said Mistake;’ Be it therefore enacted, That the Commissioners of His Majesty’s Treasury, or any Three or more of them, shall be at Liberty to exonerate and discharge all and every such Distiller and Distillers, and Maker or Makers of Spirits in *England* and *Scotland* respectively, as are in the said Act passed in this Session of Parliament in that Behalf mentioned, from, and to remit to them respectively, such and so much of the high Duties imposed by the said Act made in the Forty sixth Year of His present Majesty’s Reign, for or in respect of Wort or Wash brewed or made from Sugar, and distilled since the said Thirty first Day of *December* One thousand eight hundred and ten; and also all and every such Distiller and Distillers in that Part of *Great Britain* called *Scotland*, from so

Treasury may discharge Distillers from so much of high Duties by 46 G. 3. for Wash brewed from Sugar, and distilled since Dec. 31, 1810, &c. as they shall think reasonable.

much of the said high Duties imposed by the said Act of the Forty sixth Year of His present Majesty's Reign, for or in respect of Spirits made or distilled in *Scotland* for Consumption in *Scotland* from Sugar or any Mixture therewith; and for and in respect of the cubical Content of any Still or Stills used or employed in *Scotland*, for the Purpose of making or distilling Low Wines or Spirits for Consumption in *Scotland* from Melasses or Sugar, or any Mixture therewith; and for and in respect of Spirits manufactured in *Scotland*, and brought from thence into that Part of *Great Britain* called *England*, as shall exceed the Amount of the Duty which would have accrued or become payable under or by virtue of the said Act made in the Forty eighth Year of His present Majesty's Reign, had the same remained and continued in force; and from any presumptive Charges as to such Commissioners of the Treasury, or any Three or more of them, shall under the Circumstances of each and every such case appear to them to be just and reasonable; any thing in any Act of Parliament to the contrary in any wise notwithstanding.

C A P. CXII.

An Act for enabling His Majesty to raise the Sum of Three Millions for the Service of *Great Britain*. [26th June 1811.]

“TREASURY empowered to raise £3,000,000 by Exchequer Bills, in manner prescribed by 48 G. 3. c. 1.—§ 1, 2. Principal of said Bills charged on First Supplies of next Session. § 3. Interest thereon of 3¼d. per Cent. per Diem. § 4. Said Bills to be current at the Exchequer, &c. after April 5, 1812. § 5. Bank of *England* empowered to advance £3,000,000 on the Credit of this Act, notwithstanding 5 & 6 W. & M. c. 20.—§ 6.

C A P. CXIII.

An Act for granting to His Majesty a Sum of Money to be raised by Lotteries. [26th June 1811.]

C A P. CXIV.

An Act to permit the Services of the Regiment of Miners of *Cornwall* and *Devon* to be extended to *Ireland*.

[26th June 1811.]

‘WHEREAS it would conduce to the better Defence and Security of the United Kingdom if the Services of the Regiment of Miners of the Counties of *Cornwall* and *Devon* were extended to all Parts of the United Kingdom; Be it therefore enacted by the King'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 all Persons who may be commissioned, raised and enrolled in and for the Regiment of Miners, at any time after the passing of this Act, whether by Ballot or otherwise, under any Act now in force, or which may hereafter be in force for raising Men for the said Regiment, shall be liable to serve in all Parts of the United Kingdom of *Great Britain* and *Ireland*; any thing contained in any Act relating to the said Regiment of Miners respectively to the contrary notwithstanding.

Regiment of Miners liable to serve in all Parts of United Kingdom.

Instead of Oaths prescribed by 43 G. 3. c. 72. the following Oaths.

II. And be it further enacted, That after the passing of this Act, so much of the Act passed in the Forty second Year of His present Majesty, intituled, *An Act for repeating an Act made in the Thirty eighth Year of the Reign of His present Majesty, intituled, An Act for raising a Body of Miners in the Counties of Cornwall and Devon, for the Defence of the Kingdom during the present War, and for more effectually raising and regulating a Body of Miners for the Defence of Great Britain*, as prescribes the Form of Oaths to be taken by Persons ballotted, and by Substitutes and Volunteers raised under that Act, shall be repealed, and instead thereof every Person who shall be raised by Ballot for the said Regiment under any Acts in force at the passing of this Act, or under any future Act, and appearing and serving in Person, shall take the following Oath:

Oath for ballotted Men.

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*; and that I will faithfully serve in the Regiment of Miners of *Cornwall* and *Devon*, in any Part of the United Kingdom of *Great Britain* and *Ireland*, for the Defence of the same during the time of Five Years, for which I am enrolled, unless I shall be sooner discharged.’

And every Person raised under any of the said Acts, either as a Substitute, Hired Man or Volunteer, or otherwise than by Ballot, shall take the following Oath:

Oath for Substitutes or Volunteers.

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*; and that I will faithfully serve in the Regiment of Miners of *Cornwall* and *Devon*, in any Part of the United Kingdom of *Great Britain* and *Ireland*, for the Defence of the same during the time of Five Years, or for such further time as the said Regiment shall remain embodied, if within the Space of Five Years His Majesty shall order and direct the same to be drawn out and embodied, unless I shall be sooner discharged.’

Serjeants, Corporals and Drummers, to take the following Oath.

III. And be it further enacted, That every Person who shall be appointed to serve as a Serjeant, Corporal or Drummer, in the Regiment of Miners, to be established under this Act for extended Service, shall take the following Oath:

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*; and that I will faithfully serve in the Regiment of Miners of *Cornwall* and *Devon*, in any Part of the United Kingdom for the Defence of the same, until I shall be legally discharged.’

43 G. 3. c. 72. and all Acts relating to Regiment of Miners extended to this Act.

IV. And be it further enacted, That the Regiment of Miners to be raised under this Act shall be raised under the Provisions contained in the said recited Act of the Forty second Year aforesaid, and in every other Act or Acts relative to the said Regiment of Miners, so far as the same or any of them were in force immediately before the passing of this Act, and are not hereby altered; and all Powers and Provisions, Clauses, Matters and Things contained in the said several last mentioned Acts shall, as far as the same were in force immediately before the passing of this Act, and are applicable and are not hereby altered or repealed, be in force for the Purposes aforesaid, and shall respectively relate to the Regiment of Miners to be

so raised for Service in the United Kingdom, as if the same were expressly re-enacted and contained herein.

V. And be it further enacted, That all Powers, Provisions, Clauses, Matters and Things contained in an Act passed in the Forty third Year of His present Majesty, intituled, *An Act for consolidating and amending the several Laws for providing Relief for the Families of Militia Men of England when called out into actual Service*, or in any other Acts relative to granting Relief to the Wives and Families of Persons serving in the Militia of *England*, shall, as far as the same are extended and relate to Allowances to the Wives and Families of Ballotted Men of the said Regiment of Miners, be in force, and respectively relate to the Wives and Families of Persons to be hereafter ballotted to serve, and thereupon personally serving in the said Regiment, under the Provisions of this Act or any future Act.

43 G. 3. c. 47.
&c. to apply to
Relief of Wives
and Families of
Ballotted Men.

VI. And be it further enacted, That the Regiment of Miners to be raised in manner aforesaid for extended Service shall be entitled to the same Rank, Privileges and Exemptions, and subject to the same Rules and Regulations, as the said Regiment of Miners now are respectively entitled or subject to under any Act or Acts now in force relating to the said Regiment.

Rank, &c.

VII. And be it further enacted, That all Commissioned Officers of the said Regiment of Miners whose Service shall become extended to all Parts of the United Kingdom by virtue of this Act, who shall be disabled in actual Service, shall be entitled to Half Pay according to their Ranks; and all Non-commissioned Officers, Drummers and Private Men of such Force so disabled, shall be entitled to the Benefit of *Chelsea Hospital*; and the Widows of all such Commissioned Officers killed in Service shall be entitled to receive such Pensions for Life as are given to Widows of Officers in His Majesty's Regular Forces.

Half Pay.

Chelsea Hospital;

Widows Pen-
sions.

VIII. And be it further enacted, That no Regiment, Battalion or Corps of such Miners shall continue to serve in *Ireland* for any longer Period than Two Years successively: Provided always, that in case of any actual Invasion of or Rebellion in *Ireland*, it shall be lawful for His Majesty to employ or to retain in *Ireland*, during the Continuance of such Rebellion or Invasion, any Regiment, Battalion or Corps of the said Miners, although such Regiment, Battalion or Corps, may have previously to the Suppression of such Rebellion or Invasion served its full Period of Two Years; any thing in this Act to the contrary notwithstanding: Provided always, that so soon as any such Invasion or Rebellion shall have been defeated or suppressed (the same to be signified by His Majesty's Proclamation), every such Regiment, Battalion or Corps which shall then have served its full Period of Two Years shall return to *Great Britain*.

Length of Ser-
vice in *Ireland*,

Provide.

IX. And be it further enacted, That no Regiment, Battalion or Corps of such Miners, shall be called upon to serve in *Ireland*, until His Majesty's Pleasure shall have been signified by the Secretary of State.

Service in *Ire-
land* signified by
Secretary of
State.

X. And whereas it is expedient that His Majesty should be empowered in the mean time and until a Regiment of Miners for Service in the United Kingdom shall have been raised and enrolled by virtue of this Act, to avail himself of such voluntary Officers as may from time to time be made by the present Regiment of Miners, or by any Part or Parts of the same, to extend their Services

into

' pairing, purchasing or providing any Church or Chapel where the
 ' Liturgy and Rights of the said united Church are or shall be
 ' used or observed, or any Mansion House for the Residence of any
 ' Minister of the said united Church, officiating or to officiate in any
 ' such Church or Chapel, or of any Outbuildings, Offices, Church
 ' Yard or Glebe for the same respectively, and to be for those Pur-
 ' poses applied according to the Will of the said Benefactor in and
 ' by such Deed enrolled, or by such Will or Testament executed as
 ' aforesaid expressed (the Consent and Approbation of the Ordinary
 ' being first obtained), and in Default of such Direction, Limitation
 ' or Appointment, in such manner as shall be directed and appointed
 ' by the Patron and Ordinary, with the Consent and Approbation
 ' of the Parson, Vicar or other Incumbent; and such Person and
 ' Persons, Bodies Politic and Corporate, and their Heirs and Suc-
 ' cessors respectively, should have full Capacity and Ability to pur-
 ' chase, receive, take, hold and enjoy for the Purposes aforesaid, as
 ' well from such Persons as shall be so charitably disposed to give
 ' the same, as from all other Persons as shall be willing to sell or
 ' alien to such Person or Persons, Bodies Politic or Corporate, any
 ' Lands or Tenements, Goods or Chattels, without any Licence
 ' or Writ of *Ad quod damnum*: And whereas Doubts have arisen
 ' whether the Powers and Provisions of the said Act will enable
 ' His Majesty to make any such Grant for the Purposes before men-
 ' tioned: And whereas it is expedient that the Powers of the said
 ' Act should be extended for that Purpose; Be it therefore enacted
 by the King'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 the King's Most Excellent Majesty, his Heirs and Successors,
 shall have full Power, Licence and Authority, by Deed or Writing
 under the Great Seal, or under the Seal of his Duchy and County
 Palatine of *Lancaster*, to give and grant and vest in any Person or
 Persons, Bodies Politic or Corporate, and their Heirs and Successors
 respectively, all such his, her or their Estate, Interest or Property in
 any Lands or Tenements within the Survey of the Court of Exche-
 quer, or of the Duchy of *Lancaster*, for or towards the erecting,
 rebuilding, repairing, purchasing or providing any Church or Chapel
 where the Liturgy and Rites of the said United Church are or shall
 be used or observed, or any Mansion House for the Residence of any
 Minister of the said United Church officiating or to officiate in any
 such Church or Chapel, or of any Out-buildings, Offices, Church
 Yard or Glebe for the same respectively, and to be for those Pur-
 poses applied in and by such Deed as aforesaid expressed, the Consent
 and Approbation of the Ordinary being first obtained, and such Per-
 son and Persons, Bodies Politic and Corporate, and their Heirs and
 Successors respectively, shall have full Capacity and Ability to re-
 ceive, take, hold and enjoy for the Purposes aforesaid, any Lands or
 Tenements notwithstanding the Statute of Mortmain, or the Act
 of the First Year of Her late Majesty Queen Anne, intituled, *An
 Act for the better Support of Her Majesty's Household, and the Honour
 and Dignity of the Crown*, or any other Act or Acts, or other Im-
 pediment or Disability whatsoever: Provided always, that nothing
 in this Act contained shall extend or be construed to extend to
 enable His Majesty, his Heirs and Successors, to grant more than
 Five

His Majesty
 may vest Lands
 in any Person
 for building or
 repairing Church
 or Chapel, or
 House for Resi-
 dence of Mi-
 nister.

9 H. 3. c. 36.
 1 Ann. Stat. I.
 c. 7.

No Grant to ex-
 ceed Five Acres.

Five Acres in any one Grant for any of the Purposes aforesaid, or to alter or amend any of the Provisions of the said Act of the Forty third Year of His present Majesty, which are not hereinbefore specially named and mentioned.

II. And be it further enacted, by the Authority aforesaid, That it shall be lawful for any Person or Persons, Bodies Politic or Corporate, seized of or entitled to the entire and absolute Fee Simple of any Manor, by Deed under the Hand and Seal or Hands and Seals of any such Person or Persons, and under the Seal or Seals of any such Body or Bodies Politic or Corporate, and inrolled in the Court of Chancery, to grant to the Rector, Vicar or other Minister of any Parish Church and his Successors, or to the Curate or Minister of any Chapel and his Successors, any Parcel or Parcels of Land not exceeding in the whole the Quantity of Five Statute Acres, Parcel of the Waste of such Manor, and lying within the Parish where such Church or Chapel shall be or shall be intended to be erected, or within any Extra-parochial District wherein any such Chapel shall be or shall be intended to be erected, for the Purpose of erecting thereon or enlarging any such Church or Chapel, or for a Church Yard or Burying Ground, or enlarging a Church Yard or Burying Ground for such Parish or Extra-parochial Place, or for a Glebe for the Rector, Vicar, Curate or other Minister of any such Church or Chapel, to erect a Mansion House or other Buildings thereon, or make other Conveniences for the Residence of such Rector, Vicar, Curate or other Minister, freed and absolutely discharged of and from all Rights of Common thereon, and any Statute prohibiting any Alienation in Mortmain, or other Statute, Law or Custom to the contrary notwithstanding: Provided always, that no Grant whatsoever shall be made of any Land whatsoever, for any of the Purposes authorized by this Act, unless the Church or Chapel for the Benefit whereof or of the Minister whereof such Grant shall be made shall be a Parochial Church or Chapel for the Service of the United Church of *England* and *Ireland*, duly authorized by Law, or a Church or Chapel duly consecrated for the Service of such Church, or erected, or to be erected for such Purpose by and with the Licence and Consent of the Ordinary of the Diocese wherein the same shall be.

Any Person having Fee Simple of Manor may grant Five Acres of Waste for Ecclesiastical Purposes.

Grants restricted to Parochial Churches or Chapels.

C A P. CXVI.

An Act to enable His Majesty to grant a Piece of Ground within the Tower of *London*, to be used as an additional Burial Ground for Persons dying within the said Tower.

[26th June 1811.]

‘ **W**HEREAS the Cemetery or Burial Ground for the Interment of Persons dying within the Tower of *London* is incapable, in point of Room, of providing for the Burial of the Dead within the said Tower, and it hath therefore been found absolutely necessary that a Piece of Ground should be obtained for the future Interment of Persons dying therein: And whereas there is a Piece of Ground situate and being at the Distance of Six Feet from the Front Wall of the Grand Store Room, under the Small Armoury within the said Tower, which Ground is Part of the Piece of paved Ground commonly called by the Name of

' *The Broad Walk*, and contains in Length from East to West One
 ' hundred and Eighty seven Feet, and in Breadth from South to
 ' North Nineteen Feet and Six Inches, and abuts North, at the
 ' Distance of Six Feet, towards the Front Wall of the said Grand
 ' Store Room in Part, and in other Part, at the Distance of Six
 ' Feet, towards a Way or Passage leading to the Jewel Office,
 ' South in Part on the Carriage Way between the Small Armoury
 ' and the White Tower, and in other Part on the Terrace and
 ' some Dwelling Houses in the Occupation of several Persons em-
 ' ployed as Clerks in the Tower, East on an Engine House occu-
 ' pied by the Board of Ordnance, and West on the present Burial
 ' Ground; which present Burial Ground and a Slip of Ground Six
 ' Feet in Breadth and One hundred and eighty seven Feet in
 ' Length on the South of the Front Wall of the said Grand Store
 ' Room in Part, and on the South of the said Passage to the Jewel
 ' Office on other Part, together with the said Piece of Ground
 ' before particularly described, constitutes the whole of the said
 ' Piece of paved Ground called *The Broad Walk*, and the said
 ' Piece of paved Ground called *The Broad Walk* lies open and
 ' uninclosed on the South, except where abutting on the said
 ' Dwelling Houses, and hath been frequently used as a temporary
 ' Depository for His Majesty's Storcs, and as a Parade for His
 ' Majesty's Officers and Soldiers within the said Tower: And
 ' whereas the said Piece of Ground before particularly described,
 ' and so adjoining the present Burial Ground of the Tower of
 ' *London* as aforesaid, is equally adapted for the Purpose of burying
 ' Persons dying within the said Tower as the said Piece of Ground
 ' now used as the Burial Ground of the said Tower: And whereas
 ' the said Piece of Ground before particularly described as well as
 ' the said Piece of Ground now used as the Burial Ground are the
 ' Property of His Majesty in Right of his Crown, and are extra-
 ' parochial and exempt from all Ecclesiastical Jurisdiction, and it
 ' is necessary that Authority be given for using the said Piece of
 ' Ground before particularly described as an additional Burial Ground
 ' of the said Tower; but inasmuch as by reason of His Majesty's
 ' Estate and Interest therein the same cannot be effected without the
 ' Aid and Authority of Parliament: May it therefore please Your
 ' Majesty that it may be enacted; and be it enacted by the King'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 passing of this Act, it shall and may be lawful
 ' to and for the Lord Bishop of *London* for the time being to conse-
 ' crate, with the usual Ceremonies and Solemnities, the aforesaid
 ' Piece of paved Ground hereinbefore particularly described, contain-
 ' ing in Length from East to West One hundred and eighty seven Feet,
 ' and in Breadth from South to North Nineteen Feet Six Inches, and
 ' abutting upon the said Piece of paved Ground now used as a Burial
 ' Ground as aforesaid, to the Intent that the same Piece of Ground so
 ' consecrated may from thenceforth for ever be used as and for a
 ' Burial Ground for the Interment of Persons dying within the said
 ' Tower of *London*.

Bishop of *Lon-*
don may conse-
 crate Piece of
 Ground;

after Consecra-
 tion, used for
 Burial Ground.

II. And be it further enacted, That, from and after such Con-
 secration, the said Piece of Ground so consecrated shall and may
 accordingly;

accordingly, for ever, be used as and for a Burial Ground for the Interment of Persons dying within the said Tower, in such and the same manner as the said Piece of open paved Ground, constituting the present Burial Ground of the said Tower, hath been heretofore used for the Interment of Persons dying within the said Tower.

C A P. CXVII.

An Act for granting to His Majesty certain Sums of Money out of the Consolidated Fund of *Great Britain*; and for applying certain Monies therein mentioned for the Service of the Year One thousand eight hundred and eleven; and for further appropriating the Supplies granted in this Session of Parliament. [26th June 1811.]

§ I.	£ 5,000,000	o o	Out of Surplus of <i>British</i> Consolidated Fund	
II.	356,787	11 8½	Surplus of Consolidated Fund on 5th Jan. 1811	
III.	996,927	18 4½	Ditto - - - - - 5th April 1811	
IV.	8,000,000	o o	Part of the Sum remaining in the Exchequer to complete 19,500,000 <i>l.</i> granted out of Produce of War Taxes 1810	
V.	20,000,000	o o	From the following Duties, viz.	
			Additional Customs under 43 G. 3. c. 70.	
			Excise on Tobacco, &c. - - - - - 46 G. 3. c. 39.	
			Duties on Property - - - - - c. 65.	
			Excise on Brandy - - - - - 47 G. 3. <i>Seff.</i> 1. c. 27.	
			Customs - - - - - 49 G. 3. c. 98.	
			Additional Duties of Customs 51 G. 3. c. 43.	
			Duty on Linen - - - - - c. 44.	
			Duty on Copper - - - - - c. 31.	
			New Duties on Importation of Hides in the Hair - - - - - c. 67.	
			Additional Duties of Customs, on Fir Timber - - - - - c. 93.	
VI.	2,804,700	o o	Exchequer Bills charged upon Supplies for 1810, subscribed to be funded pursuant to the Resolution of the House of Commons of 15th March 1811	
VII.	420,364	o o	From Sale of Old Naval and Victualling Stores	For Naval Services hereinafter expressed. See § X.
VIII.	The following Sums, viz.			
	Produce of Malt and Penion Act, not exceeding			
	3,000,000	o o	- - - - - 51 G. 3. c. 2.	Appropriated to the Uses after expressed. See § X., &c. Lotteries,
	10,500,000	o o	Exchequer Bills - - - - - c. 3.	
	1,500,000	o o	Ditto - - - - - c. 4.	
	4,981,300	o o	Annuities - - - - - c. 26.	
	6,000,000	o o	Exchequer Bills - - - - - c. 53.	
	1,500,000	o o	Ditto - - - - - c. 54.	
	12,000,000	o o	Annuities (after remitting 4,500,000 <i>l.</i> to Ireland,) - - - - - c. 49.	
			Z 4	

Granted to make good the Supply for Service of *Great Britain* for 1811.

Lotteries,	(deducting One third for		
	<i>Ireland,</i>)	-	51 G. 3. c. 113.
£3,000,000	o o	Exchequer Bills	- c. 112.
8,000,000	o o	Part of Sum remaining to be received 15th	
		<i>Feb.</i> 1811, to complete 19,500,000 <i>l.</i>	
		granted out of Produce of War Taxes	
		1810.	
356,787	11 8½	(granted above, § II.)	
996,927	18 4½	(granted above, § III.)	
420,364	o o	(granted above, § VII.)	
20,000,000	o o	(granted above, § V.)	
5,000,000	o o	(granted above, § I.)	

Appropriated to the Uses after exprest. See § X., &c.

IX.

The following Sums, viz.

1,000,000	o o	Treasury Bills	} coming into the <i>Irisb</i> Exchequer under the Acts,	} { 51 G. 3. c. 5. } _____ c. 22. _____ c. 49. _____ c. 113. _____ c. 88.
2,500,000	o o	Annuities and Treasury Bills		
4,500,000	o o	Annuities		
Share of Lotteries				
200,000	o o	Treasury Bills		

Appropriated to the Uses after exprest. See § XXVI., &c.

X.

Appropriation, viz.

20,935,894	10 o	For Naval Services; that is to say, £	<i>s.</i>	<i>d.</i>	
3,345,875	o o	For 145,000 Men,	} At per Man per Month,	} { 1 15 6 } 2 7 3 1 19 0 0 7 0	} For 13 Months.
4,453,312	10 o	For Victuals,			
3,675,750	o o	For Wear and Tear of Ships,			
659,750	o o	For Ordnance for Sea Service,			
1,578,113	o o	For Ordinary of Navy, including Half Pay			
2,046,200	o o	For Building and Repairs of Ships of War and Extras			
1,113,894	o o	For Provisions for Troops in Garrisons on Foreign Stations, and Rations for Troops embarked on board Transports			
2,752,662	6 o	For Hire of Transports			} For the Year 1811.
352,462	6 o	For Sick and Wounded Seamen at Home and Abroad			
834,336	19 8	For Prisoners of War in Health at Home and Abroad			
90,000	o o	Ditto Sick			
32,388	8 4	For Salaries, Stationary and Contingencies of Transport Office			
1,150	o o	For Superannuations in the Transport and other Offices			

XI.

3,000,000 o o For *Great Britain*, " to enable His Majesty to take such Measures as may be necessary to disappoint or defeat any Enterprizes or Designs of His Enemies, and as the Exigency of Affairs may require."

XII.

200,000 o o *British* Currency, " to enable His Majesty to take such Measures as the Exigency of Affairs may require for *Ireland*."

XIII.

400,000 o o For Engagements with His *Sicilian* Majesty.

XIV.

XIV.	£2,000,000	0	0	For <i>Portugal</i> , "to enable His Majesty to continue to " maintain in his Pay a Body of <i>Portuguese Troops</i> , " and to give such further Aid and Assistance to " the Government of <i>Portugal</i> as the Nature of the " Contest in which His Majesty is engaged may " appear to him to require."
XV.	21,287,004	10	8	For Land Forces and other Services; that is to say,
	7,299,879	10	6	For Land Forces at Home and Abroad (except in the <i>East Indies</i> , Foreign Corps in <i>British</i> Pay and embodied Militia
	31,499	14	2	For Five Troops of Dragoons and Eighteen Companies of Foot for recruiting Corps serving in <i>India</i> -
	3,098,910	5	3	For embodied Militia of <i>Great Britain</i> and <i>Ireland</i> and of the Royal Corps of Miners of <i>Devon</i> and <i>Cornwall</i> -
	518,294	4	10	For General and Staff Officers and Officers of Hospitals at Home and Abroad, and Charge of Garrisons -
	32,507	5	7	For Full Pay for Supernumerary Officers of Forces -
	281,534	14	7	For Principal Officers of several Publick Departments in <i>Great Britain</i> and <i>Ireland</i> , their Deputies, Clerks and Contingent Expences, and Amount of Exchequer Fees to be paid by the Paymaster General -
	221,993	10	0	For Half Pay to reduced Offi- cers of Land Forces, including <i>British American</i> Forces, and <i>Scotch</i> Brigade late in the Ser- vice of the <i>States General</i>
	13,195	8	9	For Military Allowances to re- duced Officers of Land Forces, including <i>British American</i> Forces -
	494,354	18	9	For In and Out Pensioners of <i>Chelsea</i> and <i>Kilmainham</i> Hos- pitals, and Expences of the Hospitals -
	61,304	12	11	For Pensions to Widows of Officers of Land Forces and Expences attending the same in <i>Great Britain</i> and <i>Ireland</i>
	566,022	7	9	For Volunteer Corps in <i>Great Britain</i> and <i>Ireland</i> -
	704,827	0	0	For Local Militia Force in <i>Great Britain</i> -

From
25th Dec. 1810, to
24th Dec. 1811.

£966,225	17	8	For Foreign Corps in the Service of <i>Great Britain and Ireland</i>	
19,497	16	6	For Allowances to retired Chaplains and Allowances to Clergymen officiating with Forces at Home and Abroad, including Allowance to retired Chaplain General and other Contingencies	
132,764	5	9	For Medicines and Surgical Materials for Land Forces, and Hospital Contingencies	
23,376	6	8	For Allowances on the Compassionate List to Children of deceased Officers of Land Forces, and to Widows of Officers of said Forces not intitled to Pensions, including Allowance as of His Majesty's Royal Bounty to several Officers, and to the Relatives of certain deceased Officers	From 25th Dec. 1810, to 24th Dec. 1811.
500,433	18	5	For Barrack Department in <i>Ireland</i>	
283,352	12	1	For the Commissariat and Forage for the Cavalry in <i>Ireland</i>	
12,814	2	1	For Allowances, Compensations and Emoluments in the Nature of Superannuation or retired Allowances to Persons belonging to several Publick Departments in <i>Great Britain and Ireland</i> in respect of their having held Publick Offices of a Civil Nature	
370	0	0	For Allowance to Two retired Clerks formerly employed in the Office of Comptrollers of Army Accounts	
482,025	0	0	For Barrack Department in <i>Great Britain</i>	
1,648,260	16	0	For Commissary in Chief's Department	For the Year 1811.
49,400	0	0	For Store Keeper General's Department	
627,098	19	5	For Extraordinary Expences of the Army not provided for	From 25th Dec. 1809, to 24th Dec. 1810.
3,200,000	0	0	For Extraordinary Expences of the Army of <i>Great Britain and Ireland</i>	For the Year 1811.
17,061	3	0	For Allowance in addition to Pay of Lieutenant Colonels,	From 25th May 1811, to 24th Dec. following. Majors

XXI.	4,850,300	0	0	For discharging outstanding Exchequer Bills under 50 G. 3. c. 67.	
XXII.	2,530,500	0	0	Ditto	c. 113.
XXIII.	11,632	4	3	To make good like Sum issued pursuant to Ad- dresses of the House of Commons, not made good by Parliament.	
XXIV.	Civil Establishments, viz.				
	3,400	0	0	<i>Bahama Islands</i>	} From 1st Jan. to 31st Dec. 1811.
	1,030	0	0	<i>Bermudas or Somers Islands</i>	
	600	0	0	<i>Dominica</i>	
	10,450	0	0	<i>Upper Canada</i>	
	12,965	0	0	<i>Nova Scotia</i>	
	5,600	0	0	<i>New Brunswick</i>	
	2,060	0	0	<i>Cape Breton</i>	
	3,100	0	0	<i>Saint John in America, now called Prince Edward Island</i>	
	3,901	0	0	<i>Newfoundland</i>	
	13,308	15	0	<i>New South Wales</i>	
	14,495	11	6	<i>Sierra Leone</i>	
XXV.	107,650	1	11	For paying Annuities under 37 G. 3. c. 10. and 42 G. 3. c. 8.	On 5th April 1811.
	5,766	12	0	Ditto	On 10th Oct. 1811.
	28,242	0	6	For Royal Military College	} From 25th Dec. 1810 to 24th Dec. 1811.
	25,894	11	6	For Royal Military Asylum at Chelsea	
	30,000	0	0	For Erection of Royal Mili- tary College at <i>Sandhurst</i> near <i>Blackwater</i> in <i>Surrey</i>	
	3,600	0	0	For Expences incident to the Two Houses of Parliament	
	21,000	0	0	For Printing for the House of Lords, and for printing Acts of Parliament	
	6,000	0	0	For printing 1,750 Copies of 63d and 64th Vols. of Journals of House of Com- mons	
	6,000	0	0	Towards reprinting Two Vo- lumes of Journals and Two Volumes of Reports of the House of Commons	For the Year 1811.
	1,880	0	0	For Salaries to certain Offi- cers of Two Houses of Parliament	
	4,000	0	0	For extraordinary Expences for Prosecutions, &c. re- lating to the Coin of this Kingdom	
	5,000	0	0	For paying Fees on passing publick Accounts	
	175,000	0	0	For foreign and other secret Services	
	20,000	0	0	For Law Charges	
	78,700	0	0	For confining, maintaining	

			and employing Convicts at Home	} For the Year 1811.
£ 12,000	0	0	For Publick Office in <i>Bow Street</i>	
7,909	12	0	For Superintendance of Aliens	
3,300	0	0	For Stationary for the Two Houses of Parliament	
2,100	0	0	For printing Votes of the House of Commons during the present Session.	} House of Commons
178,752	2	0	For Clergy and Laity of <i>France, Toulonse, Dutch and Corsican Emigrants, Saint Domingo Sufferers and American Loyalists</i>	
11,000	0	0	For Sheriffs for Conviction of Felons, and Over-payments	} For the Year 1811.
3,435	0	0	To Sheriffs for Convictions of Felons and Over-payments.	
2,017	16	9	To make good Deficiency of Grant in 1810	} For extraordinary Expences of Prosecutions, &c. relating to the Coin of this Kingdom.
1,328	5	4	To pay charitable and other Allowances to the Poor of <i>Saint Martin in the Fields, et al.</i>	
17,000	0	0	To <i>George Saunders</i> Esquire, to discharge in part outstanding Demands of Artificers for Works done at <i>Somerset Place</i> .	} For the Year 1811.
424	4	0	To <i>Thomas Nettleship</i> Esquire, for publishing average Price of Brown or Muscovado Sugar for One Year to 1st Oct. 1810.	
177	0	0	To <i>Henry Dealtry</i> Esquire, as a Remuneration for his Services as Clerk to the Commissioners for ascertaining the saleable Offices in the Courts of Law.	
355	9	0	To <i>Charles Grooby</i> and <i>Francis William Barron</i> for lighting Lamps round New Square in <i>Palace Yard Westminster</i> , from 7th September 1807 to 2d June 1810.	
4,430	6	0	To <i>William Chinnery</i> Esquire, for Deficiency of Grant for 1810, for Expences attending the confining, maintaining and employing Convicts at Home.	
624	10	0	To <i>William Chinnery</i> Esquire, to pay Bills drawn by <i>T. Dumaresq</i> and <i>T. Le Briton</i> , on account of Allowances granted for their Trouble, &c. in attending the Privy Council respecting the Island of <i>Jersey</i> .	
227	13	0	To <i>William Chinnery</i> Esquire, to be paid over to Captain <i>Aberdown</i> and others, for Expences attending Committee of House of Commons on late Expedition to the <i>Scheldt</i> .	
79	3	0	To <i>William Chinnery</i> Esquire to discharge Messrs. <i>Blanchard's</i> and <i>Ramsay's</i> Expences of the <i>Holyhead</i> Committee in Session 1810.	

To make good Money issued out of Civil List

£ 428	15	0	To make good Money issued out of Civil List	To <i>John France</i> Esquire, for his Assistance in forming an Index to the Rolls of Parliament.
1,582	9	0		To <i>Edward Stracey</i> Esquire for Services attending as Counsel upon Chairman of Committees of House of Peers, during Session 1810.
1,151	8	0		To <i>Thomas Brodie</i> Esquire for Salaries and other incidental Expences in forming an Index to Journals of the House of Peers, for One Year to 5th July 1810.
533	14	0		To <i>Thomas Brodie</i> Esquire, for Trouble in forming an Index to Journals of the House of Peers for One Year to 5th July 1810.
4,640	11	0		To <i>James Read</i> Esquire for Establishment of Horse Patrole for better Security of Publick Roads leading to the Metropolis for Three Quarters of a Year to 5th Jan. 1811.
805	7	0		To Doctor <i>Thomas Brooke Clarke</i> for Trouble and Attendance in receiving and arranging Returns to Privy Council of Non-resident Clergy for One Year and half to 5th Jan. 1811.
1,582	8	6		To <i>William Watson</i> Esquire, Serjeant at Arms to House of Lords, for Services during Session 1810.
475	14	9		To <i>William Chinnery</i> Esquire, for Messrs. <i>Gurney's</i> Expences on Committees of Houses of Parliament in Session 1810.
2,631	4	6		To Lord <i>Walsingham</i> for Services as Chairman of Committees of House of Peers during Session 1810.
219	14	0		To <i>John Clementson</i> Esquire, Deputy Serjeant at Arms to House of Commons, for One Year's Rent of a House in lieu of Apartments resigned at the House of Commons.
949	19	0		To Magistrates of <i>Thames</i> Police Office for further Expences incurred in carrying into effect the Plan for the better Security of Shipping in the Port of <i>London</i> .
1,248	14	0		To <i>Peter Grant</i> Esquire, Secretary to Commissioners of Military Enquiry, for Expences of said Commissioners in carrying the Act into Execution.
9,280	5	0		For Protestant Dissenting Ministers in <i>England</i> and <i>Ireland</i> , and for Relief of poor <i>French</i> Refugees
21,500	0	0		For Works already executed at the <i>New Mint</i> , to complete Buildings and Offices there and to furnish them with remaining Fixtures
4,000	0	0	For additional Machinery fixing by Master <i>Rennie</i> , and	

For the Year 1811.

other

			other Works by Messrs.					
			<i>Bolton and Watt</i> at the					
			<i>New Mint</i>					For the Year 1811.
£4,500	0	0	For Expence of the Tunnel					
			at the <i>New Mint</i>					
4,800	0	0	For Board of Agriculture					
1,600,000	0	0	For discharging Interest on Exchequer Bills.					
30,000	0	0	To defray probable Amount of Bills drawn from					
			<i>New South Wales</i> , in the course of the Year 1811.					
100,000	0	0	For Relief of the Inhabitants of such Parts of <i>Portugal</i>					
			as have suffered by the Invasion of that					
			Country by the <i>French</i> .					
9,500	0	0	For extra Charge for Contingencies of Three Secretaries of State					For the Year 1811.
5,000	0	0	For extra Charge for Messengers of Three Secretaries of State					
2,115	13	5	For Bills of the Usher of the Court of Exchequer, for supplying the Court and Officers with Stationary; for keeping in repair the said Court, and for accustomed Fees or Allowances to the several Officers thereof					For the Year 1810.
2,118	4	7	Ditto					For the Year 1811.
16,000	0	0	To pay Bills drawn for Allowances to certain retired <i>Dutch</i> Officers paid by General <i>Sontag</i>					
4,400	0	0	For Bills drawn from <i>Jersey</i> on account of Allowances to certain <i>French</i> Emigrants resident there					For the Year 1811.
6,000	0	0	For Allowances to certain <i>Corfican</i> and <i>Toulonese</i> Emigrants					
3,000	0	0	For Repair of <i>Henry</i> the Seventh's Chapel.					
20,000	0	0	For Roads and Bridges in Highlands in <i>Scotland</i> under 43 G. 3. c. 80.					
40,000	0	0	For making an Inland Navigation from the <i>Eastern</i> to the <i>Western</i> Sea by <i>Inverness</i> and <i>Fort William</i>					For the Year 1811.
7,100	0	0	For Works in progress at the Houses of Parliament					
5,720	10	11	For rebuilding Light House and making an Oil Light at <i>Heligoland</i> .					
10,500	0	0	For Compensation to Commissioners appointed to enquire into the Public Ex-					For the Year 1811.

penditure

			penditure in certain Military Departments			
£3,000	0	0	For National Vaccine Establishment			} For the Year 1811.
6,000	0	0	For Royal Vault and Chapter House erecting at <i>Windfor</i>			
25,000	0	0	For rebuilding public Edifices in the Island of <i>Trinidad</i> , destroyed by Fire in 1808			} For the Year 1811.
104	6	3	Deficiency of Grant for defraying the Expences of Printing for the House of Commons in 1810.			
16,000	0	0	For Printing Bills, &c. by Order of House of Commons during the present Session.			
4,000	0	0	For Repairs and Works at the <i>King's Bench</i> Prison, for the Year 1811.			
5,000	0	0	For repairing the <i>Crinan</i> Canal, in consequence of an Inundation in the Year 1811.			
1,000	0	0	For Bounties, &c. for taking and bringing Fish to the Cities of <i>London</i> and <i>Westminster</i>			} For the Year 1811.
12,000	0	0	For rebuilding <i>Bethlem</i> Hospital, upon a Scale sufficient for the Reception of Two hundred Patients.			
5,000	0	0	For the Improvement of <i>Holyhead</i> Harbour			
14,545	2	10	For Improvements near to <i>Westminster Hall</i> , &c. under 46 G. 3. c. 89.			} For the Year 1811.
47,383	7	2	For Buildings for a Naval Asylum, and Maintenance of said Institution			
7,999	19	8	For Trustees of <i>British</i> Museum.			
4,635	4	11	To Master <i>Samuel Davis</i> for Rent and Losses sustained on account of the <i>Marsbalsea</i> Prison.			
6,207	0	0	For Half the Charge of erecting Bridges over the Rivers <i>Cree</i> and <i>Kenn</i> in <i>Scotland</i>			} For the Year 1811.
5,826	8	8	For Printing under the Record Commission.			
4,163	2	0	For printing 1,250 Copies of the 40th, 41st and 42d Vols. of the Journals of the House of Peers.			
100,000	0	0	To the Governors of <i>Queen Anne's</i> Bounty for the Poor Clergy.			
4,300	0	0	For outstanding Demands for Works done at old <i>Marsbalsea</i> Prison between 1802 and 1810.			
1,000	0	0	For <i>Veterinary</i> College, for the Year 1811.			
5,856	5	0	For Works and Repairs of Military Roads in <i>North Britain</i> .			

XXVI. *Irish* Currency.

					[In <i>Ireland</i> .]
250	0	0	Inspector General of Imports and Exports, preparing Accounts of <i>Ireland</i> .		
200	0	0	First Clerk of Ditto, preparing Accounts.		
200	0	0	Examiner of Excise, Ditto.		
150	0	0	Assistant Examiner of Excise, Ditto.		

	£ 200	o	o	Examinator of Corn Bounties for keeping Accounts.	
	200	o	o	Clerk in Auditor's Office, for preparing Accounts for Parliament.	
XXVII.	25,000	o	o	For Criminal Prosecutions and other Law Expences from 5th Jan. 1811 to 5th Jan. 1812.	
	1,200	o	o	For printing, &c. 250 Copies of Public General Acts, 51 G. 3.	
	2,500	o	o	Apprehending Public Offenders	} From 5th Jan. 1811, to 5th Jan. 1812.
	9,481	9	o	Non-conforming Ministers	
	1,047	10	2	Expence of Pratique in the Port of <i>Dublin</i>	
	3,791	o	o	Support of seceding Ministers from the Synod of <i>Ulster</i>	} From 25th March 1811, to 25th March 1812.
	4,000	o	o	Incidents of the Treasury	} From 5th Jan. 1811, to 5th Jan. 1812.
	740	o	o	Clothing Battle Axe Guards	} From 1st Dec. 1811, to 1st June 1813.
	10,500	o	o	Proclamations and other Matters in the <i>Dublin</i> Gazette, &c.	} From 5th Jan. 1811, to 5th Jan. 1812.
	32,447	12	o	Board of Works in <i>Ireland</i>	} For the Year 1811.
	22,391	6	8	Printing, &c. for Secretaries' Offices, and other Public Offices in <i>Dublin</i> Cattle.	} From 5th Jan. 1811, to 5th Jan. 1812.
	2,822	o	o	For Lottery Officers for One Year due 24th June 1811.	
	40,000	o	o	Harbour of <i>Howth</i> , Works at.	
	12,000	o	o	Draining Bogs under 49 G. 3. c. 102.	
XXVIII.	10,000	o	o	Board of First Fruits for building Churches and Glebe Houses, and purchasing Glebes	} From 5th Jan. 1811, to 5th Jan. 1812.
	21,600	o	o	Trustees of the Linen and Hempten Manufactures	} For One Year ending 5th Jan. 1812.
	9,020	o	o	Commissioners for making wide and convenient Streets in <i>Dublin</i>	} From 5th Jan. 1811, to 5th Jan. 1812.
	50,000	o	o	Trustees and Commissioners of First Fruits, towards building, &c Churches and Chapels, &c.	
	10,000	o	o	<i>Dublin</i> Society for promoting Husbandry, &c.	} From 5th Jan. 1811, to 5th Jan. 1812.
	5,000	o	o	Farming Society of <i>Ireland</i>	
XXIX.	39,737	o	o	For Protestant Charter Schools	} From 5th Jan. 1811, to 5th Jan. 1812.
	38,839	o	o	Foundling Hospital in <i>Dublin</i>	
	48,584	o	o	House of Industry, Hospitals and Asylum for Industrious Children in <i>Dublin</i>	
	15,254	o	o	<i>Hibernian</i> Society for Soldiers' Children at <i>Dublin</i>	

£3,255	o	o	Hibernian Marine Society
1,602	o	o	Female Orphan House near Dublin
8,973	o	o	Roman Catholic Seminary
7,411	o	o	Westmorland Lock Hospital in Dublin
5,880	o	o	For erecting Buildings at the East Wing of Sir Patrick Dun's Hospital in Dublin
3,193	o	o	Lying-in Hospital in Dublin
1,000	o	o	For 180 Patients in House of Recovery and Fever Hos- pital in Dublin
559	o	o	Doctor Stevens's Hospital at Dublin
600	o	o	For Office of Commissioners of Charitable Donations and Bequests
1,381	o	o	Association for discounte- nancing Vice
2,500	o	o	Cork Institution
4,000	o	o	For Improvements and Repairs of Saint Patrick's Hospital

From 5th Jan. 1811,
to 5th Jan. 1812.

XXX. Supplies shall be applied only to the Purposes authorized, &c.

XXXI. Rules for Application of Half Pay

As in former Ads.

‘ XXXII. And whereas the Officers of the Royal Regiment of *Manx* Fencibles engaged to serve in the said Corps upon a Stipulation contained in the Letter of Service under which they were raised, that they should be allowed to receive any Half Pay to which they might be entitled, notwithstanding their holding Subaltern Commissions in the said Corps, but no Provision has been made by Parliament for Payment of such Half Pay; and it is therefore expedient that Provision should now be made for Payment of the Arrears of Half Pay to such Officers as aforesaid; Be it therefore enacted, That Officers who are entitled to Half Pay, and who accepted or held Subaltern Commissions in the Royal Regiment of *Manx* Fencibles, shall, notwithstanding their having had the full Pay of such Commissions, be entitled to receive the Arrears of such Half Pay for any Year or Time in which they shall not have before been allowed to receive the same, upon taking an Oath before the Officer usually administering Oaths to Persons for the Purpose of their receiving Half Pay, that they had not in any Year or Time for which such Arrear is claimed, any Office or Employment of Profit, Civil or Military, under His Majesty, besides their Allowance of Half Pay, save and except their Pay as such Subaltern Officer of the Royal Regiment of *Manx* Fencibles, and taking the said Oath, shall, without taking any other Oath, be sufficient to entitle such Officer to receive his Half Pay.

Half Pay allowed to Officers of the *Manx* Fencibles.

‘ XXXIII. And whereas Chaplains of Regiments, who have been placed on Half Pay, have not been allowed to receive such Half Pay in some Years, in consequence of being in Possession at the time of certain Ecclesiastical Benefices or Preferments, though the same were not in the Patronage of the Crown: And whereas

‘ it

‘ it has been judged fair and reasonable that they should be allowed to receive such Half Pay, though in Possession of Ecclesiastical Preferment, provided the same was private Patronage, and not derived from the Crown, and that they should also be allowed to receive the Arrears of Half Pay for such former Years as aforesaid ;’ Be it therefore enacted, That all Chaplains, who, after having been placed on Half Pay, shall have been refused or been unable to receive such Half Pay in any Year, in consequence of holding any Ecclesiastical Benefice not derived from or in the Gift of the Crown, shall be entitled to receive the Arrears of such Half Pay for such Years, upon making Affidavit before the proper Officer for administering Oaths to Persons for entitling them to receive Half Pay, that they held no Ecclesiastical Benefice or Preferment in any such Year derived from the Crown, nor any Place or Employment of Profit under His Majesty ; and the taking the said Oath shall, without taking any other Oath, be sufficient to entitle such Chaplain to receive his Half Pay.

Half Pay allowed to Chaplains of Regiments although in Possession of Ecclesiastical Benefices.

XXXIV. Application of Overplus of Sum }
 under 50 G. 3. c. 115. § 14. to reduced } As in former Acts.
 Officers. - - - - - }

C A P. CXVIII.

An Act to permit the Interchange of the *British* and *Irish* Militias respectively. [1st July 1811.]

‘ WHEREAS it would materially conduce to the better Defence and Security of the United Kingdom, if the Services of the present Regular Militia of *Great Britain* and the Militia Force of *Ireland* were extended to all Parts of the United Kingdom ;’ Be it therefore enacted by the King’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 all Persons who may be commissioned, raised and enrolled in and for the regular Militia of *Great Britain*, or in and for the Militia of *Ireland*, at any time after the passing of this Act, whether by Ballot or otherwise, under any Act now in force, or which may hereafter be in force for raising Men for the said Militia, shall be liable to serve in all Parts of the United Kingdom of *Great Britain* and *Ireland*; any thing contained in any Act relating to the said Militias respectively to the contrary notwithstanding.

Men raised liable to serve in any Part of United Kingdoms.

II. And be it further enacted, That after the passing of this Act so much of the Act passed in the Forty second Year of His present Majesty, intituled, *An Act for amending the Laws relating to the Militia in England, and for augmenting the Militia*; so much of another Act passed in the Forty second Year, intituled, *An Act to raise and establish a Militia Force in Scotland*; and so much of an Act passed in the Forty ninth Year of His present Majesty, intituled, *An Act for amending and reducing into one Act of Parliament the several Laws for raising and training the Militia of Ireland*, respectively, as prescribe the Form of Oaths to be taken by Persons ballotted, and by Substitutes and Volunteers raised under those respective Acts, shall be repealed; and instead thereof every Person who shall be raised by Ballot for the Militia in *Great Britain* or

Oaths on Enrolment of ballotted Men and Substitutes by 42 G. 3. c. 90. § 41. 42 G. 3 c. 91. § 35, 36. 49 G. 3. c. 120. § 103. repealed.

Ireland, under any Acts in force at the passing of this Act, or under any future Act, and appearing and serving in Person, shall take the following Oath :

Oath of ballotted Men.

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*, and that I will faithfully serve in the Militia in any Part of the United Kingdom of *Great Britain* and *Ireland*, for the Defence of the same, during the time of Five Years for which I am enrolled, unless I shall be sooner discharged.’

And every Person raised under any of the said Acts, either as a Substitute, hired Man or Volunteer, or otherwise than by Ballot, shall take the following Oath :

Oath of Substitute or Volunteer.

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*, and that I will faithfully serve in the Militia in any Part of the United Kingdom of *Great Britain* and *Ireland*, for the Defence of the same, during the time of Five Years, or for such further time as the Militia shall remain embodied, if within the Space of Five Years His Majesty shall order and direct the Militia to be drawn out and embodied, unless I shall be sooner discharged.’

42 G. 3. c. 90.
§ 83. 42 G. 3.
c. 91. § 77.
49 G. 3. c. 120.
§ 25.

III. And be it further enacted, That every Person who shall be appointed to serve as a Serjeant, Corporal or Drummer in the Militia to be established under this Act for extended Service, instead of the Oath directed to be taken by any of the said recited Acts, by Serjeants, Corporals and Drummers in the Militia, shall take the following Oath :

Oath.

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*, and that I will faithfully serve in the Militia in any Part of the United Kingdom, for the Defence of the same, until I shall be legally discharged.’

Militia raised as under the former Acts.

IV. And be it further enacted, That the regular Militia to be raised under this Act in *England* and *Scotland*, and the Militia of *Ireland*, shall respectively be raised under the Provisions contained in the said recited Acts of the Forty second Year aforesaid, and in the said Act of the Forty ninth Year aforesaid, and in every other Act or Acts relative to the Militias of *England*, *Scotland* or *Ireland*, so far as the same or any of them were in force immediately before the passing of this Act, and are not hereby altered ; and all Powers and Provisions, Clauses, Matters and Things contained in the said several last mentioned Acts shall, as far as the same were in force immediately before the passing of this Act, and are applicable, and are not hereby altered or repealed, be in force for the Purposes aforesaid, and shall respectively relate to the Militia to be so raised in *England*, and *Scotland*, and *Ireland*, for Service in the United Kingdom, as if the same were expressly re-enacted and contained herein : Provided always, that nothing in this Act shall be construed to extend the Provisions of any Acts which relate only to the Militia of *England* or *Scotland* respectively, to the Militia to be raised in *Ireland*, nor any of the Provisions of any Act which relates to the Militia of *Ireland* only, to the Militia to be raised in *England* or *Scotland*.

Provido.

V. And be it further enacted, That all Powers, Provisions, Clauses, Provisions in Matters and Things contained in an Act passed in the Forty third 43 G. 3. c. 47. Year of His present Majesty, intituled, *An Act for consolidating and amending the several Laws for providing Relief for the Families of 49 G. 3. c. 90. Militia Men of England, when called out into actual Service*; and in another Act passed in the Forty ninth Year of His present Majesty, intituled, *An Act for providing Relief for the Wives and Families of the Militia Men in Scotland, when called into actual Service*; and in another Act passed in the Forty ninth Year of His present Majesty, intituled, *An Act to make Provision, in certain Cases, for the Wives and Families of ballotted Men, Substitutes and Volunteers serving in the Militia of Ireland, or in any other Acts relative to granting 49 G. 3. c. 86. Relief to Families of Militia Men extended to Families of Persons raised under this Act.* relative to Relief to Families of Militia Men extended to Families of Persons raised under this Act.

Relief to the Wives and Families of Persons serving in the Militias of England, Scotland or Ireland respectively, shall, as far as the same relate to Allowances to the Wives and Families of ballotted Men be in force, and respectively relate to the Wives and Families of Persons to be hereafter ballotted to serve, and thereupon personally serving in the Militias of England, Scotland and Ireland under the Provisions of this Act or any future Act: Provided always, that nothing in this Act shall be construed to extend any of the Provisions of any of the said last mentioned Acts, which relate exclusively to the Wives and Families of Persons serving in the Militia of one of the said Parts of the United Kingdom, to the Wives and Families of Persons to be hereafter raised in either of the said other Parts of the United Kingdom for Service in the United Kingdom.

VI. And be it further enacted, That the Force to be raised in England, Scotland and Ireland, in manner aforesaid, for extended Service, shall be called "*The Militia of the United Kingdom*;" and the Parts of it to be raised in *Great Britain* or *Ireland* shall be respectively entitled to the same Rank, Privileges and Exemptions, civil, military and religious, and subject to the same Rules and Regulations, as the said Militias now are respectively entitled or subject to under any Act or Acts now in force relating to the Militia of *Great Britain* or *Ireland*, or any other Act or Acts of Parliament whatsoever respectively.

Called "The Militia of the United Kingdom."

VII. And be it further enacted, That all Commissioned Officers of the said Militias whose Service shall become extended to all Parts of the United Kingdom by virtue of this Act, who shall be disabled in actual Service, shall be entitled to Half Pay according to their Ranks; and all Non-commissioned Officers, Drummers and Private Men of such Force so disabled, shall be entitled to the Benefit of *Chelsea Hospital*, and the Widows of all such Commissioned Officers killed in Service, shall be entitled to receive such Pensions for Life as are given to Widows of Officers in His Majesty's Regular Forces.

Half Pay.

Chelsea Hospital Widows Pensions.

VIII. And be it further enacted, That no Regiment, Battalion or Corps of *British* or *Irish* Militia shall continue to serve in *Ireland* or *Great Britain* respectively, for any longer Period than Two Years successively; and that no greater Number than One Fourth Part of the Militia of *Great Britain* shall at any one time be employed in *Ireland*, nor any greater Number than One Third Part of the Militia of *Ireland* be at one time employed in *Great Britain*. Provided always, that in case of any actual Invasion or Rebellion of and in any Part of the United Kingdom, it shall be lawful for His Majesty to employ in *Great Britain* or *Ireland*, any Number of the said Militias

Limiting Period for which British or Irish Militia to serve in Ireland or G. B. respectively.

tias of either Part of the United Kingdom which he may deem necessary for defeating or suppressing any such Invasion or Rebellion, or to retain in either Part of the United Kingdom during the Continuance of such Rebellion or Invasion, any Regiment, Battalion or Corps of the said Militias of either Part of the United Kingdom, although such Regiment, Battalion or Corps may have previously to the Suppression of such Rebellion or Invasion served its full Period of Two Years in the other Part of the United Kingdom; any thing in this Act to the contrary notwithstanding: Provided always, that so soon as any such Invasion or Rebellion shall have been defeated or suppressed (the same to be signified by His Majesty's Proclamation) every Regiment, Battalion or Corps of Militia which shall then have served its full Period of Two Years shall return to that Part of the United Kingdom for which it was originally serving.

Proviso.

British or Irish Militia having once served in One Part of the United Kingdom not to serve there again but in Rotation.

IX. And be it further enacted, That no Regiment, Battalion or Corps of *British* or *Irish* Militia, having once performed its Period of Service in *Ireland* or *Great Britain* respectively, shall be again liable to serve in *Ireland* or *Great Britain* respectively, until the Expiration of Six or Four Years respectively, to be calculated from the Termination of such Period of Service: Provided always, that in case of any actual Invasion or Rebellion of or in any Part of the United Kingdom, it shall be lawful for His Majesty to employ in any Part of the United Kingdom any Regiment, Battalion or Corps of *British* or *Irish* Militia, although such Period of Six or Four Years respectively may not have elapsed since the Termination of its last Period of Service in *Ireland* or *Great Britain* respectively.

Militia not to serve until His Majesty's Pleasure signified.

X. And be it further enacted, That no Regiment, Battalion or Corps of the Militia of *Great Britain* shall be called upon to serve in *Ireland*, nor any Regiment, Battalion or Corps of *Irish* Militia shall be called upon to serve in *Great Britain*, until His Majesty's Pleasure shall have been signified by the Secretary of State, or by the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, as the case may be.

XI. And whereas it is expedient that His Majesty should be empowered, in the mean time and until the Militia of the United Kingdom shall have been raised and enrolled by virtue of this Act, to avail himself of such voluntary Offers as may from time to time be made by any Regiments, Battalions and Corps of Militia of *Great Britain* and *Ireland* respectively, or by any Part or Parts of the same, to extend their Services into all Parts of the United Kingdom, for the better Protection and Defence thereof; Be it further enacted, That it shall be lawful for His Majesty to employ in any Part of the United Kingdom, under the Regulations and Restrictions and in the Proportions specified in this Act, such Part of the present Regular Militia of *Great Britain*, and the Militia of *Ireland* respectively, as may make a voluntary Offer, duly certified by their respective Commanding Officers, of extending their Services to all Parts of the United Kingdom, and as His Majesty may think proper to permit to extend their Services in consequence of such voluntary Offers as aforesaid; and it shall be lawful for His Majesty, by any Order signed by the Principal Secretary of State, or by the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or by his or their Chief Secretary, directed to the Commanding Officer of any Regiment, Battalion or Corps of the said Militia

His Majesty empowered to employ present Militia making a voluntary Offer to serve.

Force

Forces of *Great Britain* or *Ireland*, to propose to such Regiment, Battalion or Corps, or any Part or Parts thereof, to extend their Services to all Parts of the United Kingdom, under such Rules and Regulations as His Majesty may think fit to appoint.

XII. Provided always, and be it further enacted, That it shall be lawful for His Majesty to direct that a Bounty not exceeding Two Guineas shall be allowed to every Non-commissioned Officer, Drummer and Private Man who shall make such voluntary Offer as aforesaid; and that every Private Man making such voluntary Offer as aforesaid, shall, if he shall have been originally chosen by Ballot to serve in the Militia, take the following Oath; *videlicet*,

Bounty to Persons making voluntary Offers.

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*, and that I will faithfully serve in the Militia in any Part of the United Kingdom of *Great Britain* and *Ireland*, for the Defence of the same, during the Remainder of the Term for which I was enrolled to serve in the Militia within *Great Britain* [*or, Ireland, as the case may be*] unless I shall be sooner discharged.’ Oath.

And every such Man shall be then and there enrolled to serve in the Militia of the United Kingdom as a Private Militia Man, until the Expiration of the Period for which he was originally enrolled to serve in the Militia of *Great Britain*, (*or Ireland, as the case may be*) and every Private Man making such voluntary Offer as aforesaid, who shall have been originally enrolled to serve as a Substitute, hired Man or Volunteer, shall be enrolled to serve in the Militia of the United Kingdom for the Remainder of the time for which he was originally enrolled to serve in the Militia of *Great Britain* (*or, Ireland, as the case may be*) or for such further time as the Militia may remain embodied; and shall take the following Oath; *videlicet*,

‘ I *A. B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George*, and that I will faithfully serve in the Militia of *Great Britain* and *Ireland*, for the Defence of the same, during the Remainder of the time for which I have been enrolled to serve in the Militia within *Great Britain* [*or, Ireland, as the case may be*] or for such further time as the Militia may remain embodied, unless I shall be sooner discharged.’ Oath.

And every Non-commissioned Officer and Drummer making such voluntary Offer as aforesaid, shall also be enrolled to serve in the Militia of the United Kingdom, and shall take the Oaths hereinbefore directed to be taken by all Non-commissioned Officers and Drummers who may hereafter be enrolled to serve in the Militia of the United Kingdom by virtue of this Act; and such several Enrolments shall take place, and such Oaths shall be administered, at such times and under such Regulations, as His Majesty, by any Order to be signed by the Secretary of State or by the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or his or their Secretary, shall in that behalf direct or appoint.

XIII. And be it further enacted, That no Person serving in the said Militia of either Part of the United Kingdom shall be compelled to make such Offer, or be engaged to serve out of that Part of the United Kingdom for which he is enrolled and serving, except by his own Consent; and no Commanding Officer shall certify according to

Commanding Officer to explain that Offer to be voluntary.

this Act any voluntary Offer previously to his having explained to every Person of the Militia offering so to serve, that the Offer is to be purely voluntary on his Part.

Act to apply to Persons making a voluntary Offer of extending Services.

XIV. And be it further enacted, That all Provisions, Rules and Regulations contained in this Act, relating to Persons who may hereafter be commissioned, raised and enrolled in the Militia of the United Kingdom, shall be applicable to all Persons now serving in the regular Militia of *Great Britain* or the Militia Force of *Ireland* respectively, who may make a voluntary Offer of extending their Services to all Parts of the United Kingdom in manner aforesaid.

Act altered, &c.

XV. And be it further enacted, That this Act may be altered, varied or repealed, by any Act or Acts to be made in this present Session of Parliament.

[As to this Act not affecting Cap. 20. ante. see Cap. 128. post.]

C A P. CXIX.

An Act for repealing Two Acts made in the Forty second and Forty seventh Years of His present Majesty, for the more effectual Administration of the Office of a Justice of the Peace, in such Parts of the Counties of *Middlesex* and *Surrey* as lie in and near the Metropolis, and for the more effectual Prevention of Felonies; and for making other Provisions in lieu thereof; to continue in force until the First Day of *June* One thousand eight hundred and thirteen, and from thence until the Expiration of Six Weeks from the Commencement of the then next Session of Parliament. [1st July 1811.]

42 G. 3. c. 76.

WHEREAS an Act was made in the Forty second Year of the Reign of His present Majesty, intituled, *An Act for repealing Two Acts, made in the Thirty second and Thirty sixth Years of the Reign of His present Majesty, for the more effectual Administration of the Office of a Justice of the Peace, in such Parts of the Counties of Middlesex and Surrey as lie in and near the Metropolis, and for the more effectual Prevention of Felonies; and for making other Provisions in lieu thereof; and for increasing the Salaries of the Justices at the Thames Police Office, until the First Day of June One thousand eight hundred and seven, and from thence to the End*

47 G. 3. Sess. 2. c. 42.

of the then next Session of Parliament; which was to continue in force until the First Day of *June* One thousand eight hundred and seven, and from thence to the End of the then next Session of Parliament; which, by another Act, made in the Forty seventh Year of the Reign of His present Majesty, was continued until the First Day of *June* One thousand eight hundred and ten, and from thence to the End of the then next Session of Parliament: And whereas it is expedient that the said Acts should be repealed, and more effectual Provisions made in lieu thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 the said Acts shall, from and after the passing of this Act, be and the same are hereby repealed.

repealed.

II. And

II. And be it enacted, That the several Public Offices now established in the following Places, namely, the Parishes of *Saint Margaret Westminster*, *Saint James Westminster*, *Saint James Clerkenwell*, *Saint Leonard Shoreditch*, *Saint Mary Whitechapel* and *Saint Paul Shadwell*, in the County of *Middlesex*, and at or near *Saint Margaret's Hill* in the Borough of *Southwark* in the County of *Surrey*, shall be continued, and the several Persons appointed by His Majesty to execute the Office of Justice of the Peace at each of the said Offices, by virtue of the said Act, shall continue to execute the same, together with such other Justices of the Peace for the said Counties respectively as may think proper to attend.

The Seven Public Offices continued.

III. And be it further enacted, That it shall and may be lawful for His Majesty, from time to time, upon any Vacancy in any of the said Offices, by Death or otherwise, to appoint other fit and proper Persons, being Justices of the Peace of the said Counties of *Middlesex* and *Surrey* respectively, to execute the Duties of the said Office in his Place; and that One or more of the said Justices so appointed as aforesaid, shall diligently attend at each of the said Public Offices every Day from Ten of the Clock in the Morning until Eight of the Clock in the Evening, and at such other Times and Places as shall be found necessary; and that Two of the said Justices so to be appointed as aforesaid shall in like manner attend together at each of the said Offices from Twelve of the Clock at Noon until Three in the Afternoon, and from Six of the Clock in the Evening until Eight of the Clock in the Evening of every Day: Provided always, that the Attendance of One of the said Justices may be supplied during the Hours at which the Attendance of Two is required as aforesaid, by any other Justice of the Peace for the said Counties of *Middlesex* or *Surrey* respectively.

His Majesty may appoint Justices to fill up Vacancies.

Proviso.

IV. And be it enacted, That no Justice or Justices of the Peace for the County of *Middlesex*, County of *Surrey*, City and Liberty of *Westminster*, or Liberty of the *Tower of London*, or his or their Clerk or Clerks, or any Person for them, other than at the said Public Offices, shall directly or indirectly, upon any Pretence or under any Colour whatever, take or receive any Fee, Gratuity, Reward or Recompence, for any Act by him or them done or to be done in the Execution of his or their Office or Employ as Justice or Justices of the Peace, Clerk or Clerks as aforesaid, within the Limits of the Weekly Bills of Mortality, or within the Parishes of *Saint Mary le bone*, *Paddington*, *Saint Pancras*, *Kenington* and *Saint Luke at Chelsea*, in the said County of *Middlesex*, upon Pain of forfeiting the Sum of One hundred Pounds for every such Offence; to be recovered, One Moiety thereof to the Receiver appointed in the manner hereinafter mentioned, to be applied to the Purposes of this Act, and the other Moiety thereof, with full Costs of Suit, to the Person or Persons who shall sue for the same in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Plaint or Information, wherein no Essoign, Privilege, Wager of Law or more than One Imparance shall be allowed: Provided always nevertheless, that nothing in this Act contained shall be construed to extend to any Fees taken at any General or Quarter-Sessions of the Peace, or at any Meeting of Justices for the Purpose of licensing Alehouses, pursuant to an Act passed in the Twenty sixth Year of His late Majesty King George the Second, intituled, *An Act for regulating the Manner of*

Justice taking Fees but at the Public Offices.

Penalty.

Proviso for Fees for licensing Alehouses, and Fees taken at Office in Bow Street.
26 G. 2. c. 31.

licensing

licensing Alehouses in that Part of Great Britain called England; and for the more easy convicting Persons selling Ale and other Liquors without Licence, or to any Fees taken at a certain Public Office within the Liberty of Westminster, known by the Name of The Public Office in Bow Street; or to any Fees taken by any Vestry Clerk or his Assistant, as Clerk to any Justice or Justices of the Peace acting within the Parish in which such Justice or Justices reside, for the Purpose of enforcing the Payment of any Taxes or Assessments arising within the same Parish, or for the Purpose of hearing and determining any Offence cognizable before a Justice or Justices of the Peace, by virtue of any Statute made and provided for the Special Regulation or Government of such Parish.

Account of Fees taken at the Seven Offices delivered monthly. Amount of Fees paid Receiver.

V. And be it further enacted, That the Justices so appointed to attend at the said Seven Public Offices as aforesaid, and their Clerks respectively, shall, in Books to be provided for that Purpose, keep a full, true and particular Account of all the Fees taken and received at each of the said Offices, together with all Penalties and Forfeitures which shall have been recovered, levied or received, in pursuance of any Adjudication, Conviction or Order had or made, at any of the said Seven Public Offices, or any Process or Warrant issuing from the same; to which said Books and Accounts, the Receiver to be appointed in manner hereinafter mentioned shall at all times have free Access; and the said Justices shall once in every Month deliver unto such Receiver, such Account, verified upon Oath by such Justice or Justices, their Clerk or Clerks, and such other Person or Persons as shall be employed in keeping such Accounts respectively, or any Part thereof, before some Justice of the Peace for the said County of *Middlesex* or County of *Surrey*, as the case may be; which Oath such Justice is hereby authorized and required to administer, and shall pay and cause to be paid the Amount of all such Fees unto such Receiver, to be applied in manner hereinafter mentioned; any Law, Statute or Custom to the contrary notwithstanding.

Penalties (Exception) recovered at Public Offices, paid to Receiver.

VI. And be it further enacted, That all such Penalties and Forfeitures and Shares of Penalties and Forfeitures as are or shall be limited and made payable to His Majesty, his Heirs and Successors, or to any Description of Persons, other than the Informer or Informers who shall sue for the same, or any Party aggrieved, and which shall be recoverable in a summary way before a Justice or Justices of the Peace, and which shall be recovered or adjudged before any Justice or Justices of the Peace at either of the said Seven Public Offices, shall be accounted for and paid into the Hands of the Receiver, to be appointed in manner hereinafter mentioned, by the Justice, Clerk, Constable, Officer or other Person or Persons who shall levy or receive the same, to be applied by such Receiver in manner hereinafter mentioned; any Law, Statute or Custom to the contrary notwithstanding.

If Fees not accounted for, Receiver may sue for same.

VII. And be it further enacted, That if the said Justices appointed as aforesaid, or any other Person having received any such Fees at any of the said Seven Public Offices, shall neglect to account for and pay the same in manner aforesaid; or if any Justice, Justices Clerk, Constable, Officer or other Person, who shall levy or receive such Penalties or Forfeitures, or Shares of Penalties or Forfeitures, shall neglect to pay the same into the Hands of such Receiver in manner aforesaid; or if any Person, having resigned such Office of Receiver

or having been removed from the same, shall neglect, within Twenty one Days after Notice for that Purpose, to account for and pay into the Hands of the succeeding Receiver all such Sums of Money as shall remain in his Hands applicable to the Purposes of this Act, it shall be lawful for such Receiver for the time being, in his own proper Name only, or by his Name and Description of Office, to sue for and recover the same, with Double Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case; in which Action it shall be sufficient for such Receiver to declare as for Money had and received to the Use of such Receiver for the Purposes of this Act, and the Defendant or Defendants in such Action may, at the Discretion of any Judge of such Court, be held to special Bail, in such competent Sum as such Judge shall order and direct; and in any such Action against any such Person so liable to account as aforesaid, the said Court in which such Action shall be brought, may, if such Court shall think proper, at the Instance of either of the Parties, refer the Account in Dispute, in a summary manner, to be audited by any Officer of the said Court, or other fit Person at their Discretion, who may examine both Plaintiff and Defendant upon Oath (which Oath the said Person shall have Power to administer), and upon the Report of such Referee, unless either of the Parties shall shew good Cause to the contrary, such Court may make such a Rule or Order, either for the Payment of such Sum as upon such Report shall appear to be due, or for staying the Proceedings in such Cause, and upon such Terms and Conditions as to the same Court shall appear reasonable and just; or the said Court may order Judgment to be entered up by Confession for such Sum as upon such Report shall appear to be due.

VIII. Provided also, and be it further enacted, That in case of the Death of any Receiver continued or appointed by virtue of this Act, or of any Person having resigned or been removed from such Office, or of any of the other Persons whom the said Receiver for the time being is authorized to sue as aforesaid, then and in such case the Receiver for the time being may in his own proper Name only, or by his Name and Description of Office, sue for and recover such Sum of Money as shall have been remaining in the Hands of such deceased Receiver or other Person, applicable to the Purposes of this Act, or the Executors or Administrators of such Person deceased; in which Action it shall be sufficient for the Plaintiff in Substance to state that the Deceased was indebted to the Plaintiff for Money had and received for the Purposes of this Act, or that the Deceased died possessed of Money had and received for the Purposes of this Act, whereby an Action accrued to the Plaintiff to demand and have the same of such Executors or Administrators; and the like Action shall and may be brought against any Executors or Administrators of Executors or Administrators; in all which Actions, the Defendant or Defendants may plead in like manner and avail themselves of the like Matters in their Defence, as in any Action founded upon Simple Contracts of the original Testator or Intestate; and in all Actions to be brought by such Receiver by virtue of this Act, Proof of the Plaintiff's acting in the Execution of such Office shall be sufficient Evidence of his holding the same, unless the contrary can be shewn in Evidence by the Defendant or Defendants in such Action.

Receiver may sue for Money in Hands of deceased Receivers, and recover from Executors.

His Majesty in
Council may
order Salaries to
Justices.

Proviso.

Receiver con-
tinued in Office,
and in case of
Death, His Ma-
jesty may ap-
point another.
His Duty.

IX. And be it further enacted, That it shall and may be lawful for His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, to direct the Salaries hereinafter mentioned, to be paid to the Justices so appointed to attend each of the said Seven Public Offices, for their Time and Trouble, and such further Sums for the Expences of the said Offices, and for the Payment of Clerks, Peace Officers and others therein employed, in such manner as to His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, shall seem meet: Provided always, that the yearly Salary paid to each of the Justices shall be Five hundred Pounds, clear of all Taxes and Deductions whatever; provided also, that the whole Charges attending the said Offices (the said Salaries being included), shall not exceed the annual Sum of Twenty one thousand Pounds, over and above the necessary Disbursements for hiring and repairing the Houses or Buildings wherein the said Seven Public Offices shall be held.

X. And be it further enacted, That the Receiver appointed by virtue of the Act hereinbefore recited and repealed, may be continued in his said Office, (a) it shall and may be lawful for His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, upon any Vacancy in the said Office of Receiver by Death or otherwise, to appoint any other proper Person, not being One of the Justices appointed to act at either of the Offices aforesaid, to be the Receiver of the said Seven Public Offices; which said Receiver, or the Receiver now appointed under and by virtue of the hereinbefore recited Act, shall keep an exact and particular Account of all such Monies as shall be received by him by virtue of any Provisions of this Act, and shall apply the same Quarterly in Discharge of the Salaries, Expences and Charges attending the said Public Offices, and the carrying this Act into Execution, and shall make all such Contracts and Disbursements as shall be necessary for the hiring, fitting up and furnishing proper and sufficient Houses or Buildings, wherein the said Seven Public Offices shall be held, in such manner as His Majesty, his Heirs and Successors, by and with the Advice and Consent of his or their Privy Council, shall think proper to direct and appoint; of which said Premises so to be hired, and the Fixtures and Furniture thereof, and of all other Necessaries to be purchased for the Purposes of this Act, the Property or Interest so acquired therein shall be vested in the Receiver for the time being, who shall and may in like manner sell, assign and dispose of the same or any Part thereof, under the like Directions and Appointment as Occasion shall require; and such Receiver shall forthwith, after his Appointment, prepare proper Plans and Estimates of all such Contracts and Disbursements as shall be necessary for the Purposes aforesaid, and shall deliver the same to His Majesty's Principal Secretary of State for the Home Department; and such Receiver shall further do and execute all such other lawful Matters and Things towards the Establishment of the said Seven Public Offices, and towards the carrying this Act into Execution, as His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, shall from time to time think proper to direct. (a) [See in the original Act.]

Receiver to
render Accounts,

XI. Provided always, and be it further enacted, That such Receiver shall every Six Months, and oftener if required, deliver to the Lord

*51° GEO. III.
 The same shall be kept, within Twenty
 Days, for and pay into
 the Purposes of this Act, in
 the Office of the Receiver
 of the Debt or on
 the part of*

maker or the Lords Commissioners of His Majesty's
 time being, a full and particular Account of all
 received and paid as aforesaid, with Vouchers for
 amount shall be verified upon Oath before any
 of His Majesty's Courts of Record at *West-*
 for his Care and Pains in the Execution
 may retain to his own Use, out of the
 aforesaid, such Sum, not exceeding
 or, as His Majesty, his Heirs and
 of his or their Privy Council,
 always, that if it shall appear
 be applied by the said Re-
 ces and Charges attending
 ing this Act into Exe-
 to defray the same, the De-
 out of the Consolidated Fund;
 there shall be any Surplus in the
 shall pay the Amount of such Surplus
 Majesty's Exchequer, and the same shall be
 part of the said Consolidated Fund.

C. 119.

365

Allowance to Receiver.

Deficiencies provided for.

Consolidated Fund.

His Majesty in Council may alter Situation of Offices.

also, and be it further enacted, That it shall and
 for his Majesty, his Heirs and Successors, by and
 Advice of his or their Privy Council, to make such Altera-
 in the Places where any of the said Seven Public Offices shall
 be situated, or to make such Alterations in the Hours of Attendance
 therein, and to make all such other Regulations to be observed in
 conducting the same, as he or they from time to time shall think
 proper.

What Acts may be done by Justice acting in next Public Office.

XIII. And be it further enacted, That where by any Law now
 in being or hereafter to be made, any Act is directed or authorized
 to be done by any Justice or Justices of the Peace residing in or near
 or next the Parish or Place where any Offence, or other Matter cog-
 nizable before them, shall be committed, or shall arise, the same Juris-
 diction shall and may be exercised by a Justice or Justices acting in
 such of the said Seven Public Offices as may be situated next or near
 such Parish or Place.

Justices incapable of sitting in Parliament.

XIV. Provided always, and be it enacted and declared, That no
 Justice of the Peace appointed as aforesaid shall, during the Con-
 tinuance of such Appointment, be capable of being elected or of
 sitting as Members of the House of Commons.

Not to vote at any Election.

XV. And be it further enacted, That no Justice, Receiver or
 Constable, nominated and appointed as aforesaid by virtue of this
 Act, shall, during the time he or they shall continue in their respec-
 tive Offices, or within Six Months after he or they shall have quitted
 the same, be capable of giving his Vote for the Election of a Member
 to serve in Parliament for the Counties of *Middlesex* or *Surrey*, or
 for the City and Liberty of *Westminster*, or the Borough of *South-*
wark respectively; nor shall by Word, Message, Writing, or in any
 other Manner, endeavour to persuade any Elector to give, or to
 dissuade any Elector from giving his Vote for his Choice of any Per-
 son to be a Member to serve in Parliament for the said Counties or
 for the said City and Liberty of *Westminster*, or Borough of *South-*
wark; and every such Justice, Receiver or Constable as aforesaid
 offending therein, shall forfeit the Sum of One hundred Pounds,

Penalty.

One

Limitation of
Action.

One Moiety thereof to the Informer, and the other Moiety thereof to the Use of the Poor of the Parish or Place where such Offence shall be committed; to be recovered by any Person that shall sue for the same by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at *Westminster*, in which no *Essoin*, Protection, Privilege, Wager of Law or more than One Imparance shall be allowed; such Action to be brought within the Space of One Year after such Offence so committed; Provided nevertheless, that nothing in this Act shall extend or be construed to extend to subject any such Justice, Receiver or Constable as aforesaid, to any Penalty or Penalties for any Act or Acts done by him or them, at or concerning any of the said Elections, in the Discharge of his or their Duty or Duties in their said respective Capacities.

Justices to employ
Constables.

XVI. And be it further enacted, That the Justices appointed as aforesaid shall, in their respective Offices, retain and employ a sufficient Number of fit and able Men, whom they are hereby authorized and empowered to swear in to act as Constables, for preserving the Peace and preventing Robberies and other Felonies, and apprehending Offenders against the Peace within the said Counties of *Middlesex* and *Surrey* respectively, as well by Night as by Day; which said Constables so appointed and sworn as aforesaid, shall have all such Powers and Authorities, Privileges and Advantages, as any Constable duly appointed now has or hereafter may have by virtue of any Law or Statute now made or hereafter to be made; and shall obey all such lawful Commands as they shall from time to time receive from the said Justices for the apprehending Offenders or otherwise conducting themselves in the Execution of their said Office or Employment; and such Justices or any Two of them shall and may at any time dismiss from his said Employment every such Constable belonging to their respective Offices, whom they shall think remiss or negligent in the Execution of his Duty or otherwise unfit for the same, and appoint such others in their Stead as to them shall seem meet: Provided always, that no greater Number than Twelve shall at one and the same time be so retained as aforesaid, at any one of the said Public Offices: Provided also, that if any Person so appointed a Constable as aforesaid shall be dismissed from his said Employment as aforesaid, all Powers and Authorities vested in him as a Constable under and by virtue of this Act, shall immediately cease and determine, to all Intents and Purposes whatever.

Proviso.

Proviso.

Receivers to
pay Constables.

XVII. And be it further enacted, That the said Receiver, out of the Monies hereinbefore directed to be applied in discharge of the Salaries, Expences and Charges attending the said Public Offices, shall and may pay to the Constables so appointed as aforesaid, for their Trouble and Attendance as aforesaid, any Sum not exceeding One Guinea *per* Week, and any extraordinary Expences they shall appear to have been necessarily put to, in apprehending Offenders and executing the Orders of the Justices acting under and by virtue of this Act; such Extraordinary Expences being first examined and approved of by the Justices attending the Office in which such Constables shall have been respectively appointed.

XVIII. And whereas divers ill disposed and suspected Persons and reputed Thieves frequent Places of Public Resort, the Avenues leading thereto, and the Streets and Highways, with Intent to commit Felony on the Persons and Property of His Majesty's Sub-

jects there being; and although their evil Purposes are sufficiently manifest, the Power of His Majesty's Justices of the Peace, to demand of them Sureties for their good Behaviour, hath not been of sufficient Effect to prevent them from carrying their evil Purposes into Execution; Be it enacted, That, from and after the passing of this Act, it shall and may be lawful for any Constable, Headborough, Patrole or Watchman, to apprehend every such Person, and convey him or them before any Justice of the Peace; and if it shall appear before the said Justice, upon the Oath of One or more credible Witness or Witnesses, that such Person or Persons so brought before him by such Constable, Headborough, Patrole or Watchman, or by any other Person whatever, as well within the said Counties of *Middlesex* and *Surrey* as elsewhere, is or are a Person or Persons of evil Fame and a reputed Thief or Thieves, and such Person or Persons shall not be able to give a satisfactory Account of himself or themselves, and of his or their way of living, and it shall also appear to the Satisfaction of the said Justice that there is just Ground to believe that such Person or Persons was or were in such Public Place of Resort, Avenue, Street or Highway as aforesaid, with such Intent as aforesaid, every such Person shall be deemed a Rogue and Vagabond within the Intent and Meaning of the Statute made in the Seventeenth Year of His late Majesty King *George* the Second, intituled, *An Act to amend and make more effectual the Laws relating to Rogues, Vagabonds, and other idle and disorderly Persons, and to Houses of Correction.*

Constables may apprehend suspected Persons

17 G. 2. c. 5.

XIX. And be it further enacted, That every such Conviction shall be in the following Form of Words, as the case may happen, or in any other Form of Words to the like Effect:

Form of Conviction.

BE it remembered, That on the _____ Day of _____ in the Year of our Lord _____ *A. B.* is brought before me *C. D.* Esquire, one of His Majesty's Justices of the Peace in and for the County of _____ [or, City, Liberty or Place, as the case may be], and charged before me the said Justice with being a Rogue and Vagabond; he the said *A. B.* having been apprehended on the _____ Day of _____ in a certain _____ called _____ in the Parish of _____ in the said County, [or, City, et cetera, as the case may be], and it appearing to me the said Justice, on the Oath of _____ a credible Witness, that the said *A. B.* is a Person of evil Fame and a reputed Thief, and the said *A. B.* on his Examination before me not being able to give a satisfactory Account of himself or of his way of living, and it also appearing to the Satisfaction of me the said Justice, that there is just Ground to believe the said *A. B.* was in such _____ aforesaid, with Intent to commit Felony on the Person or Property of His Majesty's Subjects there being; I do therefore, in pursuance of an Act passed in the Fifty first Year of the Reign of King *George* the Third, intituled, [here insert the Title of this Act] convict him the said *A. B.* of the said Offence, and adjudge him to be a Rogue and Vagabond, within the Intent and Meaning of the Statute made in the Seventeenth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act to amend and make more effectual the Laws relating to Rogues, Vaga-*

17 G. 2. c. 5.

‘ *Vagabonds, and other idle and disorderly Persons, and to Houses*
 ‘ *of Correction*; and that he for his said Offence be committed to
 ‘ the House of Correction for the said County, until the next Ge-
 ‘ neral or Quarter [as the case may be] Sessions of the Peace to be
 ‘ holden for the said County, City or Place, [as the case may be],
 ‘ then and there to be further dealt with according to Law. [If the
 ‘ Party be committed for a less time than until the Sessions, then say,
 ‘ there to remain for the Space of]-’

And that such Conviction shall be good and effectual in Law to all Intents and Purposes, and shall not be quashed or set aside, or adjudged void or insufficient, for want of any other form of Words whatever; nor shall the same be removed by *Certiorari* into His Majesty's Court of King's Bench.

Certiorari.
 Appeal.

XX. Provided always, and be it further enacted, That if any Person shall think himself aggrieved by the Judgment of such Justice as aforesaid, such Person may appeal to the Justices of the Peace at the next General or Quarter-Sessions of the Peace to be held for the County or Place wherein the cause of Complaint shall have arisen, such Person at the time of his Conviction entering into a Recognizance with two sufficient Sureties conditioned personally to appear at the said Sessions to try such Appeal, and to abide the further Judgment of the Justices at such Sessions assembled; and in case such Conviction shall be affirmed at such Sessions, the said Justices may adjudge such Person to be a Rogue and Vagabond, and proceed against such Person in the same manner as they might have done if such Rogue and Vagabond had been committed to the House of Correction until such General or Quarter-Sessions; and in case such Person shall not appear pursuant to the said Recognizance, the Person so convicted by such Justice shall be deemed an incorrigible Rogue within the Intent and Meaning of an Act made and passed in the Seventeenth Year of His late Majesty's Reign, intituled, *An Act to amend and make more effectual the Laws relating to Rogues, Vagabonds, and other idle and disorderly Persons, and to Houses of Correction*; and the said Justices at such Sessions, or any Two of them, shall issue their Warrant to apprehend and commit the Person so deemed an incorrigible Rogue to some House of Correction or Common Gaol within their Jurisdiction, there to remain until the next General or Quarter-Sessions for the said County, [Liberty, or City, as the case may be], then and there to be further dealt with according to Law: Provided always, that no Person convicted under this Act, shall be deemed subject or liable to Punishment by whipping.

Recognizance.

17 G. 2. c. 5.

Provide.

XXI. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to deprive the Mayor and Commonalty and Citizens of the City of London, of any Rights, Privileges or Jurisdictions which they have heretofore lawfully claimed, exercised or enjoyed, within the Town and Borough of *Southwark* and the Liberties thereof, or to prevent the Mayor of the City of London for the time being, and such of the Aldermen of the said City who have borne the Office of Mayoralty, and the Recorder of the said City for the time being, from acting as Justices of the Peace within the said Town and Borough of *Southwark* and the Liberties thereof, in such and the like manner as they could or might have done in case this Act had not been made.

Provide for Lord Mayor, &c. of London as to Jurisdiction in Southwark:

XXII. Pro-

XXII. Provided always, and be it enacted, That nothing in this Act shall extend or be construed to extend to deprive the Dean of the Collegiate Church of *Saint Peter Westminster* for the time being, or the High Steward of the City and Liberty of *Westminster* for the time being, or his lawful Deputy, of any Rights, Privileges or Jurisdictions which they have heretofore lawfully claimed, exercised or enjoyed, within the said City and Liberty, in such and the like manner as they could or might have done in case this Act had not been made.

And for Dean and High Steward of Westminster.

XXIII. And whereas by the said recited Act, passed in the Forty second Year of His Majesty's Reign, it is, amongst other things, provided, that the yearly Salary to be paid to each of the Justices who shall be appointed to attend the Public Office established by an Act passed in the Thirty ninth and Fortieth Years of His Majesty's Reign, intituled, *An Act for the more effectual Prevention of Depredations on the River Thames and in its Vicinity; and to amend an Act made in the Second Year of the Reign of His present Majesty, to prevent the committing of Thefts and Frauds by Persons navigating Bum Boats and other Boats upon the River Thames;* which by another Act made in the Forty seventh Year of the Reign of His present Majesty, was continued until the Twenty fifth Day of *March* One thousand eight hundred and fourteen, shall be Five Hundred Pounds clear of all Taxes and Deductions whatsoever; Be it further enacted, That the Yearly Salary to be paid to each of the said last mentioned Justices shall from and after the passing of this Act be Five Hundred Pounds clear of all Taxes and Deductions whatsoever: Provided also, that the whole Expences attending the said last mentioned public Office, the last mentioned Salaries being included, shall not exceed the annual Sum of Eight thousand three hundred Pounds; any thing in the above recited Act of the Thirty ninth and Fortieth Years of His Majesty's Reign to the contrary in any wise notwithstanding.

42 G. 3. c. 76.
§ 23.
39 & 40 G. 3.
c. 87.

47 G. 3. Sess. 2.
c. 42.
Salary paid to Justices.

XXIV. And whereas it is expedient that the Officers and Patrole belonging to the said Public Office in *Bow Street* should be sworn in as Constables, and be empowered to act within the Limits of the several Counties of *Middlesex, Surrey, Essex* and *Kent*, the City and Liberty of *Westminster*, and the Liberty of the *Tower of London*; Be it therefore further enacted, That it shall and may be lawful for any Two Justices belonging to the said Public Office in *Bow Street* (the Chief Magistrate of such Office for the time being, being one) being Justices of the said several Counties, City and Liberties, to administer to such Persons respectively an Oath duly to execute the Office of Constable within the Limits aforesaid; and each of such Persons being sworn shall have Power to act as a Constable for the Preservation of the Peace, and for the Security of Property against Felonies and other unlawful Modes of obtaining the same within any and every of the said several Counties, City and Liberties, and for apprehending Offenders against the Peace, as well by Night as by Day; and within the Limits aforesaid, every such Constable shall have all such Powers and Authorities, Privileges and Advantages, as any Constable duly appointed now has or hereafter may have within his Constablewick: Provided always, that when any such Constable shall be dismissed

Officers and Patrols of Bow Street Office to act as Constables.

Provide.

from his said Employment, or cease to belong to the said Public Office in *Bow Street*, all Powers and Authorities, Allowances, Emoluments, Privileges and Advantages, vested in the Person so dismissed or ceasing to belong to the said Office, shall immediately cease and determine.

Continuance of
Act.

XXV. And be it further enacted, That this Act shall continue in force until the First Day of *June* One thousand eight hundred and thirteen, and from thence until the Expiration of Six Weeks from the Commencement of the then next Session of Parliament, and no longer.

C A P. CXX.

An Act to amend an Act of the Forty seventh (a) Year of His present Majesty, for more effectually preventing the Stealing of Deer. [11 July 1811.]

41 G. 3. c. 107.

WHEREAS by an Act passed in the Forty second Year of the Reign of His present Majesty, intituled, *An Act for more effectually preventing the Stealing of Deer*, no Provision is made for a Mitigation of the pecuniary Penalties thereby imposed for committing the several Offences therein mentioned; from the Want whereof considerable Inconvenience has arisen; Be it therefore enacted by the King'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 on the Conviction of any Offender under the said Act, for wilfully coursing or hunting, or taking in any Slip, Noose, Toil or Snare, or killing, wounding or destroying or shooting, or otherwise attempting to kill, wound or destroy, or carrying away, any Red or Fallow Deer, kept or being in the unenclosed Part of any Forest, Chase, Purlieu or ancient Wall (a), without the Consent of the Owner of such Deer, or without being otherwise duly authorized, or for knowingly being aiding, abetting or assisting therein or thereunto; it shall and may be lawful for the Magistrate or Magistrates by and before whom such Offender or Offenders shall be convicted to mitigate the Penalty of Fifty Pounds thereby imposed for the First Offence to any Sum at their Discretion not less than Twenty Pounds, to be levied in the manner directed by the said recited Act: Provided always, that every other Part and Provision in the said recited Act shall be and remain in full force and effect as if this Act had not been made or passed.

On Conviction
of Offenders
under recited
Act, Magistrate
may mitigate
Penalty of 50l.
to 20l.

Proviso.

(a) [So in the Original Act.]

C A P. CXXI.

An Act to suspend the Payment of all Drawbacks on Spirits made or distilled in *Great Britain* or *Ireland*, and exported from either Country to the other respectively; and to suspend the Importation into *Great Britain* of any Spirits made or distilled in *Ireland*, except such as shall have been warehoused according to Law; and for regulating the Exportation of Home-made Spirits from *Great Britain* to *Ireland* and from

from *Ireland* to *Great Britain*, until Three Months after the Commencement of the next Session of Parliament.

[2d *July* 1811.]

WHEREAS by the Acts for the Union of *Great Britain* and *Ireland*, it is, among other things, provided, that any Articles of the Growth, Produce or Manufacture of either Country, which are or may be subject to internal Duty, or to Duty on the Materials of which they are composed, may be made subject, on their Importation into each Country respectively from the other, to such Countervailing Duty as shall appear to be just and reasonable, in respect of such internal Duty or Duties on the Materials; and that upon the Export of the said Articles from each Country to the other respectively, a Drawback shall be given equal in Amount to the Countervailing Duty payable on such Articles on the Import thereof into the same Country from the other: And whereas by the said Acts, and by other Acts of Parliament now in force, certain Countervailing Duties are chargeable on Spirits made or distilled in *Great Britain*, on the Importation thereof into *Ireland*, and on Spirits made or distilled in *Ireland*, on the Importation thereof into *Great Britain*, and certain Drawbacks are in certain cases payable on the Export of such Spirits from either Country to the other respectively: And whereas Doubts have arisen whether certain of the said Duties and Drawbacks are just and reasonable, and how far the same are therefore consistent with the Letter and Spirit of the said Acts for the Union of *Great Britain* and *Ireland*, For Remedy thereof and to the Intent that such Countervailing Duties should be imposed, such Drawbacks allowed, and such Provisions made as shall be judged proper for putting the Trade between *Great Britain* and *Ireland*, in respect of Home-made Spirits, upon a just, fair and equitable Footing according to the true Meaning and Spirit of the said Acts for the Union of *Great Britain* and *Ireland*, and also that sufficient time may be afforded for ascertaining just and reasonable Countervailing Duties and Drawbacks, and for making such necessary Provisions as aforesaid, it is expedient that the Payment of all Drawbacks upon the Export of such Spirits from each Country to the other respectively should be suspended for a limited time: Be it therefore enacted by the King'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 Fifteenth Day of *June* One thousand eight hundred and eleven, the Payment of all Drawbacks for or in respect of such Spirits, on the Exportation thereof from any Part of *Great Britain* to *Ireland*, or from *Ireland* to any Part of *Great Britain* respectively, shall be suspended during the Continuance of this Act.

39 & 40 G. 3.
c. 67.
40 G. 3. (1)
c. 38.

Drawbacks on
Spirits exported
between G. B.
and *Ireland* sus-
pended.

II. And be it further enacted, That the Countervailing Duty and Drawback, which shall be payable after such Period of Suspension shall be expired, in respect of any Spirits which may have been or shall be imported into and exported from each Country respectively, at any time after the Fifteenth Day of *June* last, shall be such as shall be ascertained and prescribed for that Purpose, by any Act of Parliament, to be passed in the next Session of Parliament, before the Expiration of the said Three Months.

Future Counter-
vailing Duty and
Drawback.

licensing Alehouses in that Part of Great Britain called England; and for the more easy convicting Persons selling Ale and other Liquors without Licence, or to any Fees taken at a certain Public Office within the Liberty of Westminster, known by the Name of The Public Office in Bow Street; or to any Fees taken by any Vestry Clerk or his Assistant, as Clerk to any Justice or Justices of the Peace acting within the Parish in which such Justice or Justices reside, for the Purpose of enforcing the Payment of any Taxes or Assessments arising within the same Parish, or for the Purpose of hearing and determining any Offence cognizable before a Justice or Justices of the Peace, by virtue of any Statute made and provided for the Special Regulation or Government of such Parish.

Account of Fees taken at the Seven Offices delivered monthly. Amount of Fees paid Receiver.

V. And be it further enacted, That the Justices so appointed to attend at the said Seven Public Offices as aforesaid, and their Clerks respectively, shall, in Books to be provided for that Purpose, keep a full, true and particular Account of all the Fees taken and received at each of the said Offices, together with all Penalties and Forfeitures which shall have been recovered, levied or received, in pursuance of any Adjudication, Conviction or Order had or made, at any of the said Seven Public Offices, or any Process or Warrant issuing from the same; to which said Books and Accounts, the Receiver to be appointed in manner hereinafter mentioned shall at all times have free Access; and the said Justices shall once in every Month deliver unto such Receiver, such Account, verified upon Oath by such Justice or Justices, their Clerk or Clerks, and such other Person or Persons as shall be employed in keeping such Accounts respectively, or any Part thereof, before some Justice of the Peace for the said County of *Middlesex* or County of *Surrey*, as the case may be; which Oath such Justice is hereby authorized and required to administer, and shall pay and cause to be paid the Amount of all such Fees unto such Receiver, to be applied in manner hereinafter mentioned; any Law, Statute or Custom to the contrary notwithstanding.

Penalties (Exception) recovered at Public Offices, paid to Receiver.

VI. And be it further enacted, That all such Penalties and Forfeitures and Shares of Penalties and Forfeitures as are or shall be limited and made payable to His Majesty, his Heirs and Successors, or to any Description of Persons, other than the Informer or Informers who shall sue for the same, or any Party aggrieved, and which shall be recoverable in a summary way before a Justice or Justices of the Peace, and which shall be recovered or adjudged before any Justice or Justices of the Peace at either of the said Seven Public Offices, shall be accounted for and paid into the Hands of the Receiver, to be appointed in manner hereinafter mentioned, by the Justice, Clerk, Constable, Officer or other Person or Persons who shall levy or receive the same, to be applied by such Receiver in manner hereinafter mentioned; any Law, Statute or Custom to the contrary notwithstanding.

If Fees not accounted for, Receiver may sue for same.

VII. And be it further enacted, That if the said Justices appointed as aforesaid, or any other Person having received any such Fees at any of the said Seven Public Offices, shall neglect to account for and pay the same in manner aforesaid; or if any Justice, Justices Clerk, Constable, Officer or other Person, who shall levy or receive such Penalties or Forfeitures, or Shares of Penalties or Forfeitures, shall neglect to pay the same into the Hands of such Receiver in manner aforesaid; or if any Person, having resigned such Office of Receiver

or having been removed from the same, shall neglect, within Twenty one Days after Notice for that Purpose, to account for and pay into the Hands of the succeeding Receiver all such Sums of Money as shall remain in his Hands applicable to the Purposes of this Act, it shall be lawful for such Receiver for the time being, in his own proper Name only, or by his Name and Description of Office, to sue for and recover the same, with Double Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case; in which Action it shall be sufficient for such Receiver to declare as for Money had and received to the Use of such Receiver for the Purposes of this Act, and the Defendant or Defendants in such Action may, at the Discretion of any Judge of such Court, be held to special Bail, in such competent Sum as such Judge shall order and direct; and in any such Action against any such Person liable to account as aforesaid, the said Court in which such Action shall be brought, may, if such Court shall think proper, at the Instance of either of the Parties, refer the Account in Dispute, in a summary manner, to be audited by any Officer of the said Court, or other fit Person at their Discretion, who may examine both Plaintiff and Defendant upon Oath (which Oath the said Person shall have Power to administer), and upon the Report of such Referee, unless either of the Parties shall shew good Cause to the contrary, such Court may make such a Rule or Order, either for the Payment of such Sum as upon such Report shall appear to be due, or for staying the Proceedings in such Cause, and upon such Terms and Conditions as to the same Court shall appear reasonable and just; or the said Court may order Judgment to be entered up by Confession for such Sum as upon such Report shall appear to be due.

VIII. Provided also, and be it further enacted, That in case of the Death of any Receiver continued or appointed by virtue of this Act, or of any Person having resigned or been removed from such Office, or of any of the other Persons whom the said Receiver for the time being is authorized to sue as aforesaid, then and in such case the Receiver for the time being may in his own proper Name only, or by his Name and Description of Office, sue for and recover such Sum of Money as shall have been remaining in the Hands of such deceased Receiver or other Person, applicable to the Purposes of this Act, or the Executors or Administrators of such Person deceased; in which Action it shall be sufficient for the Plaintiff in Substance to state that the Deceased was indebted to the Plaintiff for Money had and received for the Purposes of this Act, or that the Deceased died possessed of Money had and received for the Purposes of this Act, whereby an Action accrued to the Plaintiff to demand and have the same of such Executors or Administrators; and the like Action shall and may be brought against any Executors or Administrators of Executors or Administrators; in all which Actions, the Defendant or Defendants may plead in like manner and avail themselves of the like Matters in their Defence, as in any Action founded upon Simple Contracts of the original Testator or Intestate; and in all Actions to be brought by such Receiver by virtue of this Act, Proof of the Plaintiff's acting in the Execution of such Office shall be sufficient Evidence of his holding the same, unless the contrary can be shewn in Evidence by the Defendant or Defendants in such Action.

Receiver may sue for Money in Hands of deceased Receivers, and recover from Executors.

His Majesty in Council may order Salaries to Justices.

IX. And be it further enacted, That it shall and may be lawful for His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, to direct the Salaries hereinafter mentioned, to be paid to the Justices so appointed to attend each of the said Seven Public Offices, for their Time and Trouble, and such further Sums for the Expences of the said Offices, and for the Payment of Clerks, Peace Officers and others therein employed, in such manner as to His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, shall seem meet: Provided always, that the yearly Salary paid to each of the Justices shall be Five hundred Pounds, clear of all Taxes and Deductions whatever; provided also, that the whole Charges attending the said Offices (the said Salaries being included), shall not exceed the annual Sum of Twenty one thousand Pounds, over and above the necessary Disbursements for hiring and repairing the Houses or Buildings wherein the said Seven Public Offices shall be held.

Provida.

Receiver continued in Office, and in case of Death, His Majesty may appoint another. His Duty.

X. And be it further enacted, That the Receiver appointed by virtue of the Act hereinbefore recited and repealed, may be continued in his said Office, (a) it shall and may be lawful for His Majesty, his Heirs and Successors by and with the Advice of his or their Privy Council, upon any Vacancy in the said Office of Receiver by Death or otherwise, to appoint any other proper Person, not being One of the Justices appointed to act at either of the Offices aforesaid, to be the Receiver of the said Seven Public Offices; which said Receiver, or the Receiver now appointed under and by virtue of the hereinbefore recited Act. shall keep an exact and particular Account of all such Monies as shall be received by him by virtue of any Provisions of this Act, and shall apply the same Quarterly in Discharge of the Salaries, Expences and Charges attending the said Public Offices, and the carrying this Act into Execution, and shall make all such Contracts and Disbursements as shall be necessary for the hiring, fitting up and furnishing proper and sufficient Houses or Buildings, wherein the said Seven Public Offices shall be held, in such manner as His Majesty, his Heirs and Successors, by and with the Advice and Consent of his or their Privy Council, shall think proper to direct and appoint; of which said Premises so to be hired, and the Fixtures and Furniture thereof, and of all other Necessaries to be purchased for the Purposes of this Act, the Property or Interest so acquired therein shall be vested in the Receiver for the time being, who shall and may in like manner sell, assign and dispose of the same or any Part thereof, under the like Directions and Appointment as Occasion shall require; and such Receiver shall forthwith, after his Appointment, prepare proper Plans and Estimates of all such Contracts and Disbursements as shall be necessary for the Purposes aforesaid, and shall deliver the same to His Majesty's Principal Secretary of State for the Home Department; and such Receiver shall further do and execute all such other lawful Matters and Things towards the Establishment of the said Seven Public Offices, and towards the carrying this Act into Execution, as His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, shall from time to time think proper to direct. (a) [See in the original Act.]

Receiver to render Accounts,

XI. Provided always, and be it further enacted, That such Receiver shall every Six Months, and oftener if required, deliver to the Lord

Lord High Treasurer or the Lords Commissioners of His Majesty's Treasury for the time being, a full and particular Account of all Monies by him received and paid as aforesaid, with Vouchers for the same; which Account shall be verified upon Oath before any Justice or Baron of any of His Majesty's Courts of Record at *Westminster*; and such Receiver, for his Care and Pains in the Execution of such Office, shall and may retain to his own Use, out of the Monies so received by him as aforesaid, such Sum, not exceeding Four hundred Pounds in each Year, as His Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, shall direct and appoint: Provided always, that if it shall appear that the Monies hereinbefore directed to be applied by the said Receiver in discharge of the Salaries, Expences and Charges attending the said Seven Public Offices, and the carrying this Act into Execution as aforesaid, shall not be sufficient to defray the same, the Deficiency shall be made up and supplied out of the Consolidated Fund; and if at the End of any Year there shall be any Surplus in the Hands of such Receiver, he shall pay the Amount of such Surplus into the Receipt of His Majesty's Exchequer, and the same shall be carried to and made Part of the said Consolidated Fund.

Allowance to Receiver.

Deficiencies provided for.

Consolidated Fund.

His Majesty in Council may alter Situation of Offices.

XII. Provided also, and be it further enacted, That it shall and may be lawful for his Majesty, his Heirs and Successors, by and with the Advice of his or their Privy Council, to make such Alterations in the Places where any of the said Seven Public Offices shall be situated, or to make such Alterations in the Hours of Attendance therein, and to make all such other Regulations to be observed in conducting the same, as he or they from time to time shall think proper.

XIII. And be it further enacted, That where by any Law now in being or hereafter to be made, any Act is directed or authorized to be done by any Justice or Justices of the Peace residing in or near or next the Parish or Place where any Offence, or other Matter cognizable before them, shall be committed, or shall arise, the same Jurisdiction shall and may be exercised by a Justice or Justices acting in such of the said Seven Public Offices as may be situated next or near such Parish or Place.

What Acts may be done by Justice acting in next Public Office.

XIV. Provided always, and be it enacted and declared, That no Justice of the Peace appointed as aforesaid shall, during the Continuance of such Appointment, be capable of being elected or of sitting as Members of the House of Commons.

Justices incapable of sitting in Parliament.

XV. And be it further enacted, That no Justice, Receiver or Constable, nominated and appointed as aforesaid by virtue of this Act, shall, during the time he or they shall continue in their respective Offices, or within Six Months after he or they shall have quitted the same, be capable of giving his Vote for the Election of a Member to serve in Parliament for the Counties of *Middlesex* or *Surrey*, or for the City and Liberty of *Westminster*, or the Borough of *Southwark* respectively; nor shall by Word, Message, Writing, or in any other Manner, endeavour to persuade any Elector to give, or to dissuade any Elector from giving his Vote for his Choice of any Person to be a Member to serve in Parliament for the said Counties or for the said City and Liberty of *Westminster*, or Borough of *Southwark*; and every such Justice, Receiver or Constable as aforesaid offending therein, shall forfeit the Sum of One hundred Pounds,

Not to vote at any Election.

Penalty.

C A P. CXXII.

An Act to continue, until the First Day of *January* One thousand eight hundred and thirteen, an Act for appointing Commissioners to enquire and examine into the Nature and Extent of the several Bogs in *Ireland*, and the Practicability of draining and cultivating them, and the best Means of effecting the same. [2d July 1811.]

49 G. 3. c. 102.

‘ **W**HEREAS an Act was made in the Forty ninth Year of His present Majesty’s Reign, intituled, *An Act to appoint Commissioners to enquire and examine, until the First Day of August One thousand eight hundred and eleven, into the Nature and Extent of the several Bogs in Ireland, and the Practicability of draining and cultivating them, and the best Means of effecting the same*: And whereas it is expedient that the said recited Act should be continued;’ Be it therefore enacted by the King’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 the said recited Act of the Forty ninth Year aforesaid shall be, and the same is hereby further continued until and upon the First Day of *January* One thousand eight hundred and thirteen.

continued till
Jan. 1, 1813.
Irish Treasury
may issue
12,000l. to de-
fray Expences.

II. And be it further enacted, That it shall and may be lawful for the Lords Commissioners of His Majesty’s Treasury in *Ireland*, or the Lord High Treasurer of *Ireland*, for the time being, and they are hereby authorized and required to issue and cause to be issued, over and above the Sum mentioned in the said recited Act of the Forty ninth Year aforesaid, a further Sum of Money not exceeding Twelve thousand Pounds, upon the Warrant or Warrants of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, for the time being, out of any Part of the Public Monies remaining in His Majesty’s Exchequer of *Ireland*; which Sums so issued shall be employed by the said Commissioners for the Payment of Surveyors, Engineers, Workmen, Clerks, Messengers and other Officers, and in defraying all the necessary Charges in or about the Execution of the Powers of the said recited Act, in such manner and in such Proportions as shall be appointed by the said Commissioners under the said recited Act, or any Four or more of them, by Writing under their Hands and Seals in that behalf; and that such Sums shall be accounted for by the said Commissioners, or the Person or Persons to whom the same shall be issued or paid, before the Commissioners of Imprest Accounts in *Ireland*, in like manner as Monies granted or imprested for any public Work; and no Fees or other Charges shall be taken or demanded for the issuing or Payment of the same.

C A P. CXXIII.

An Act for the Relief of certain Insolvent Debtors in *Ireland*. [2d July 1811.]

‘ **W**HEREAS it may be convenient in the present Condition of the Prisons and Gaols in that Part of the United Kingdom of *Great Britain* and *Ireland*, called *Ireland*, that some of the

‘ the Prisoners who are now confined therein should be set at Liberty;’ Be it therefore enacted by the King’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 passing of this Act, all and every Keeper or Gaoler of any Prison in any County, City, Town, Place or Liberty within that Part of the United Kingdom called *Ireland*, shall and is and are hereby required to make a true, exact and perfect List, alphabetically, of the Name or Names of all and every Person or Persons who, upon the First Day of *May* One thousand eight hundred and eleven, was or were, or have since continued to be under the Terms and Conditions herein mentioned, and at the time of making out every such List shall be really an actual Prisoner or Prisoners in the Custody of any, Keeper or Keepers, Gaoler or Gaolers of any Prison respectively, upon any Process whatsoever, for or by reason of any Debt, Damage, Costs, Sum or Sums of Money, or Contempt for Non-payment of Money, and an Account of the time when such Prisoner or Prisoners was or were respectively charged in Custody or received in Prison, together with the Name or Names of the Person or Persons at whose Suit or Prosecution such Prisoner or Prisoners is or are detained, together with the Amount of such Debts as the said Prisoner or Prisoners are detained for, and shall deliver the same to the Justices of the Peace at their First or Second General Quarter-Session or General Session of the Peace, to be held after the passing of this Act, or at some Adjournment thereof, for such County, City, Town, Place or Liberty respectively.

Gaolers to make out Lists of Prisoners in Custody.

II. And be it further enacted, That the Marshal of the Four Courts Marshalsea, and every other Keeper and Gaoler of any other Prison in any Place or Liberty in *Ireland*, shall severally, on the delivering in of any such List of Prisoners in their respective Custody, take an Oath in open Court of such General Quarter-Session or General Session of the Peace, or Adjournment thereof, to the Effect following; that is to say,

Keepers of Prisons to take Oaths on delivering in Lists.

‘ I *A. B.* upon my corporal Oath, in the Presence of Almighty
 ‘ God, do solemnly swear, profess and declare, That all and every
 ‘ Person and Persons whose Name or Names is or are inserted and
 ‘ contained in the first Part of the List by me now delivered in and
 ‘ subscribed, was or were to the best of my Knowledge and Belief,
 ‘ upon the First Day of *May* One thousand eight hundred and
 ‘ eleven, really and truly Prisoners in actual Custody in the Prison
 ‘ of [*insert the Name of the Prison*] at the Suit or Suits of the
 ‘ several Person or Persons therein respectively mentioned; and also
 ‘ that all and every Person and Persons whose Name or Names is or
 ‘ are inserted or contained in the second Part of the said List, now
 ‘ by me delivered in and subscribed as aforesaid, have since the said
 ‘ First Day of *May* One thousand eight hundred and eleven been
 ‘ committed or surrendered to the said Prison of [*insert the Name of*
 ‘ *the Prison*] at the Suit or Suits of the several Person or Persons
 ‘ whose Name or Names is or are therein contained, was or were to
 ‘ the best of my Knowledge and Belief really and truly Prisoners in
 ‘ actual Custody on the said First Day of *May* One thousand eight
 ‘ hundred and eleven, as appears by the Returns made to me on his
 ‘ and their respective Commitments.

Oath.

So help me GOD.’

Which

Oath administered in open Court.

Which the said Justices, at their First or Second General Quarter-Session or General Session aforesaid, or at some Adjournment thereof, within their respective Jurisdictions, are hereby empowered and required to administer in open Court, and the Words of the said Oath hereinbefore directed to be taken by the said Marshal and other Keeper or Gaoler of any Prison respectively, shall be entered or written at the End or Bottom of the List which shall be delivered in by them respectively, and shall be subscribed and sworn to by them respectively in open Court; and every such List which shall be so delivered in, subscribed and sworn to in pursuance of this Act, shall be kept by the Clerk of the Peace, Town Clerk or other Person acting as Clerk of the Peace of every such County, City, Town, Place or Liberty respectively, in which any such List as aforesaid shall be sworn to, for the better Satisfaction of the said Justices and Information of all or any Prisoner or Prisoners therein named, and so as the same may from time to time be seen and examined by any Creditor or Creditors, or Prisoner or Prisoners, without Fee or Reward.

Lists kept by Clerk of the Peace, and examined gratis.

Copies of Lists fixed up in Prisons, before Delivery to Sessions.

III. And be it further enacted, That all and every Keeper or Gaoler, Keepers or Gaolers of any such Prison or Gaol, is and are hereby required Ten Days at least before the First or Second General Quarter Session or General Session of the Peace shall be held after the passing of this Act for the County, City, Town, Place or Liberty in which any Prison or Gaol shall be or to which the same shall belong, to fix up in some conspicuous Place or Places in every such Prison or Gaol, and at the most frequented or usual Gate, Door or Entrance into every such Prison or Gaol, Three or more true Copies of the List or Lists proposed or intended to be delivered in by any such Keeper or Gaoler at the said General Quarter-Sessions or at some Adjournment thereof.

Prisoners for what Sum to be discharged.

IV. And be it further enacted, That all and every Person and Persons who, on the First Day of *May* One thousand eight hundred and eleven, were charged in any Prison or Gaol for the Nonpayment of any Debt or Debts, Sum or Sums of Money which did not in the Whole amount to a greater Sum than One thousand five hundred Pounds, and whose Name or Names shall be inserted in any such List to be delivered in as aforesaid, taking the Oaths hereby directed to be taken, and who shall perform on his or her Part what is required to be done by him or her by this Act, shall, as to his Person and Effects respectively, be forever released, discharged and exonerated, to such Extent and in such manner as is hereinafter provided, and no otherwise.

Justices may, on Prisoners delivering Schedules, issue Warrants to bring them to Quarter-Sessions.

V. And be it further enacted, That it shall and may be lawful for any Justice or Justices of the Peace of any County, City, Town, Place or Liberty within this Kingdom, upon the Petition of any such Prisoner or Prisoners, to any Justice or Justices of the Peace within his or their respective Jurisdictions, upon every such Prisoner or Prisoners so petitioning, and at the time of his or her so petitioning leaving with the Justice or Justices of the Peace so petitioned a true Copy of the Schedule, containing his or her intended Discovery of his or her Real and Personal Estate, to be sworn to at the First or Second General Quarter-Session next ensuing after every such Petition or some Adjournment thereof, by Warrant under his Hand and Seal, or under their Hands and Seals, to require the Sheriff

Sheriff or Sheriffs, Keepers or Gaolers of any such Prison within the Jurisdiction of any such Justice or Justices, to bring before the Justices at the First or Second next General Quarter-Session or General Session of the Peace, or any Adjournment thereof, to be held as the case shall happen to be next after the Expiration of Ten Days from the Date of such Warrant, for such respective County, City, Town, Place or Liberty, the Body of any Person being in the said Prison as aforesaid, with the Warrant or Warrants of his or her Detainers, together with a Copy or Copies of the Cause or Causes which he, she or they is or are charged with in any Prison or Gaol as aforesaid, at the time aforesaid; for which Copy or Copies of such Cause or Causes such Prisoner shall apply to the said Keeper or Gaoler of such Prison, who shall make out and transcribe the same at least Six Days before the time of his or her Appearance, which Warrant of every such Justice or Justices every such Sheriff and Sheriffs, Keeper or Gaoler, is and are hereby commanded to obey.

VI. And whereas considerable time may intervene between the passing of this Act and the next General Quarter-Session or General Session of the Peace, which would be the Means of detaining in Prison a Number of Persons, who with their Families are in the greatest Distress; Be it further enacted, That it shall and may be lawful for any Two or more of the Justices of the Peace for any County, City, Town, Place or Liberty, upon Petition from Debtors as aforesaid, to assemble their respective Courts as soon as may be after passing this Act, for the purpose of administering the Oaths and other the Matters required by this Act, and to appoint such Day or Days for the Discharge of Prisoners as they shall see proper.

Special Session.

VII. And be it further enacted, That the Copy of every such Schedule which shall be left or delivered in as aforesaid, shall be and remain with the Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace for the County, City, Town, Place or Liberty in which the same shall have been so left, there to remain and be inspected from time to time as Occasion shall require, by any Creditor of any such Prisoner who shall desire to inspect the same.

Schedules to remain with Clerk of the Peace.

VIII. And be it further enacted, That all and every Debtor and Debtors confined in any Gaol of that Part of the United Kingdom called *Ireland*, who shall intend to apply to be discharged and exonerated under this Act, shall first cause public Notice to be inserted in Three several *Dublin* Gazettes, previous to such General or Quarter-Session or General Session, or the Adjournment thereof, at which such Application shall be made; and if such Debtor shall be in Custody in any Gaol out of *Dublin* or the County of *Dublin*, or shall have moved himself by *Habeas Corpus* from one Gaol to another, then also in some Newspaper in or near the County, City, Town or Liberty, in the Gaol whereof he or she shall be or have been so in Custody, containing the Name, Trade, Occupation and Description, and the Two last Places of Abode, if so many, of every such Debtor and Debtors, and the Prison wherein he, she or they is or are confined, and of his, her or their Intention to take the Benefit of this Act, and mentioning such Notice in such Gazette or Newspaper respectively to be the First, Second or Third Notice, according to the time of publishing each of such Notices; for the inserting each of the said Notices in the *Dublin* Gazette, or in any other Newspaper, there shall be paid each time by every Prisoner the Sum of

Debtors intending to apply for Discharge to give Notice in Gazette.

Four Pence and no more, the First of which said Notices shall be so inserted in the said Gazettes respectively, and in the said other Newspapers, as the case may require, Twenty one Days at the least, and the last of the said Notices Six Days at the least, before any such First or Second General Quarter-Session or General Session or Adjournment thereof, shall be held as aforesaid, so that as well all the Creditors who have not charged the said Debtor or Debtors in Custody, as those Creditors who have charged such Debtor or Debtors in Execution or on Mesne Process or otherwise, may have such sufficient Notice thereof.

IX. And, to the Intent that all Creditors may have full and sufficient time to consider the Matters and Things contained in the Schedule or Schedules intended to be delivered in by any Debtor or Debtors, be it further enacted, That every such Debtor where he or she shall, according to the Directions of this Act, publish the first Notice of an Intention to take the Benefit of this Act, he or she shall in such Notice declare that the Schedule containing his or her intended Discovery of his or her Real and Personal Estate, to be sworn to in manner as by this Act is directed, is lodged in the Hands of the Keeper or Gaoler, or the Deputy of such Keeper or Gaoler of the Prison wherein any such Debtor shall be confined; and every such Debtor is hereby directed and required to deliver such Schedule to such Keeper or Gaoler or Deputy, as the case may be, before he shall publish such first Notice as aforesaid, signed with his or her own Christian and Surname, to be attested by any such Keeper, Gaoler or Deputy, and in case any Debtor shall neglect or refuse to deliver one such Schedule to such Keeper, Gaoler or Deputy, prior to such his first Notice to be given as aforesaid, he or she upon due Proof made of such Neglect to the Satisfaction of the Court to which such Debtor shall make Application, shall be remanded back to Prison, there to remain until he or she shall have complied with the Directions aforesaid; and every such Keeper, Gaoler or Deputy is hereby directed and required to attest the Signature of the Debtor's Name to such Schedule, and to receive the same into his Custody and Charge, giving a Duplicate thereof to every such Debtor, with an Acknowledgment of his having received the Original, and he is hereby further required to deliver a true Copy of any such Schedule, signed by himself upon Request made to him by any Creditor for that Purpose in Writing, such Copy to be delivered to the Creditor himself, or to such Person as he shall appoint to receive the same, within Three Days after Demand made, and if any such Keeper, Gaoler or Deputy shall neglect or refuse to conform to the Directions hereby given him respecting such Schedule, every such Keeper, Gaoler or Deputy so offending shall be punished. (a)

(a) [*So in the Original Act.*]

Form of Notice.

X. And be it further enacted, That the Notices to be given by every Debtor in manner directed by this Act shall be to the Effect following; that is to say,

‘ I [*insert the Name, Trade, Occupation and Description, and Two last Places of Abode, if so many*] now confined in [*insert Name of Prison and County,*] and not being charged in Custody on the First Day of May One thousand eight hundred and eleven, with any Debt or Debts, Sum or Sums of Money, exceeding in the Whole the Sum of One thousand five hundred Pounds, do hereby give this public

Debtors to deliver Schedules to Gaolers previous to first Notice.

public Notice, that I intend to take the Benefit of an Act passed in the Fifty first Year of His present Majesty's Reign, intituled, *An Act for the Relief of certain Insolvent Debtors in Ireland*, and I do hereby give Notice, that a true and perfect Schedule, containing the Discovery of all my Real and Personal Estate hereafter to be sworn to, is now ready to be delivered to any Creditor applying for the same to the Keeper or Gaoler, or his Deputy of the said Prison.

And every such Notice shall be signed by the Debtor and countersigned by the Keeper or Gaoler, or Deputy of such Keeper or Gaoler of such Prison.

XI. And be it further enacted, That every such Debtor as aforesaid, not being charged as aforesaid on the said First Day of *May* One thousand eight hundred and eleven, with any Debt or Debts, Sum or Sums of Money, in the Whole to a greater Amount than the Sum of One thousand five hundred Pounds, who shall apply to the General or Quarter-Session, or any Adjournment thereof, shall, in case it shall be proved upon Oath, or by producing the said Three Gazettes and Newspapers respectively before mentioned, to the said Justices at any such Session or the Adjournment thereof, that such Notices were inserted in the *Dublin Gazettes* and other Newspapers respectively, as were required in manner aforesaid; and that the Person or Persons so applying was or were actually a Prisoner or Prisoners on the First Day of *May* One thousand eight hundred and eleven, in the Prison or Gaol in which his, her or their Name or Names is or are specified in the List delivered in at such First or Second Session or any Adjournment thereof, or in some other Prison or Gaol as aforesaid, in pursuance of this Act; and shall in open Court at the said General Quarter-Session or General Session, or any Adjournment thereof, subscribe and deliver in a true Schedule or Account of all his or her Real Estate in Possession, Reversion, Remainder or Expectancy, and of any other Nature and Kind whatsoever, and also the Whole of his or her Personal Estate which he or she or any Person or Persons in trust for him or her, or for his or her Use, Benefit or Advantage, is or are seized of, interested in or entitled to, or was or were in his, her or their Possession, Custody or Power, or which he, she or they, or such Person or Persons had any Power of disposing of or charging for his, her or their Benefit or Advantage at any time since his or her Commitment to Prison, with the Names of his or her several Debtors, and where they respectively live or may be met with, and the several Sums of Money from them respectively owing, and how the same respectively became due and are secured, and if by Mortgage, Specialty, Contract, Note or other Writing, then the Name and Names, and Places of Abode of the several Witnesses who can prove such Debts or Contracts (if there be any such), and shall also make Oath and swear to the following Effect, according to the special Circumstances, so far as the same shall be consistent with the Provisions hereinafter contained; that is to say,

Debtors proving that Notices have been given first in open Court deliver in certain Schedules, and take Oath.

I *A.B.* upon my corporal Oath, in the Presence of Almighty God, Oath do solemnly swear, protest and declare, That on the First Day of *May* One thousand eight hundred and eleven, I was really and truly a Prisoner in the actual Custody of

' in the Prison or Gaol of _____ at the Suit of
 ' _____ without any Fraud or Collusion whatsoever,
 ' and that I have ever since my Commitment continued a Prisoner
 ' within the Prison of _____ in the actual Custody of
 ' the Keeper or Gaoler of the said Prison of _____
 ' at the Suit of _____, and without any Fraud or
 ' Collusion whatsoever; and that the Schedule now delivered by me
 ' and subscribed doth contain to the best of my Knowledge, Remem-
 ' brance and Belief, a full, just, true and perfect Account and Dis-
 ' covery of all the Goods, Effects and Estates, Real and Personal,
 ' in Possession, Reversion, Remainder or Expectancy, and of every
 ' other Nature and Kind whatsoever, which for any Person in trust
 ' for me or for my Benefit or Advantage are seized or possessed of,
 ' interested in or entitled to, or was or were in my Possession, Custody
 ' or Power, or in the Possession, Custody or Power of any such
 ' Person as aforesaid, or which I or such Person had any Power of
 ' disposing of or charging for my Benefit or Advantage, at any time
 ' since my Commitment to Prison, and of all Debts to me owing, or
 ' to any Person or Persons in trust for me, and of all the Securities
 ' and Contracts whereby any Money now is or will or may hereafter
 ' become payable, or any Benefit or Advantage may accrue to me
 ' or to my Use, or to any Person or Persons in trust for me, and
 ' the Names and Places of Abode of the several Persons from whom
 ' such Debts are due and owing, and of the Witnesses that can prove
 ' such Debts or Contracts [*if any such there be*], and that neither I,
 ' nor any Person or Persons in trust for me or for my Use, have any
 ' Lands, Money, Stock or Estate Real or Personal, in Possession,
 ' Reversion, Remainder or Expectancy, or of any Nature or Kind
 ' soever, or Power of disposing of or charging for any Benefit or
 ' Advantage other than what are in the said Schedule contained,
 ' except Wearing Apparel and Bedding for myself and Family,
 ' Working Tools and the necessary Implements for my Occupation
 ' and Calling, together with a Sum of Money not exceeding Five
 ' Pounds, and these in the Whole not exceeding the Value of Thirty
 ' Pounds; and that I have not nor any Person for me hath directly
 ' or indirectly sold, lessened or otherwise conveyed, disposed of in
 ' trust, or concealed all or any Part of my Lands, Money, Goods,
 ' Chattels, Stock, Debts, Securities, Contracts or Estates, Real or
 ' Personal, whereby to secure the same or to receive or expect any
 ' Profit or Advantage therefrom, or with an Intent to defraud or
 ' deceive any Creditor or Creditors to whom I am or was indebted
 ' in any wise howsoever. So help me GOD.'

Schedule and
 Oath subscribed
 by Debtors.

And the said Schedule and Oath shall be by every such Debtor sub-
 scribed in the Presence of the Justices in open Session of the Peace
 as hereby directed, and shall be kept by and remain with the Clerk
 of the Peace, Town Clerk or other Officer acting as Clerk of the
 Peace for the County, City, Liberty, Town or Place where the
 same shall be subscribed and taken, for the better Information of all
 the Creditors of such Debtors, who shall desire or may have Occasion
 to resort thereto, and every such Creditor shall be at Liberty at fea-
 sonable times in the Day-time to peruse and examine the same.

Court at Request
 of Creditor may
 examine Gaolers
 on Oath.

XII. And be it further enacted, That the Justices of the Peace
 within their respective Jurisdictions, at any such General Quarter-
 Sessions

Sessions or General Session or Adjournment thereof, at the Request of any Creditor or Creditors of any such Debtor, are hereby authorized to cause the Marshal of the Four Courts Marshalsea or his Deputy, or any other Under Officer, Tipstaff and Turnkey of any Prison or Gaol, and any other Person within their respective Jurisdictions, to come before them and to examine them respectively on Oath, touching any of the Matters contained in any of the Oaths prescribed by this Act to be taken, and the Truth thereof; and if the Oath which shall have been taken in open Court by any Debtor or Debtors, shall not be disproved by good Testimony of any credible Person or Persons on Oath; and such Justices, or the major Part of them, present at any such General Quarter-Session or General Session or any Adjournment thereof, shall be satisfied with the Truth of the Oath taken by such respective Debtor, then such Justices shall in such Session or some Adjournment thereof, adjudge such Debtor or Debtors to be entitled to the Benefit of this Act, and shall order the said Sheriff or Sheriffs, Keeper or Keepers, Gaoler or Gaolers of such Prison or Prisons forthwith to set at Liberty such Prisoner or Prisoners; and every such Order shall be sufficient Discharge to the Sheriff or Sheriffs, Keeper or Keepers, Gaoler or Gaolers of such Prison or Prisons, and shall indemnify him or them against any Escape or Escapes, Action or Actions whatsoever for Escape, which shall or may be brought, commenced or prosecuted against him or them.

XIII. And be it further enacted, That all the Estate, Right, Title, Interest and Trust of such Debtor, of, in and unto all the Real Estate, and to all the Personal Estate, Debts and Effects of every such Debtor, shall immediately after such Adjudication be and the same is hereby vested in the Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace of and for the County, City, Town Corporate, Liberty or Place where any Debtor shall be respectively discharged; and every such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace, is hereby directed and required to make an Assignment and Conveyance of every such Debtor's Estate and Effects vested in such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace as aforesaid, to such Creditor or Creditors of the said Debtor, as the Justices at any General or Quarter-Session of the Peace, or at any Adjournment thereof, which shall be held by them within their respective Jurisdictions, shall order and direct, which Assignment and Conveyance shall be good and effectual in the Law to all Intents and Purposes whatsoever, without being wrote on Parchment or Paper stamped, to vest the Estates thereby assigned and conveyed in the Party or Parties to whom the same shall be so assigned and conveyed, his, her and their Heirs, Executors, Administrators and Assigns, according to the Estate and Interest the Debtor had therein; and every such Assignment and Conveyance shall be in Trust for the Benefit of the Creditor or Creditors of every such Debtor to whom the same shall be made, and the Rest of the Creditors of every such Debtor, in respect of or in Proportion to their respective Debts; and every Person or Persons to whom any such Assignment and Conveyance as aforesaid shall be made, is and are hereby fully empowered to sue from time to time, as there may be Occasion in his, her or their own Name or Names, for the Recovery and attaining any Estate

Estate and Effects of Debtor discharged vested in Clerk of the Peace, who is to assign same to such Creditors as Court shall direct, in Trust.

Assignees to get
in Debtor's
Effects,

or Effects of any such Debtor, and also to execute any Trust or Power vested in or created for the Use or Benefit of any such Debtor, but in Trust for the Benefit of him or them and the Rest of the Creditors of every such Debtor, and to give such Discharge and Discharges to any Person or Persons who shall respectively be indebted to such Debtor as may be requisite; and every such Assignee or Assignees shall with all convenient Speed, after his or their accepting such Assignment or Conveyance, use his and their best Endeavours to receive and get in the Estate and Effects of every such Debtor, and shall with all convenient Speed make Sale of all the Estates of such Debtor vested in such Assignee or Assignees; and if such Debtor shall be intersted in or entitled to any Real Estate, either in Possession, Reversion or Expectancy, the same, within the Space of Two Months after such Assignment and Conveyance, shall be sold by Publick Auction, in such manner and at such Place as the major Part of the Creditors of any such Debtor who shall assemble together on any Notice in Writing published in the *Dublin Gazette*, or in some Daily Paper printed and published at *Dublin*, and if elsewhere, then in some Newspaper which shall be published in or near the County, City, Town, Liberty or Place in which such Debtor dwelled before he or she was committed to Prison Thirty Days before any such Sale shall be made, shall under his Hand or their Hands agree on; and every such Assignee or Assignees, at the End of Three Months at farthest, from the time of his or their accepting any such Assignment or Conveyance as aforesaid, shall make a fair and just Dividend of all such Debtor's Estate and Effects which shall have been then recovered amongst his or her Creditors, in Proportion and in regard to each Creditor's respective Debt; but before any such Dividend shall be made, such Assignee or Assignees shall make up an Account of such Debtor's Estate, and make Oath in Writing before One or more Justice or Justices of the Peace of the County, Town, Liberty or Place in which any such Debtor shall have been discharged, that every such Account contains a fair and just Account of the Estate and Effects of every such Debtor got in by or for such Assignee or Assignees, and of all Payments made in respect thereof, and that all Payments in every such Account charged were truly and *bona fide* made and paid; and Notice of the making of every such Dividend shall be published in like manner as a Meeting of the Creditors is hereinbefore directed to be published, Thirty Days at least before the same shall be made; and no Creditor shall be allowed to receive any Share of such Dividend, until he shall have made out the Justness and Identity of his Debt by Oath, or due Proof in Writing before some such Justice or Justices; and if any Creditor of such Debtor shall be dissatisfied with the Reality or Fairness of any Debt claimed by any other Creditor, then the same at the Request of any such Creditor or Creditors so dissatisfied shall be examined into by the Justices of the County, City, Liberty or Place in which such Debtor shall have been adjudged to have been entitled to the Benefit of this Act, at the next General or Quarter-Session, or some Adjournment thereof.

and to make
Dividends.

Notice of the
making Divi-
dends.

Assignees or
Heirs not deli-
vering over Ef-
fects, or Balance.

XIV. And be it further enacted, That in case any Assignee or Assignees of the Estate and Effects of any Prisoner discharged by virtue of this Act, or the Heirs, Executors or Administrators of any deceased Assignee or Assignees, shall not deliver over any Part of
such

such Estate or Effects, or pay the Balance of the Produce of any such Estate or Effects found to be in the Hands of such Assignee or Assignees, or of such Heirs, Executors or Administrators as aforesaid, according to the Tenor of this Act, it shall be lawful for the Court before which the Prisoner was discharged, to order the Person or Persons so offending, to be arrested and committed to the next County Gaol, there to remain without Bail or Mainprize, until such Person or Persons shall have fulfilled the Duty required by the Act, or until such Court shall make other Order to the contrary.

Imprisonment,

XV. Provided always, and be it further enacted, That all and every Creditor and Creditors of any Debtor who shall be discharged by virtue of this Act, for any Sum or Sums of Money payable by way of Indemnity or otherwise at any future time or times, by virtue of any Bond, Covenants, or other Securities of any Nature whatsoever, may be and shall be entitled to be admitted a Creditor or Creditors, and may and shall be entitled to receive a Dividend or Dividends of the Estate of such Debtor, in such manner and upon such Terms and Conditions as such Creditor or Creditors would have been entitled unto by the Laws now in force, if such Debtor had become Bankrupt, and without Prejudice in future to their respective Securities, otherwise than as the same would have been affected by a Proof made in respect thereof by the Creditor under a Commission of Bankrupt, and a Certificate obtained by the Bankrupt under such Commission.

Creditors for Annuities to receive Dividends as under Commission of Bankruptcy.

XVI. And, to the Intent that no Loss may arise to any Creditor or Creditors, from any Neglect or Omission in the Schedule not containing the whole of the Estate Real or Personal belonging to any Debtor who shall apply for his or her Discharge under the Authority of this Act, be it enacted, That all the Estates, whether Real or Personal, which shall belong to any Debtor or Debtors, and of which he, she or they shall be actually possessed or entitled unto at the time of making such Schedule, shall be deemed and taken to be Part of the Estate contained in such Schedule though not inserted therein; and shall in like manner become vested in the Clerk of the Peace, Town Clerk or other Officer acting as such, to all Intents and Purposes, as if the same had been contained in such Schedule, and had been delivered into the Court according to the Directions of this Act.

Estates of Debtors not intored in Schedule vested in Clerk of the Peace.

XVII. Provided always, and be it enacted, That no Person holding any Security whatsoever, for which such Debtor never received any valuable Consideration, shall be entitled to receive any Benefit from the Estate of such Debtor, unless the Person holding such Security shall make it appear to the Satisfaction of the Justices at some General or Quarter-Session or Adjournment thereof, that he or she became possessed of the same *bona fide* and for good or valuable Consideration.

Holders of Securities without Consideration not entitled to Benefit.

XVIII. Provided always, and be it enacted, That in case of the Death or Removal of any Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace as aforesaid, in whom the Estate, Right, Title, Interest or Trust of any Debtor or Debtors shall have vested by the Authority of this Act, every such Estate, Right, Title, Interest and Trust shall become vested in the Successor or Successors to every such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace as aforesaid respectively, as the

Estates to vest in Clerk of the Peace.

case may be, to all Intents and Purposes whatsoever under the Provisions of this Act.

No Suit, &c.
without Consent
of Majority of
Creditors.

XIX. Provided further, and be it also enacted, That no Suit in Equity shall be commenced by any Assignee or Assignees of any such Debtor or Debtors' Estate and Effects, without the Consent of the major Part in Value of the Creditors of such Debtor, who shall meet together pursuant to a Notice to be given at least Ten Days before such Meeting, in the *Dublin Gazette* or other Newspaper which shall be published in the Neighbourhood of the last Residence of such Debtor or Debtors for that Purpose.

Mortgages to
take place of
Claims of an in-
ferior Nature.

XX. Provided also, and be it further enacted, That nothing in this Act shall extend, or be construed to hinder or prevent any Mortgage or Mortgages, Charges or Liens upon the Estate of such Debtor or Debtors, or any Part thereof, to take place upon the Lands, Tenements or Hereditaments, or Personal Estate or Effects comprised in, or charged or affected by such Mortgage or Mortgages, Charges or Liens respectively, nor to prevent any Statute Staple, Statute Merchant, Recognizance or Judgment, acknowledged by or obtained against any such Debtor or Debtors, to take place upon the Lands, Tenements or Real Estates of such Debtor or Debtors; and also where any Inquisition shall have been taken upon any such Statute or Recognizance, or any Writ or Execution shall have been taken out and delivered to the Sheriff or proper Officer upon any such Judgment, before such Discharge shall be given in open Session to any such Debtor as aforesaid, the Personal Estate of any such Debtor respectively shall be subject thereto, in the first Place, for so much as shall remain due upon such Mortgage, Charge, Lien, Statute, Recognizance or Judgment respectively, in like manner as such Mortgages and Persons having such Charges or Liens, and Creditors by Statute, Recognizance or Judgment, would have been preferred to others, Creditors of an inferior Nature, against the Real or Personal Estate of such Debtor or Debtors respectively if this Act had not been made; any thing hereinbefore contained to the contrary thereof in any wise notwithstanding.

Power of leasing,
Lands, &c.
vested in As-
signees.

XXI. And whereas many Persons who may be entitled to and claim the Benefit of this Act, are seized and possessed of Lands, Tenements and Hereditaments, to hold to such Debtors for the Term of their natural Lives, with power of granting Leases and taking Fines, reserving small Rents on such Estates for One, Two or Three Lives in Possession or Reversion, or for some Number of Years determinable upon Lives, or have Powers over Real or Personal Estate, which such Debtors could execute for their own Advantage, and which said Powers ought to be executed for the Benefit of the Creditors of such Debtors; Be it therefore enacted, by the Authority aforesaid, that in every such case all and every the Powers of leasing such Lands, Tenements and Hereditaments, and all such other Powers as aforesaid over Real or Personal Estate, which are or shall be vested in any such Prisoner or Prisoners as aforesaid, shall be and are hereby vested in the Assignee or Assignees of the Real and Personal Estate of such Prisoner by virtue of this Act, to be by such Assignee or Assignees executed for the Benefit of all and every the Creditors of such Prisoners as aforesaid.

Qualor on Re-
quest of Creditor
to be sworn

XXII. And be it further enacted, That the Justices at any General or Quarter-Sessions of the Peace, or Adjournment thereof, to which

which any such Prisoner shall be brought in pursuance of this Act, shall, if required by any Creditor or Creditors of any such Prisoner or Prisoners who shall oppose his or her Discharge, administer and give to the Keeper or Gaoler of any such Prison or Gaol, at the time of bringing up any such Prisoner in order to be discharged under this Act, an Oath to the Effect following; that is to say,

I do swear, That Oath.
 I was really and truly a Prisoner in my Custody in the Prison
 of or in Custody in some other Prison [*as*
the case may be] to the best of my Knowledge and Belief, at or
 upon the First Day of *May* One thousand eight hundred and
 eleven, and that the Copy or Copies of the Cause or Causes of his
 [or her] Commitment or Detainer now by me brought, with the
 Body of the said and
 produced to the said Court, is or are a true Copy or Copies of the
 Cause or Causes of such Commitment or Detainer, without any
 Fraud or Deceit by me or any other Person whatsoever, to the best
 of my Knowledge and Belief. So help me GOD.

And if any Person who was a Keeper or Gaoler, or deputed Keeper, If Person deli-
 or Gaoler of any such Prison or Gaol on the said First Day of *May* was not Gaoler
 One thousand eight hundred and eleven, or since, shall not happen to in List
 be the Keeper or Gaoler, or deputed Keeper or Gaoler of any such on the 1st Day of
 Prison or Gaol at the time any such List as aforesaid is hereby re- May 1811, he
 quired to be delivered in, then the Justices at any such Sessions, or at shall take the
 any Adjournment thereof, may and are hereby required to administer following Oath.
 and give to the respective Person or Persons who shall be Keeper
 or Gaoler, or deputed Keeper or Gaoler, of any such Prison or Gaol,
 and deliver in such List as aforesaid at any such General or Quarter-
 Sessions, or any Adjournment thereof, an Oath touching the Com-
 mitments or Books of Commitment of any such Prison or Gaol, to
 the Effect following; that is to say,

I do swear, That I have examined the Oath
 Commitments or Books kept of or concerning the Commitments
 of Prisoners to the Prison of and that
 I do verily believe that the said Commitments or Books of Com-
 mitment are really true and not fictitious, nor calculated for this
 Purpose; and by them it doth appear that
 was, on the First Day of *May* One thousand eight hundred and
 eleven, really and truly a Prisoner in the actual Custody of
 the then Keeper or Gaoler, or
 Deputy Keeper or Gaoler of the said Prison or Gaol, [*or, other*
 Prison, *as the case may be*] without Fraud or Deceit by me or any
 other Person or Persons to my Knowledge and Belief.
 So help me GOD.

XXIII. And, in order to discover any fraudulent Entries or At Request of
 Commitments of Prisoners in any Prison or Gaol Books, be it further Creditors Gaolers
 enacted, That the Justices at any General or Quarter-Sessions of the may be examined
 Peace, or any Adjournment thereof, are hereby authorized, at the on Oath at Ses-
 Request of any Creditor or Creditors of any Prisoner, to convene sions, touching
 before them at some certain time to be appointed by them, any Commitments.
 Person or Persons who was or were Keeper or Gaoler or deputed
 Keeper or Gaoler of any Prison or Gaol within their respective Juris-
 dictions, on the said First Day of *May* one thousand eight hundred
 and

Sheriffs, &c. disobeying Orders of Justices.

and eleven, or at any time since, and examine every such Keeper or Gaoler or deputed Keeper or Gaoler on Oath, touching the Commitment and Continuance in Custody of any such Prisoner, as the Justices at any such General or Quarter-Sessions or Adjourment thereof shall think fit; and if any Sheriff, Keeper or Gaoler, shall neglect or refuse to bring before any such Justices, at any Session of the Peace or Adjourment thereof, any such Prisoner as shall be directed and required by Warrant of any Justice or Justices as aforesaid, or to attend on being summoned for that Purpose, he shall on Conviction suffer Six Months Imprisonment; or if any Keeper or Gaoler attending shall refuse to make Answer and Discovery in the Premises as shall be reasonably required, at such General Quarter-Sessions, or any Adjourment thereof, he, she or they so offending in the Premises, shall, for every such Offence, pay the Sum of Ten Pounds, to any Person who shall recover and sue for the same, in any of His Majesty's Courts of Record at *Dublin*, by Action of Debt.

Penalty.

Gaoler and Printer of Gazette or Newspaper not complying with Regulations of Act.

XXIV. And be it further enacted, That if any Keeper or Gaoler of any Prison, or his Deputy or Deputies, shall without just Cause, to be approved of by the Justices at some General Quarter-Session or General Session of the Peace or Adjourment thereof, within their respective Jurisdictions, refuse or delay to bring any such Prisoner or Prisoners as aforesaid to any such General Quarter-Sessions or General Session or Adjourment thereof, in order to his or her Discharge, or shall neglect or refuse, or designedly omit to insert in any such List the Name or Names of any such Prisoner or Prisoners who was or were actually in Custody in his or their respective Prison or Gaol, on the said First Day of *May* One thousand eight hundred and eleven, or since, or shall neglect or refuse to make out, fix up or deliver such Lists as aforesaid; or if any Keeper or Gaoler or deputed Keeper or Gaoler shall neglect or refuse to take any of the said Oaths before mentioned, and hereby required to be taken by him, or shall detain any such Prisoner after he or she shall be discharged as aforesaid, or if the Printer of the *Dublin Gazette* or other Newspaper as aforesaid shall wilfully refuse or neglect to insert therein the Notice by this Act directed to be given, on reasonable Request to him made for that Purpose, every such Keeper and Gaoler of such Prison and Prisons, his Deputy or Deputies, and every such Printer as aforesaid, shall respectively forfeit and pay to each Prisoner in every such case injured, the Sum of One hundred Pounds, which shall and may be recovered with Treble Costs of Suit by Action of Debt, Bill, Plaint or Information in any one of the said Courts of Record at *Dublin*, wherein no Essoign, Protection or Wager of Law, or more than one Impar lance shall be allowed.

Penalty.

Gaolers committing Perjury.

XXV. And be it further enacted, That if any Keeper or Keepers, Gaoler or Gaolers, or any Deputy Keeper or Gaoler of any Prison shall, in taking of the afore mentioned Oaths, forswear and perjure themselves, and shall thereof be lawfully convicted, such Keeper or Gaoler or deputed Keeper or Gaoler of such Prison or Prisons shall (over and above the Penalties to be insisted on Persons convicted of Perjury) upon every such Conviction, forfeit and pay the Sum of Five hundred Pounds, with full Costs, by Bill, Plaint or Information, or Action of Debt, in any of His Majesty's Courts of Record at *Dublin*, wherein no Essoign, Protection or Wager of Law shall be allowed, by and in the Name of such Person or Persons, his and their

Penalty.

their Executors and Administrators, to whom an Assignment or Conveyance in pursuance of this Act shall be made of the Estate and Effects of such Prisoner or Prisoners; and if no such Assignee or Assignees shall be living, then in the Name or Names of any other Creditor or Creditors who shall sue for the said Penalties, to be applied, one Moiety to the Informer or Informers, and the other Moiety towards Satisfaction of the Debts of such Creditor or Creditors.

XXVI. And be it further enacted, That if any Clerk of the Peace or his Deputy or Town Clerk, or other Officer acting as Clerk of the Peace, shall delay or refuse to give every or any such Prisoner adjudged to be entitled to his Discharge as aforesaid, within fourteen Days after such Adjudication, a Copy of the Order of such Adjudication on the Payment of Two Shillings and Six Pence, or shall take more than Two Shillings and Six Pence for such Copy, or shall take more than One Shilling for an Assignment or Conveyance of such Prisoner's Estate and Effects, any such Clerk of the Peace or his Deputy, or Town Clerk or other Officer acting as Clerk of the Peace, who shall so offend, and who shall be convicted at any such General or Quarter-Session of the Peace, or any Adjournment thereof, of any such Offence, shall for every such Offence forfeit and pay to every such Prisoner the Sum of Twenty Pounds, as the Justices of the Peace at such General or Quarter-Sessions of the Peace or Adjournment thereof shall order; and who are hereby empowered to cause the same to be levied by Distress and Sale of the Goods of any such Clerk of the Peace or his Deputy or Town Clerk or other Officer acting as Clerk of the Peace so offending.

Clerk of the Peace not giving Copies of Adjudication of Discharges.

Penalty.

XXVII. And be it further enacted, That if any Debtor as aforesaid who shall take the Benefit of this Act, shall wilfully swear and perjure himself, herself or themselves, in any Oath to be taken under this Act, and shall be lawfully convicted thereof, he, she or they so offending shall suffer such Punishment as by Law may be inflicted on Persons convicted of wilful and corrupt Perjury.

Debtors falsely swearing. Perjury.

XXVIII. And be it further enacted, That no Persons entitled to the Benefit of this Act shall at any time hereafter be imprisoned by reason of any Judgment or Decree obtained for Non-payment of Money only, or for any Debt, Bond, Damages, Contempts for Non-payment of Money, Costs, Sum or Sums of Money contracted, incurred, occasioned, owing or growing due before the said First Day of May One thousand eight hundred and eleven, but that upon every Arrest upon every Judgment or such Decree, or for such Debts, Damages, Contempts, Costs, Sum and Sums of Money, it shall and may be lawful for any Judge of the Court where the Process issued, or for any Two Justices of the Peace, upon shewing the Copy of the Order of Adjudication as aforesaid, to release and discharge out of Custody such Prisoners as aforesaid, and at the same time to order the Plaintiff or Plaintiffs in such Suit or Suits to pay such Prisoner or Prisoners the Costs he, she or they shall have incurred on such Occasion, or so much thereof as to such Judge or Justices shall seem just and reasonable; and every such Judge is hereby empowered so to do on such Prisoner's causing a Common Appearance to be entered for him on every such Action or Suit.

Debtors discharged not liable to be imprisoned for Debts prior to 1st May 1811.

XXIX. And whereas under former Acts of this Kind, Doubts have arisen what was to be done with such Prisoners who applied

Prisoners not
discharged of
Debts subsequent
to 1st May 1811.

at any Session to be discharged, who owed and stood charged with Debts as well previous as subsequent to the Day limited by the respective Acts; To remedy which, be it therefore enacted, That no Prisoner or Prisoners shall be discharged of any Debts incurred subsequent to the First Day of *May* One thousand eight hundred and eleven; and if it shall appear to the Justices at any Session or Adjournment, that any Prisoner or Prisoners then applying to them to be discharged, shall stand charged as well with Debts previous to as subsequent to the said First Day of *May* One thousand eight hundred and eleven, that in such cases it shall and may be lawful to and for the Justices to discharge the Person of such Prisoner or account of all Debts incurred previous to the said First Day of *May* One thousand eight hundred and eleven, and to remand him or her back to the Custody of the Keeper of the Prison from whence he or she was brought, for all Debts which he or she stands charged with in his Custody incurred subsequent to the said First Day of *May* One thousand eight hundred and eleven.

Act pleaded to
Action of Escape,
&c

XXX. And be it further enacted, That if any Action of Escape, or any Suit or Action be brought against any Justice or Justices of the Peace, Sheriff, Keeper or Gaoler of any Prison, for performing their Office in pursuance of this Act, they may plead the General Issue, and give this Act in Evidence, and if the Plaintiff be nonsuited or discontinue his Action, or Verdict pass against him, or Judgment upon Demurrer, the Defendant shall have Treble Costs.

Treble Costs.

Act pleaded generally by Prisoners.

XXXI. And be it further enacted, That if any *Scire Facias*, or Action of Debt or upon Judgment shall be brought against any Prisoner, his or her Heirs, Executors or Administrators, upon any Judgment obtained against any such Prisoner, or on any Statute or Recognizance acknowledged by him or her before the said First Day of *May* One thousand eight hundred and eleven, with respect to Prisoners in actual Custody on the said First Day of *May* One thousand eight hundred and eleven, it shall and may be lawful for any such Prisoner, his or her Heirs, Executors or Administrators, to plead generally that such Prisoner was actually a Prisoner in such Prison or in some other Prison at such a Person's Suit, on the First Day of *May* One thousand eight hundred and eleven, and was or were duly discharged according to this Act, at the General Quarter-Session or General Session or Adjournment thereof, held at such Time and Place for such County, Liberty, City, Town or Place (as his, or her, or their case is) without pleading any Matter specially; and in case any other Suit or Action shall be commenced against him, her or them, for any other Debt, Sum or Sums of Money due before the First Day of *May* One thousand eight hundred and eleven, to plead in discharge of his or her Person from Execution (over and above such Matters as aforesaid) that such Debt or Sum of Money (as the case shall happen) was contracted or due before the First Day of *May* One thousand eight hundred and eleven, without pleading any other Matter specially, whereto the Plaintiff shall or may reply generally, and deny the Matters pleaded as aforesaid, or reply any other Matter or Thing which may shew the said Defendant not to be entitled to the Benefit of this Act, or not duly discharged according to it, in the same manner as the Plaintiff might have replied in case the Defendant had pleaded this Act, and his Discharge by virtue of this Act specially; and if the Plaintiff be nonsuited, discontinue his
Action,

Action, or Verdict pass against him, or Judgment or (a) Demurrer, the Defendant to have Treble Costs: Provided always, that nothing in this Act contained shall extend or be construed to extend to release or discharge any Attorney at Law, Solicitor or any other Person or Persons acting or pretending to act as such, with regard to any Debt with which he or they shall stand charged for any Money or other Effects recovered and received by him or them, for the Use of any Person or Persons, Bodies Corporate or Politick, and by any Attorney, Solicitor or other Person or Persons acting as such, embezzled, concealed or converted to his or their own Use; or to release or discharge any Servant or Agent, or any other Person or Persons employed or entrusted as such with regard to any Debt or Demand with which he, she or they shall stand charged for or on account of any Money, Goods or other Effects received or possessed by him, her or them, for the Use and on Account of his, her or their Master or Masters, or Employers, and by such Servant or Agent embezzled, concealed or converted to his, her or their own Use; any thing herein contained to the contrary thereof in any wise notwithstanding:

(a) [So in the original Act.]

XXXII. And whereas many evil disposed Persons, to support their profligate way of Life, have by various subtle Stratagems, Threats and Devices, fraudulently obtained divers Sums of Money, Goods, Wares, Merchandizes, Bonds, Bills of Exchange, Promissory Notes or other Securities for Money, to the great Injury of industrious Families, and to the manifest Prejudice of Trade and Credit; Be it enacted, That no Prisoner who, knowingly and designedly by false Pretence or Pretences, shall have obtained from any Person or Persons, Money, Goods, Wares, Merchandize, Bonds, Bills of Exchange, Promissory Notes or other Securities for Money, shall have or receive any Benefit or Discharge by or under this Act; but the Justices at any General or Quarter-Sessions of the Peace, or any Adjournment thereof, before whom any such Prisoners shall be brought, upon due Proof of the Matter made to their Satisfaction, shall remand such Prisoners to the Custody of the Gaoler or Keeper of the Prison from whence he or she shall have been brought; any thing herein contained to the contrary notwithstanding.

XXXIII. Provided always, and be it further enacted, That the Truth of each of the Objections and Exceptions aforesaid, against the obtaining the Benefit of this Act, shall be proved by the Testimony upon Oath of One or more credible Witnesses or Witnesses, besides the Testimony upon Oath of the Person or Persons making such Objections, or other legal Proof or Evidence admissible in a Court of Law: Provided always, that no Prisoner who shall have been remanded to Prison under any Act heretofore passed for the Relief of Insolvent Debtors, for having fraudulently obtained Money, Goods or Securities for Money on false Pretences, or for having secretly or fraudulently removed Stock, Cattle or other Effects which were subject or liable to be detained for Rent, or who shall have lost or forfeited the Benefit of any such former Act, by having made any fraudulent Sale, Transfer, Conveyance or Assignment, since his or her Imprisonment, to the Prejudice of the fair and honest Creditor, or who shall have obtained a Discharge under such former Act fraudulently; or shall have taken an Oath under such Act, any Part of which was not true, shall have or receive any Benefit or

Treble Costs.
Act not to extend to Attornies or Servants embezzling Money;

Not to Persons obtaining Money on false Pretences;

Not to Prisoners remanded to Prison under any Insolvent Act for fraudulently obtaining Money, &c.

Discharge by or under this Act; but the Justices at any General or other Session of the Peace or any Adjournment thereof, before whom any such Prisoner shall be brought, upon due Proof of the Matter made to their Satisfaction, shall remand such Prisoner to the Custody of the Gaoler or Keeper of the Prison, from which he or she shall have been brought; any thing herein contained to the contrary notwithstanding: Provided always, that such Objections or Exceptions were supported by such Proof or Evidence as is hereinbefore provided and directed to be made under this present Act, and not otherwise; and that no Person shall be permitted to make the Objections in this Act mentioned against any Prisoner except a detaining Creditor, or such Person or Persons as have commenced their Action or Actions against such Prisoner previous to the First Day of *May* last past, grounded on the Matters in the said Exceptions mentioned: Provided also, that no Person charged in Execution for Damages recovered in any Action for Criminal Conversation with the Wife of the Plaintiff in such Action, or in any Action for seducing or carnally knowing the Daughter or female Servant of the Plaintiff, or in any Action for a malicious Prosecution, or in any Action for any other malicious Injury, shall have any Benefit under this Act, except only in cases where the Plaintiff in such Actions respectively shall be dead, and no Person shall have obtained Probate of the Will or Letters of Administration of the Effects of such Plaintiff, within Twelve Months after the Decease of such Plaintiff.

Nor to Persons charged in Execution for Damages recovered in any Action for Criminal Conversation, &c.

‘XXXIV. And whereas many Debtors for Rents of Land, Messuages, Houses and other Premises have, with fraudulent Intent to disappoint the Right of their respective Landlords, removed the Stock, Cattle, Furniture, Goods or other Effects which were subject and liable to be distrained for the Satisfaction of the said Rents;’ Be it therefore enacted, That no Prisoner or Prisoners who, in a secret, clandestine or fraudulent manner, shall have removed or caused to be removed within Six Years any such Stock, Cattle, Furniture, Goods or Effects of the Value of Twenty Pounds or upwards, which were subject or liable to be distrained by their respective Landlord or Landlords, for or in Payment of such Rent or Rents, whereby such Landlord or Landlords shall have lost all or some Part of the Rent or Rents due to him, her or them as aforesaid, shall be discharged by or under this Act, but shall, on due Proof of the Matter as aforesaid, be remanded in manner hereinbefore mentioned; any thing hereinbefore contained to the contrary notwithstanding; provided such Proof shall be thereof made as is hereinbefore required upon Objections or Exceptions to be made under this present Act.

Nor to Persons removing Effects of the Value of 20l. liable to be distrained for Rent.

‘XXXV. And whereas many Debtors have, with a View to defraud their Creditors, sold, transferred, conveyed or assigned their Estate and Effects to some Person or Persons, subsequent to their being in Custody of Law or imprisoned under some Process for Debt; And whereas such Sale, Transfer, Conveyance or Assignment hath been fraudulently made to the infinite Prejudice of the fair and honest Creditor, though sufficient Proof could not be obtained to convict the Party of a fraudulent Design;’ Be it enacted, That whenever it shall be proved by one or more credible Witness or Witnesses to the Satisfaction of the Court to which any Prisoner shall be brought up in order to obtain his or her Discharge, that

Nor to Persons selling or assigning Effects to defraud Creditors.

that such Prisoner has sold, transferred, conveyed or assigned to any Person or Persons all or any Part of his Estate or Effects subsequent to the time of his Imprisonment without just Cause for so doing, to be allowed by the Justices presiding in such Court as aforesaid, every such Debtor shall lose all the Benefits and Advantages that he might have otherwise claimed under the Authority of this Act, and shall not be entitled to his or her Discharge; and every such Sale, Transfer, Coveyance or Assignment is hereby declared null and void.

XXXVI. And be it further enacted, That every Gaoler or Keeper of any Prison shall and is hereby required to suffer in the Day-time any Person or Persons desiring the same, to see and speak, in the Lodge or some convenient Room in the said Prison, with any Prisoner or Prisoners whose Names are inserted in the before mentioned List or Lists, or the *Dublin Gazette*, or other Newspapers, or any of them, and also to see in the true and genuine Books of the said Prison the Entries made of the Name or Names of such Prisoner or Prisoners, Debtor or Debtors, together with the Name or Names of the Person or Persons at whose Suit or Suits he, she or they are or were detained; and if any such Gaoler or Keeper shall refuse or neglect to comply with what is hereby above required, every such Gaoler or Keeper who shall so offend in the Premises, shall forfeit and pay to the Person so refused and aggrieved the Sum of Forty Pounds, to be recovered, with Costs of Suit, by Action of Debt, Bill, Plaint or Information, in any of the Courts at *Dublin*, wherein no Essoign, Protection, Wager of Law, or more than One Impar lance shall be allowed, by and in the Name or Names of the Person or Persons so refused and aggrieved.

Gaolers not permitting Prisoners to be spoken with, or Entry in Books of Prison to be seen.

Penalty.

XXXVII. And be it further enacted, That if any Gaoler or Keeper or deputed Gaoler or Keeper of any Prison or Prisons, shall make or cause to be made any false Entries in any Book or Books belonging to any Prison or Gaol under his Care, or of which he is or was Gaoler, or shall prepare or keep or cause to be prepared or kept any false Book or Books in order for any false or untrue Entry or Entries to be made therein, or shall insert in any List to be delivered in as aforesaid, the Name or Names of any Person or Persons who was not in actual Custody as aforesaid (except as in the Oath of any such Gaoler or Keeper shall be excepted) every such Gaoler or Keeper or deputed Gaoler or Keeper shall, over and above the Penalties which he shall be liable to for every such Fraud, forfeit and pay the Sum of Five hundred Pounds, to be recovered with Treble Costs of Suit, by and in the Name and for the Use of any Person or Persons who shall be prejudiced by any such false Entry or Entries, which Penalties shall and may be recovered by Action of Debt, Bill, Plaint or Information in any of His Majesty's Courts of Record at *Dublin*, wherein no Essoign, Protection, Wager of Law or more than One Impar lance shall be allowed.

Gaoler making false Entries.

Penalty.

XXXVIII. And be it further enacted, That if any Debtor being thereunto required by any Creditors, shall refuse to discover and declare the Trade or Occupation, and Habitation or last Place of Abode of the Person or Persons at whose Suit he or she is or was detained or charged in Custody, or if any Prisoner being called for, and desired by any Creditor or Creditors to come to the Lodge of the Prison in which any such Prisoner shall be confined, shall refuse to come, without some reasonable Cause being made appear to the

Debtors refusing to discover Trade and Abode of Person at whose Suit detained excluded Benefit of Act.

contrary,

contrary, every such Debtor, upon Proof being made thereof before the Justices at any General or Quarter Session of the Peace, or any Adjournment thereof, to be held as aforesaid, shall not have or receive any Benefit or Discharge by or under this Act; any thing herein contained to the contrary thereof in any wise notwithstanding.

Prisoners in Custody for Prison Fees discharged.

XXXIX. And be it further enacted, That all Debtors and others who were in Prison on or before the said First Day of May One thousand eight hundred and eleven in any of the Gaols of this Kingdom and now remain for not paying their Fees, Rent or other Demands due or claimed as due to the Keeper or Keepers of any Prison respectively, or to any other Officer of such Prison, and upon no other Account, shall be discharged therefrom; he, she or they taking the Oath by this Act required to be taken by Prisoners.

Act not to extend to Debtors of the Crown or Offenders.

XI. Provided always, and it is hereby further enacted, That this Act shall not extend or be construed to extend to discharge any Prisoner seeking the Benefit of this Act, with respect to any Debt or Penalty with which he or she shall stand charged at the Suit of the Crown, or of any Person for any Offence committed against any Act or Acts of Parliament relative to His Majesty's Revenues of Customs, Excise, Stamps or Salt Duties, or any of them, or any Branches of the Public Revenue, or at the Suit of any Sheriff or other Public Officer, upon any Bail Bond entered into for the Appearance of any Person prosecuted for any Offence committed against any Act or Acts of Parliament relative to His Majesty's said Revenues of Customs, Excise, Stamps or Salt Duties, or any other Branches of Public Revenue, unless any Three of the Lords Commissioners of His Majesty's Treasury for the time being shall certify their Consent under their Hands to the said Justices at their said Sessions or Adjournment thereof for the Discharge of such Prisoner as aforesaid.

Determination of Justices final, unless Debtor gets rid of Objections to Discharge.

XLI. And whereas under former Acts, Creditors have been put to great Expence and Trouble in attending every Session and Adjournment during the whole Continuance of this Act (a), to oppose the Discharge of Debtors clearly excluded from any Benefit under the said respective Acts, but who, after having been before one Session and refused a Discharge, to harass their Creditors constantly gave fresh Notices for each subsequent Session and Adjournment of their intended Application to be discharged; To remedy which, be it further enacted by the Authority aforesaid, That in all cases whatever the Determination of the Justices in Session or Adjournment shall be final to all Intents and Purposes, unless otherwise ordered and commanded by His Majesty's Court of King's Bench in Ireland, by His Majesty's Writ of *Mandamus* to be issued forth of said Court, unless the Debtor shall, during the Continuance of this Act, get rid of the Objection or Objections for which they refused his Discharge; and that the same may be clear and certain, the Justices are hereby required to state the Objections why such Debtor's Discharge is refused by them; and in all cases whatever it shall and may be lawful to and for the Justices at some one subsequent Session, within the Space of Twelve Calendar Months after he shall have been so remanded, upon Application from the Prisoner, and due Proof on Oath made to them by Two or more credible Witnesses (which Oath they are hereby empowered to administer) of such Objection

(a). [See in the original Act.]

or Objections being removed, and on Proof of Notice served at least Twenty Days previous to such Application on the Creditor or Creditors who before opposed his Discharge, and of Notice likewise inserted in the *Dublin Gazette* in manner before directed by this Act, to order such Prisoner to be brought before them. and if they shall then be of Opinion the said Debtor is entitled to the Benefit of this Act, to adjudge him or her to be entitled to the Benefit of this Act, and, if a Prisoner, to order him or her to be discharged, he or she taking the Oath, and in all other respects conforming to the Directions of this Act.

XLII. And whereas it may happen that several Persons who may claim and be entitled to the Benefit of this Act, are seised of an Estate Tail in some Freehold Lands, Tenements or Hereditaments, which Entail, with the Remainders thereon expectant, they have by Law Power to defeat and bar, either by levying a Fine or Fines, suffering a Common Recovery or Common Recoveries, whereby such Person or Persons' said Freehold Lands, Tenements and Hereditaments, would be liable to the Payment of their Debts, and be delivered up according to the Terms of this Act for the Benefit of their Creditors; Be it therefore further enacted, That in every such case, such Person or Persons so seised as aforesaid, and who shall be entitled to and claim the Benefit of this Act, shall, to all Intents and Purposes whatsoever in Law, be deemed and taken, and is and are hereby declared to be seised of such Lands, Tenements and Hereditaments in Fee, and the same shall be delivered up to such Creditor or Creditors of every such Prisoner in the same manner as if such Person or Persons had actually levied a Fine, suffered a Common Recovery or Recoveries, and thereby had become seised in Fee; any Law or Construction of Law to the contrary thereof in any wise notwithstanding.

Estates of which Prisoners are seised in Tail to be delivered up to Creditors.

XLIII. And whereas many Persons who may be entitled to and claim the Benefit of this Act, have been great Dealers or otherwise engaged in large Transactions, whereby they may be entitled to sundry and great Debts and Demands of various and intricate Natures, and they may be entitled to Equities of Redemption of Estates, subject and liable to Mortgages, Judgments or other Incumbrances; or to Reversions, Remainders or other contingent Estates, Lands, Tenements or Hereditaments, or to other Trusts or Intents in Estates both Real and Personal, which may not be sufficiently described or discovered in the Schedule or Inventory before directed to be delivered in upon Oath by the Prisoner to be discharged as aforesaid, or which may want his Aid and Assistance to adjust, make out, recover or manage, for the Benefit of his Creditors; Be it therefore enacted by the Authority aforesaid, That it shall and may be lawful to and for the respective Assignees of the Estate and Effects of such Debtor or Debtors who shall obtain his, her or their Discharge in pursuance of this Act, or any other Person or Persons duly authorized by them for that Purpose, from time to time to apply to any Two or more of the Justices of the Peace for the County, City, Town, Place or Liberty, where such Debtor or Debtors shall be then residing, thereby desiring that such Debtor or Debtors may be further examined as to any Matters or Things relating to his, her or their Estate or Effects, whereupon such Justices shall send for or call before them such Debtor or Debtors.

Assignees may apply for further Examination of Debtors to Two Justices.

Debtors, by such Warrant, Summons, Ways or Means, as they shall think fit, and upon such Debtors appearing shall examine him, her or them, as well upon Oath as otherwise, as to such Matters and Things as such Assignee shall desire, relating to the Estate and Effects of such Debtor or Debtors; and if any Debtor or Debtors, on Payment or Tender of Payment of such reasonable Charges as such Justices shall judge sufficient, shall neglect or refuse to come or appear, not having a lawful Excuse to be made known to such Justices and by them allowed, or being come before them shall refuse to be sworn or to answer to all such Questions as by such Justices shall be put to him or them relating to the Discovery of his, her or their Estate or Effects so vested or intended to be vested in such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace of (a) such Assignee as aforesaid, then it shall and may be lawful to and for such Justices, by Warrant under their Hands and Seals, to apprehend such Debtor or Debtors so offending as aforesaid, and him, her or them to commit to the Common Gaol, there to remain without Bail or Mainprize until such time as he, she or they shall submit him, her or themselves to such Justices, and answer upon Oath to all such lawful Questions as shall by such Justices be put to him, her or them, for the Purposes aforesaid. (a) [*So in the original Act.*]

Fraudulent Discharges void.

XLIV. Provided always, and be it enacted, That notwithstanding the Discharge of any Debtor or Debtors by virtue of this Act, if it shall hereafter appear the same was obtained fraudulently, or that any Part of the Oath taken by any such Debtor was not true, then and in every such case every such Discharge shall be void and of none Effect.

Assignees with Consent of Majority in Value of Creditors, may compound Debts and submit Disputes to Arbitration.

XLV. And be it further enacted, That it shall be lawful at all times hereafter for any Assignee or Assignees of the Estate or Effects of any Debtor or Debtors who shall be chosen in pursuance of this Act, by and with the Consent of the major Part in Value of the Creditors of such Debtor or Debtors who shall be present at a Meeting, to be had on Twenty one Days Notice being previously given for the Purpose hereafter mentioned, if in Custody at *Dublin* or in the County of *Dublin*, in the *Dublin Gazette*, and if any other Place in that Part of the United Kingdom called *Ireland*, then also in some Newspaper which shall be published in the County, City or Place in or near which such Person or Persons shall have been in Gaol, to make Compositions to any Person or Persons or Accountants to such Debtor or Debtors, where the same shall appear necessary or reasonable, and to take such reasonable Part of any such Debt as can upon any such Composition be gotten, in full Discharge of such Debts and Accounts, and also to submit any Difference or Dispute between such Assignee or Assignees, and any Person or Persons for or on account or by reason or means of any Matter, Cause or Thing relating to the Estate or Effects of such Debtor or Debtors, or to any Debt or Debts due or claimed to be due to or from such Debtor or Debtors, to the final End and Determination of Arbitrators to be chosen by the said Assignee or Assignees, and the major Part in Value of such Creditors, and the Party or Parties with whom they shall have such Difference, and to perform the Award of such Arbitrators, or of any Umpire to be chosen by them, or otherwise to settle and agree the Matters in Difference and Dispute between them, in such

such manner as the said Assignee or Assignees with such Consent as aforesaid shall think fit and can agree, and the same shall be binding to all the Creditors of such Debtor or Debtors; and every such Assignee or Assignees is and are hereby indemnified for what they shall fairly do in the Premises in pursuance of this Act.

XLVI. And, for the better Discovery of the Estate and Effects of any Debtor who shall be discharged by virtue of this Act, be it further enacted by the Authority aforesaid, That any Person or Persons who shall have accepted of any Trust or Trusts, and shall wilfully conceal or protect any Estate Real or Personal of any such Debtor from his Creditors, and shall not within Thirty Days after any Assignee or Assignees shall in pursuance of this Act be chosen of any such Debtor's Estate, discover and disclose to such Assignee or Assignees such Trust and Estate in Writing, and deliver up or make over the same to such Assignee or Assignees, he, she or they so offending shall, for every such Offence, forfeit the Sum of One hundred Pounds, and also Double the Value of the Estate either Real or Personal so concealed, to or for the Use of the Creditors of any such Debtor, to be recovered by Action of Debt in any of His Majesty's Courts of Record at *Dublin*, in the Name or Names of the Assignee or Assignees of such Debtor's Estate, together with Treble Costs of Suit.

Persons conceal-
ing Debtor's
Estates.

Penalty.

XLVII. And whereas Provision ought to be made as to what should become of the Estate and Effects of any Debtor or Debtors not got in, obtained or recovered by any Assignee or Assignees chose pursuant to the Direction of the several Acts, at the time of his or their Death or Deaths, and whose Heir or Heirs, Executors, Administrators and Assigns refuse to act or meddle therein; To remedy which, be it enacted, That in all such cases it shall and may be lawful to and for the Creditors of every such Debtor or Debtors to chuse a new Assignee or Assignees in Manner and Form as hereinbefore is directed, and to obtain a new Assignment from the Clerk of the Peace or his Deputy, Town Clerk or other Officer acting as a Clerk of the Peace pursuant to the Order of the Justices, and which said Order the said Justices are hereby required and empowered to direct (on due Proof on Oath being made to them of the Death of such former Assignee or Assignees, and Refusal of his or their Heirs, Executors, Administrators or Assigns, to act or meddle therein), and the said Clerk of the Peace or his Deputy, Town Clerk or other Officer acting as Clerk of the Peace, hereby conforming to all Orders and Directions made by this Act relative to them or any of them, and to be liable to all such Pains and Penalties as are inflicted on them or any of them by this Act for Disobedience in any Part thereof or Neglect of Duty whatever; and in case any such Assignee or Assignees shall die, and his Heirs, Executors, Administrators or Assigns shall refuse to act, that then and in such case it shall be lawful for such Justices of the Peace to appoint a new Assignee or Assignees, with like Powers and Authorities as are given by this Act; and the said Justices shall have Power in a summary way to oblige the Heirs, Executors, Administrators and Assigns of such Assignee or Assignees to account and deliver up all such Estate and Effects as shall remain in his or their Hands, to be applied for the Purposes of this Act.

If Assignees die,
others may be
chosen.

XLVIII. And,

Courts on Com-
plaint may re-
move Assignees.

XLVIII. And, to the Intent and Purpose that the Estate and Effects of such Debtor or Debtors as shall be discharged by virtue of this Act may be duly and faithfully applied for the Benefit of his, her or their real Creditors, be it enacted by the Authority aforesaid, That it shall and may be lawful to and for the respective Courts at *Dublin*, and the Courts of limited Jurisdiction in that Part of the United Kingdom called *Ireland*, from whence any Process issued upon which any such Debtor or Debtors was or were committed, or where the Process issued out of any other Court, to and for the Judges of the Courts of King's Bench, Common Pleas, and Exchequer in *Ireland*, or any One of them, from time to time upon the Petition of any such Debtor, or the Creditor or Creditors of such Debtor, complaining of any Insufficiency, Fraud, Mismanagement or other Misbehaviour of any Assignee or Assignees of the Estate or Effects of any such Debtor or Debtors, to summon all Parties concerned, and upon hearing the Parties concerned therein to make and give such Order and Directions therein, either for the Removal or displacing such Assignee or Assignees, and appointing any new Assignee or Assignees in the Place or Stead of such Assignee or Assignees so to be removed or displaced, and for the prudent, just and equitable Management or Distribution of the Estate and Effects of any such Debtor for the Benefit of the respective Creditor, as the said Courts or Judges respectively shall think fit; and in case of the Removal or displacing of any Assignee or Assignees, and the appointing of any new Assignee or Assignees, the Estate or Effects of such Debtor or Debtors shall from thenceforth be divested out of the Assignee or Assignees so removed or displaced, and be vested in and delivered over to such new Assignee or Assignees, in the same manner and for the same Intents and Purposes as the same were before vested in the Assignee or Assignees first chosen as aforesaid; any thing in this Act contained to the contrary notwithstanding.

Where mutual
Credit has been
given, Balance
to be stated.

XLIX. Provided always, and be it further enacted, That in all cases where mutual Credit hath been given between any Debtor who shall be discharged in pursuance of this Act, and any other Person or Persons, or Bodies Corporate or Politic, before the Delivery of such Schedule or Inventory of the Estate and Effects of such Debtor or Debtors upon Oath as aforesaid, the respective Assignee or Assignees of such Debtor or Debtors is and are hereby authorized and required on his and their Parts to state and allow an Account between them and the other Party or Parties concerned, and nothing more shall be deemed to be vested in such Clerk of the Peace, or Town Clerk or other Officer acting as Clerk of the Peace, or such Assignee or Assignees as aforesaid, as the Estate or Effects of such Debtor or Debtors, than what shall appear to be justly due to him, her or them respectively, as and for the Balance of such Account when truly stated.

‘ L. And whereas many Persons are often committed by the Courts
‘ of Law and Equity for Contempts for not paying Money ordered
‘ or awarded to be paid, and also for not paying of Costs duly and
‘ regularly taxed and allowed by the proper Officer, after proper
‘ Demands made for that Purpose, and also upon the Writ of *Ex-*
‘ *communicato capiendo* or other Process, for or grounded on the Non-
‘ payment of Money, Costs or Expences, in some Cause or Proceed-
‘ ing in some Ecclesiastical Court, or for Contempt to such Court
‘ relating

‘ relating thereto ;’ It is hereby declared and enacted, That all such Persons are and shall be entitled to the Benefit of this Act, on and subject to the same Terms, Conditions and Restrictions as are herein expressed and declared with respect to Prisoners for Debt only.

Persons for not paying Monies awarded, Costs, &c.

‘ LI. And whereas a great Number of poor People have been and are now imprisoned for Debt upon Processes issuing out of Courts of Conscience,’ it is hereby enacted and declared, That all such Prisoners shall be entitled to have the Benefit of this Act, and be discharged under the same, provided he, she or they conform to the Directions hereinbefore prescribed touching other Prisoners who shall be discharged by virtue of this Act.

Persons imprisoned by Courts of Conscience.

LII. Provided always, and be it further enacted, That no Person who shall have taken the Benefit of any Act heretofore passed for the Relief of Insolvent Debtors within the Space of Five Years last past, shall have or receive any Benefit or Advantage of or under this Act, nor be deemed to be within the Intent and Meaning thereof so as to be discharged under the same ; any thing hereinbefore contained to the contrary thereof notwithstanding.

Proviso as to Persons having taken Benefit of Insolvent Act.

LIII. And be it further enacted, That in all cases wherein by this Act an Oath is required, the solemn Affirmation of any Person being a *Quaker* shall and may be accepted and taken in lieu thereof ; and every Person making such Affirmation, who shall be convicted of wilful and false Affirmation, shall incur and suffer such and the same Penalties as are inflicted and imposed by this Act upon Persons convicted of wilful and corrupt Perjury.

Affirmation of Quakers taken.

LIV. And be it further enacted, That in all cases whatsoever the Insolvent, upon his releasing any Interest he or she may have in the Residuum of his or her Estate, shall and may be admitted as a good and sufficient Witness in any Action or Cause to be instituted by his or her Assignee or Assignees, for the Recovery of any Debts due to the said Insolvent, in the same manner as a Bankrupt may after obtaining his Certificate.

Insolvent, on releasing Interest in residue of Estate, a good Witness.

LV. Provided always, and be it further enacted, That no Prisoner against whom any Commission of Bankrupt shall have issued and shall remain in force, and who shall not have obtained a Certificate of his or her Conformity to the several Statutes concerning Bankrupts under such Commission duly allowed, shall be discharged by virtue of this Act from any Debt which shall have been or may be proved under such Commission, unless such Commission shall have issued, and such Bankrupt shall have duly surrendered himself or herself to the Commissioners or the major Part of them named in the said Commission, Two Years at the least before the passing of this Act, and shall in all Things have duly conformed himself or herself to the several Statutes concerning Bankrupts, and unless the major Part of the Commissioners named in such Commission shall specially certify, which they are hereby authorized to do if they shall think fit, that such Bankrupt has so duly conformed, and has in their Opinion made a full and fair Disclosure of all his or her Estate or Effects, and in all Things conducted himself or herself properly under such Commission ; and in all such cases such Bankrupt shall be capable of being discharged in respect of all Debts which cannot be proved under such Commission, in the same manner and upon the same Terms as any other Prisoner may be discharged by virtue of this Act, and shall and may be discharged

Bankrupts; how far within Act.

Notices of Bankrupt regulated.

charged as to Personal Arrest, for Debt in respect of all Debts proved or capable of being proved under such Commission; but nevertheless such Bankrupt and his or her Effects shall in all other respects whatsoever remain subject to the Laws in force concerning Bankrupts, as he or she would have been if this Act had not been made; Provided always, that in the Notices to be given by such Bankrupt and the Oath to be taken by him or her according to the Provisions of this Act, such Bankrupt shall be described as a Person against whom a Commission of Bankrupt has issued and is still in force, and who has not obtained a Certificate of his or her Conformity to the Statutes concerning Bankrupts duly allowed; and such Bankrupt, instead of swearing to the Truth of a Schedule of his or her Estate or Effects, shall swear that he or she has made a full Disclosure of his or her Effects under the said Commission, and that he or she has no Estate or Effects which can be vested in an Assignee under this Act, all the Estate and Effects of such Bankrupt being vested in the Assignee or Assignees under such Commission, by virtue of such Commission, and the Assignment made in pursuance thereof: Provided always, that in case such Commission shall at any time thereafter be superseded, then and in such case the Discharge which shall be obtained by virtue of this Act, shall be null and void.

Commission superseded, Discharge void.

[See as to England, c. 125. post.]

C · A · P. CXXIV.

An Act further to extend and render more effectual certain Provisions of an Act passed in the Twelfth Year of the Reign of His late Majesty King George the First, intituled, *An Act to prevent frivolous and vexatious Arrests*; and of an Act passed in the Fifth Year of the Reign of His Majesty King George the Second, to explain, amend and render more effectual the said former Act; and of Two Acts passed in the Nineteenth and Forty third Years of the Reign of His present Majesty, extending the Provisions of the said former Acts.

[2d July 1811.]

12 G. I. c. 29.

§ 1.

WHEREAS by an Act made in the Twelfth Year of the Reign of His late Majesty King George the First, intituled, *An Act to prevent frivolous and vexatious Arrests*, it was, amongst other things, enacted, That, from and after the Twenty fourth Day of June One thousand seven hundred and Twenty six, no Persons should be held to Special Bail upon any Process issuing out of any superior Court, where the Cause of Action should not amount to the Sum of Ten Pounds or upwards, nor out of any inferior Court where the Cause of Action should not amount to the Sum of Forty Shillings or upwards; and that in all cases where the Cause of Action should not amount to Ten Pounds or upwards in any such superior Court, or to Forty Shillings or upwards in any such inferior Court, and the Plaintiff or Plaintiffs should proceed by way of Process against the Person, he, she or they should not arrest or cause to be arrested the Body of the Defendant or Defendants, but should serve him, her or them personally within the Jurisdiction of the Court, with a Copy of the Process, and if such Defendant or Defendants should not appear at the Return of the Process, or

within

within Four Days after such Return, in such case it should be
 lawful for the Plaintiff or Plaintiffs upon Affidavit being made
 and filed in the proper Court of the personal Service of such Process
 as aforesaid (which Affidavit should be filed *gratis*) to enter a Com-
 mon Appearance or file Common Bail for the Defendant or Defend-
 ants, and to proceed thereon as if such Defendant or Defendants
 had entered his, her or their Appearance or filed Common Bail ;
 which Act was explained and amended by an Act passed in the
 Fifth Year of the Reign of His Majesty King George the Second, 5 G. 2. c. 27.
 intituled, *An Act to explain, amend and render more effectual an
 Act made in the Twelfth Year of the Reign of His late Majesty King
 George the First, intituled, An Act to prevent frivolous and vexa-
 tious Arrests*: And whereas by the said Act made in the Fifth
 Year of the Reign of His said late Majesty King George the
 Second, it was enacted, that where the Cause of Action should § 5.
 not amount to Ten Pounds or upwards in any superior Court, or
 to Forty Shillings or upwards in any inferior Court, no Special
 Writ or Writs, nor any Process specially therein expressing the
 Cause or Causes of Action, should be sued forth or issued from any
 such superior or inferior Court, to compel any Person or Persons
 to appear thereon in such Court or Courts; and all Proceedings
 and Judgments on any such Writ are thereby declared to be void
 and of none Effect: And whereas the said several Acts being tem-
 porary, the same were afterwards made perpetual by an Act passed
 in the Twentieth (a) Year of the Reign of His said late Majesty 21 G. 2. c. 3.
 King George the Second: And whereas by an Act passed in the 19 G. 3. c. 70.
 Nineteenth Year of the Reign of His present Majesty, intituled,
*An Act for extending the Provisions of an Act made in the Twelfth
 Year of the Reign of King George the First, intituled, An Act to
 prevent frivolous and vexatious Arrests, and for other Purposes*, it
 was enacted, that, from and after the First Day of July One thou- § 1.
 sand seven hundred and seventy nine, no Person should be arrested
 or held to Special Bail upon any Process issuing out of any inferior
 Court, where the Cause of Action should not amount to the Sum
 of Ten Pounds or upwards; but that the like Copies of Process
 should be served, and the like Proceedings had thereupon in such
 inferior Court, in all cases where the Cause of Action should not
 amount to Ten Pounds or upwards, as are directed to be had by
 the said Act of the Twelfth Year of the Reign of King George the
 First, in such inferior Court, where the Cause of Action should not
 amount to the Sum of Forty Shillings; any Law or Usage to
 the contrary notwithstanding; and further Provisions were made
 touching Proceedings in such inferior Courts, in conformity to § 3.
 the Provisions in the said former Act; and so much of any Act
 or Acts of Parliament passed for the Recovery of Debts within any
 Districts and Jurisdictions, as authorized Arrest and Imprisonment
 of Defendants where the Cause of Action should amount to less
 than Ten Pounds, was thereby repealed; and further Provisions
 were made touching Actions in inferior Courts, where the Cause
 of Action should not amount to Ten Pounds: And whereas by
 an Act passed in the Forty third Year of His Majesty's Reign, 43 G. 3. c. 46.
 intituled, *An Act for the more effectual Prevention of frivolous and
 vexatious Arrests and Suits; and to authorize the levying of Poundage* § 1.
 (a) [The Twenty first: but the Original Act is so.]

No Person held to Special Bail, where Cause of Action under 15l. (Exceptions), Defendant not to be arrested.

No Special Writ sued forth, to compel Appearance. Proceedings on such Writ or Process void.

‘ upon Executions in certain Cases, it was enacted, that, from and
 ‘ after the First Day of June One thousand eight hundred and three,
 ‘ no Person should be arrested or held to Special Bail upon any Process
 ‘ issuing out of any Court within those Parts of the United Kingdom
 ‘ of Great Britain and Ireland called England and Ireland, for a
 ‘ Cause of Action not originally amounting to such Sum for which
 ‘ such Person was by the Laws then in being liable to be arrested
 ‘ and held to Bail, over and above and exclusive of any Costs, Charges
 ‘ and Expences that may have been incurred, recovered or become
 ‘ chargeable in or about the suing for or recovering the same, or any
 ‘ Part thereof: And whereas it is expedient to extend and render
 ‘ more effectual the Provisions of the said recited Acts;’ Be it there-
 fore enacted by the King’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 November One
 thousand eight hundred and eleven, no Person shall be held to Special
 Bail upon any Process issuing out of any Court where the Cause of
 Action shall not have originally amounted to the Sum of Fifteen
 Pounds or upwards, over and above and exclusive of any Costs,
 Charges and Expences that may have been incurred, recovered or
 become chargeable, in or about the suing for or recovering the same
 or any Part thereof (except where the Cause of such Action shall
 arise or be maintainable upon or by virtue of any Bill or Bills of
 Exchange, Promissory Note or Promissory Notes, in which cases the
 Parties liable thereupon may be held to Special Bail in such manner
 as if this Act had not been made); and that in all cases where the
 Cause of Action shall not amount to Fifteen Pounds or upwards,
 exclusive of such Costs, Charges and Expences as aforesaid, (except
 as hereinbefore is excepted) and the Plaintiff or Plaintiffs shall proceed
 by the Way of Process against the Person, he, she or they shall not
 arrest or cause to be arrested, the Body of the Defendant or Defen-
 dants, but shall serve him, her or them personally within the Juris-
 diction of the Court, with a Copy of the Process and Proceedings
 thereupon, in such manner as by the said Act of the Twelfth Year
 of the Reign of His late Majesty King George the First, is provided
 in cases where the Cause of Action shall not amount to Ten Pounds
 or upwards in any superior Court, or to Forty Shillings or upwards
 in any inferior Court; and that where the Cause of Action in any
 Court shall not amount to the Sum of Fifteen Pounds, exclusive of
 such Costs, Charges and Expences as aforesaid, (except as herein-
 before is excepted) no Special Writ or Writs, nor any Process spe-
 cially therein expressing the Cause or Causes of Action, shall, from and
 after the said First Day of November, be sued forth or issued from
 any Court, in order to compel any Person or Persons to appear thereon
 in such Court; and all Proceedings and Judgments that shall, from
 and after the said First Day of November, be had on any such Writ
 or Process, shall be, and are hereby declared to be void and of no
 Effect.

‘ II. And whereas the Provisions in the said Acts, authorizing
 ‘ Plaintiffs in Default of Appearance of Defendants to enter a
 ‘ Common Appearance or file Common Bail as therein directed,
 ‘ are not deemed to extend to Proceedings by Original and other
 ‘ Writs, whereupon no *Capias* is issued, and it is expedient to
 ‘ extend

‘ extend the Provisions of the said former Acts to such Proceedings ;’
 Be it further enacted by the Authority aforesaid, That in all cases where the Plaintiff or Plaintiffs shall proceed by Original or other Writ and Summons, or Attachment thereupon, in any Action against any Person or Persons not having Privilege of Parliament, no Writ of *Distingas* shall issue for Default of Appearance, but the Defendant or Defendants shall be served personally with the Summons or Attachment, at the Foot of which shall be written a Notice informing the Defendant or Defendants of the Intent and Meaning of such Service, to the Effect following :

No *Distingas* to issue, for default of Appearance: Defendant served personally.

‘ *C. D.* [*naming the Defendant*] You are served with this Process at the Suit of *A. B.* [*naming the Plaintiff or Plaintiffs*] to the Intent that you may appear by your Attorney in His Majesty’s Court of _____ at *Westminster*, at the Return hereof, being the _____ Day of _____ in order to your Defence in this Action: And take Notice, that in Default of your Appearance, the said *A. B.* will cause an Appearance to be entered for you, and proceed thereon as if you had yourself appeared by your Attorney.’

Form of Notice where Defendant cannot be personally served.

But in case it shall be made appear to the Satisfaction of the Court, or, in the Vacation, of any Judge of the Court, from which such Process shall issue, or into which the same shall be returnable, that the Defendant or Defendants could not be personally served with such Summons or Attachment, and that such Process had been duly executed at the Dwelling House or Place of Abode of such Defendant or Defendants, that then it shall and may be lawful for the Plaintiff or Plaintiffs, by Leave of the Court, or Order of such Judge as aforesaid, to sue out a Writ of *Distingas* to compel the Appearance of such Defendant or Defendants; and that at the Time of the Execution of such Writ of *Distingas* there shall be served on the Defendant or Defendants by the Officer executing such Writ, if he, she or they can be then met with; and if he, she or they cannot then be met with, there shall be left at his, her or their Dwelling House or other Place where such *Distingas* shall be executed, a written Notice in the following Form :

In what Cases *Distingas* issue.

‘ [IN the Court of _____ [*specifying the Court in which the Suit shall be depending*] between *A. B.* Plaintiff, and *C. D.* Defendant [*naming the Parties.*] Take Notice, that I have this Day distrained upon your Goods and Chattels for the Sum of Forty Shillings, in consequence of your not having appeared by your Attorney in the said Court, at the Return of a Writ of _____ returnable there on the _____ Day of _____ and that in Default of your appearing to the present Writ of *Distingas* at the Return thereof, being the _____ Day of _____ the said *A. B.* will cause an Appearance to be entered for you, and proceed thereon, as if you had yourself appeared by your Attorney. *E. F.*’

Notice.

‘ To *C. D.* the above named Defendant.’
 [The Name of the Sheriff’s Officer.]

And if such Defendant or Defendants shall not appear at the Return of such Original or other Writ, or of such *Distingas*, as the case may be, or within Eight Days after the Return thereof, in such case it shall and may be lawful so and for the Plaintiff, or Plaintiffs, _____ upon

When the Defendant does not appear, Plaintiff may proceed.

upon Affidavit being made and filed in the proper Court of the Personal Service of such Summons or Attachment, and Notice written on the Foot thereof as aforesaid, or of the due Execution of such *Distringas*, and of the Service of such Notice as is hereby directed on the Execution of such *Distringas*, as the Case may be, to enter a Common Appearance for the Defendant or Defendants, and to proceed thereon, as if such Defendant or Defendants had entered his, her or their Appearance; any Law or Usage to the contrary notwithstanding; and that such Affidavit or Affidavits may be made before any Judge or Commissioner of the Court, out of or into which such Writ shall issue or be returnable, authorized to take Affidavits in such Court, or else before the proper Officer for entering Common Appearances in such Court, or his lawful Deputy, and which Affidavit is hereby directed to be filed *gratis*.

19 G. 3. c. 70.
respecting
Actions for Sums
less than 10l.
extended to
Sums under 15l.

III. And be it further enacted, That all and every the Provisions contained in the said Act of the Nineteenth Year of the Reign of His present Majesty, respecting Actions in inferior Courts, where the Cause of Action should amount to less than Ten Pounds, shall be and the same are hereby, from and after the said First Day of *November*, extended to all Actions in such Courts where the Cause of Action shall not amount to Fifteen Pounds, exclusive of such Costs, Charges and Expences as aforesaid (except where the Cause of such Action shall arise or be maintainable upon or by virtue of any Bill or Bills of Exchange, Promissory Note or Promissory Notes, in which case the Parties liable thereupon may be held to Special Bail, in such manner as if this Act had not been made); and that so much of any Act or Acts of Parliament, heretofore passed for the Recovery of Debts within certain Districts and Jurisdictions, which may have authorized the Arrest and Imprisonment of Defendants, where the Cause of Action amounts to less than Fifteen Pounds, exclusive of such Costs, Charges and Expences as aforesaid, shall be and the same is hereby; from and after the First Day of *November*, repealed.

So much of Acts
authorizing Arrests
contrary,
repealed.

Proviso for Scotland
and Ireland

IV. Provided always, That nothing in this Act contained shall extend or be construed to extend to those Parts of the United Kingdom called *Scotland* and *Ireland*.

Continuance.

V. Provided always, and be it enacted, That this Act shall continue and be in force until the First Day of *November*, in the Year One thousand eight hundred and sixteen, and thenceforth until the End of the then next Session of Parliament, and no longer.

C A P. CXXV.

An Act for the Relief of certain Insolvent Debtors in *England*.
[9th July 1811.]

‘ WHEREAS it may be convenient in the present crowded
‘ State of the Prisons and Gaols in *England* and *Wales*, that
‘ some of the Prisoners confined therein, truly surrendering their
‘ Effects to their Creditors, should be liberated, and enabled to
‘ pursue their different Professions and Occupations:’ Be it therefore
enacted by the King’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 passing of this Act, all
and every Keeper or Gaoler of any Prison, in any County, Riding,
Division,

Gaolers to make
out Lists of Pri-

Division, City, Town, Place or Liberty within *England* or *Wales*, so as in Custody on 1st May 1811 shall and is and are hereby required to make a true, exact and perfect List alphabetically of the Name or Names of all and every Person or Persons who upon the First Day of *May* One thousand eight hundred and eleven, was or were, or have since continued to be under the Terms and Conditions herein mentioned, and at the time of making out every such List shall be really an actual Prisoner or Prisoners in the Custody of any Keeper or Keepers, Gaoler or Gaolers of any Prison respectively, upon any Process whatsoever, for or by reason of any Debt, Damage, Costs, Sum or Sums of Money, or Contempt for Non-payment of Money; and an Account of the time when such Prisoner or Prisoners was or were respectively charged in Custody or received in Prison, together with the Name or Names of the Person or Persons at whose Suit or Prosecution such Prisoner or Prisoners is or are detained, together with the Amount of such Debts as the said Prisoner or Prisoners are detained for; and shall deliver the same to the Justices of the Peace at their First or Second General Quarter-Session or General Session of the Peace, to be held after the passing of this Act, or at some Adjournment thereof, for such County, Riding, City, Division, Town, Place or Liberty respectively.

II. And be it further enacted, That the Warden of His Majesty's Prison of the Fleet, and Marshal of the King's Bench Prison, and every other Keeper or Gaoler of any other Prison in any Place or Liberty in *England* or *Wales*, shall severally, on the delivering in of any such List of Prisoners in their respective Custody, take an Oath in the open Court of such General Quarter-Session of the Peace, or Adjournment thereof, to the Effect following; that is to say,

Keepers of Prisons to take Oath when they deliver in Lists.

I *A.B.* upon my corporal Oath, in the Presence of Almighty God, Oath.
do solemnly swear, profess and declare, That all and every Person and Persons whose Name or Names is or are inserted and contained in the First Part of the List by me now delivered in and subscribed, was or were to the best of my Knowledge and Belief, upon the First Day of *May* One thousand eight hundred and eleven, really and truly Prisoners in actual Custody in the Prison of [*insert the Name of the Prison*] at the Suit or Suits of the Person or Persons therein respectively mentioned; and also that all and every Person and Persons whose Name or Names is or are inserted or contained in the Second Part of the said List now by me delivered in and subscribed as aforesaid have since the said First Day of *May* One thousand eight hundred and eleven, been committed or surrendered to the said Prison of [*insert the Name of the Prison*] at the Suit or Suits of the several Person or Persons therein respectively mentioned; and that the Person or Persons whose Name or Names is or are therein contained, was or were, to the best of my Knowledge and Belief, really and truly Prisoners in actual Custody on the said First Day of *May* One thousand eight hundred and eleven, as appears by the Returns made to me on his and their respective Commitments.
So help me GOD.

Which the said Justices, at their First or Second General Quarter-Session or General Session of the Peace aforesaid, or at some Adjournment thereof, within their respective Jurisdictions, are hereby empowered and required to administer in open Court; and the Words of the said Oath hereinbefore directed to be taken by the said Warden

Oath administered in open Court.

and Marshal respectively, and other Keeper or Gaoler of any Prison respectively, shall be entered or written at the End or Bottom of the List which shall be delivered in by them respectively, and shall be subscribed and sworn to by them respectively in open Court; and every such List which shall be so delivered in, subscribed and sworn to in pursuance of this Act, shall be kept by the Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace, of every such County, City, Town, Place or Liberty respectively in which any such List as aforesaid shall be sworn to, for the better Satisfaction of the said Justices, and Information of all or any Prisoner or Prisoners therein named, and so as the same may from time to time be seen and examined by any Creditor or Creditors, or Prisoner or Prisoners, without Fee or Reward.

Lists to be kept by Clerk of the Peace, and examined gratis.

Copy of Lists fixed up in Prisons, before Deliverty to Sessions.

III. And be it further enacted, That all and every the Keeper or Gaoler, Keepers or Gaolers of any such Prison or Gaol is and are hereby required, Ten Days at least before the First or Second General Quarter-Session or General Session of the Peace shall be held after the passing of this Act, for the County, City, Town, Place or Liberty in which any Prison or Gaol shall be or to which the same shall belong, to fix up in some conspicuous Place or Places in every such Prison or Gaol, and at the most frequented or usual Gate, Door or Entrance into every such Prison or Gaol, Three or more true Copies of the List or Lists proposed or intended to be delivered in by any such Keeper or Gaoler at the said General Quarter-Sessions, or at some Adjournment thereof.

Prisoners for Debt not exceeding 2,000l. discharged.

IV. And be it further enacted, That all and every Person and Persons who on the First Day of *May* One thousand eight hundred and eleven, were charged in any Prison or Gaol for the Non-payment of any Debt or Debts, Sum or Sums of Money, which did not in the Whole amount to a greater Sum than Two thousand Pounds, and whose Name or Names shall be inserted in any such List to be delivered in as aforesaid, taking the Oaths hereby directed to be taken, and who shall perform on his or her Part what is required to be done by him or her by this Act, shall as to his Person and Effects respectively be for ever released, discharged and exonerated to such Extent and in such manner as is hereinafter provided, and no other wife.

Further Extension of Relief in Cases where Prisoners have been in Custody Five or Ten Years.

V. And whereas many honest but unfortunate Persons whose Debts exceed the Sum of Two thousand Pounds, although willing to surrender their Effects for the Benefit of their Creditors, have been confined in Gaol many Years, and but for the Interposition of the Legislature will be doomed to perpetual Imprisonment; Be it therefore enacted, That all and every the Person or Persons who on the First Day of *May* last was or were charged in Execution with any Debt or Debts not exceeding in the Whole the Sum of Three thousand Pounds, and who shall have been confined in any Gaol of the United Kingdom of *Great Britain* and *Ireland* for the Space of Five Years, for such or any other Debt or Debts; and all and every Person or Persons who on the said First Day of *May* last was or were charged in Execution with any Debt or Debts to any Amount, and who shall have been confined in any Gaol of the United Kingdom of *Great Britain* and *Ireland* for such or any other Debt or Debts for the Space of Ten Years, shall, on taking the Oath hereby directed to be taken by other Debtors claiming their Discharge under this Act,

Act,

Act, and in all other respects performing on his or her Part what is required to be done by him or her by this Act, be respectively discharged, released and exonerated, as to his Person and Effects, to such Extent and in such manner as is hereinafter provided, and not otherwise.

VI. And be it further enacted, That it shall and may be lawful for any Justice or Justices of the Peace of any County, City, Town, Place or Liberty within *England and Wales*, upon the Petition of any such Prisoner or Prisoners to any Justice or Justices of the Peace, within his or their respective Jurisdictions, upon every such Prisoner or Prisoners so petitioning, and at the time of his or her so petitioning, leaving with the Justice or Justices so petitioning (a), a true Copy of the Schedule containing his or her intended Discovery of his or her Real and Personal Estate, to be sworn to at the First or Second General Quarter-Sessions next ensuing after every such Petition, or some Adjournment thereof, (and at the Foot of which said Schedule the Gaoler or other proper Officer shall set forth and sign the Amount of the Debt or Debts with which such Prisoner was charged on the said First Day of *May*) by Warrant under his Hand and Seal, or under their Hands and Seals, to require the Sheriff or Sheriffs, Keepers or Gaolers of any such Prison within the Jurisdiction of any such Justice or Justices, to bring before the Justices at the First or Second next General Quarter-Session or General Session of the Peace, or any Adjournment thereof, to be held as the Case shall happen to be, next after the Expiration of Ten Days from the Date of such Warrant, for such respective County, City, Town, Place or Liberty, the Body of any Person being in the said Prison as aforesaid, with the Warrant or Warrants of his or her Detainers, together with a Copy or Copies of the Cause or Causes which he, she or they is or are charged with in any Prison or Gaol aforesaid at the time aforesaid; for which Copy or Copies of such Cause or Causes such Prisoner shall apply to the said Keeper or Gaoler of such Prison, or to the Clerk of the Papers, or other proper Officer or Person, who shall make out and transcribe the same at least Six Days before the time of his or her Appearance; which Warrant of every such Justice or Justices, every such Sheriff and Sheriffs, Keeper or Gaoler, is and are hereby commanded to obey.

(a) [*So in the Original Act.*]

Justices may, on Prisoners delivering Schedules, issue Warrants to bring them to Quarter-Sessions.

VII. And whereas considerable time may intervene between the passing of this Act and the next General Quarter-Session or General Session of the Peace, which would be the means of detaining in Prison a Number of Persons who with their Families are in the greatest Distress; Be it further enacted, That it shall and may be lawful for any Two or more of the Justices of the Peace for any County, City, Town, Place or Liberty, upon Petition from Debtors as aforesaid, to assemble their respective Courts as soon as may be after passing this Act, for the Purpose of administering the Oaths and other the Matters required by this Act, and to appoint such Day or Days for the Discharge of Prisoners as they shall see proper.

Special Session.

VIII. And be it further enacted, That the Copy of every such Schedule which shall be left or delivered in as aforesaid, shall be and remain with the Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace for the County, City, Town, Place or Liberty in which the same shall have been so left, there to remain and

Schedules to remain with Clerk of the Peace.

be inspected from time to time as Occasion shall require, by any Creditor of any such Prisoner who shall desire to inspect the same.

Debtors intending to apply for Discharge to give Notice in Gazette, &c.

IX. And be it further enacted, That all and every Debtor and Debtors confined in any Gaol of that Part of the United Kingdom called *England and Wales*, who shall intend to apply to be discharged and exonerated under this Act, shall first cause public Notice to be inserted in Three several *London Gazettes*, previous to such General or Quarter-Session or General Session of the Peace or Adjournment thereof, at which such Application shall be made; and if such Debtor shall be in Custody in any such Gaol, out of *London*, or the Weekly Bills of Mortality, or shall have moved himself by *Habeas Corpus* from one Gaol to another, then also in some Newspaper which shall be published in or near the County, Riding, Division, City, Town, Liberty or Place, in the Gaol whereof he or she shall be or have been so in Custody, containing the Name, Trade, Occupation and Description, and the Two last Places of Abode (if so many) of every such Debtor and Debtors, and the Prison wherein he, she or they is or are confined, and of his, her or their Intention to take the Benefit of this Act, and mentioning such Notice in such Gazette or Newspaper respectively, to be the First, Second or Third Notice, according to the time of publishing each of such Notices; and for the inserting each of the said Notices in the *London Gazette*, or in any other Newspaper, there shall be paid each time by every Prisoner the Sum of Four Pence and no more; the First of which said Notices shall be so inserted in the said Gazettes respectively, and in the said other Newspapers, as the Case may require, Twenty one Days at the least, and the last of the said Notices Six Days at the least before any such First or Second General Quarter-Session or General Session, or Adjournment thereof, shall be held as aforesaid, so that as well all the Creditors who have not charged the said Debtor or Debtors in Custody, as those Creditors who have charged such Debtor or Debtors in Execution; or on Mesne Process or otherwise, may have sufficient Notice thereof.

Debtors to deliver Schedules to Gaoler, previous to first Notice.

X. And, to the Intent that all Creditors may have full and sufficient time to consider the Matters and Things contained in the Schedule or Schedules intended to be delivered in by any Debtor or Debtors, be it further enacted, That every such Debtor, where he or she shall, according to the Directions of this Act, publish the First Notice of an Intention to take the Benefit of this Act, he or she shall in such Notice declare that the Schedule containing his or her intended Discovery of his or her Real and Personal Estate, to be sworn to in manner as by this Act is directed, is lodged in the Hands of the Keeper or Gaoler, or the Deputy of such Keeper or Gaoler of the Prison wherein any such Debtor shall be confined; and every such Debtor is hereby directed and required to deliver such Schedule to such Keeper, or Gaoler, or Deputy, as the case may be, before he shall publish such First Notice as aforesaid, signed with his or her own Christian Name and Surname, to be attested by any such Keeper, Gaoler or Deputy; and in case any Debtor shall neglect or refuse to deliver One such Schedule to such Keeper, Gaoler or Deputy, prior to such his First Notice to be given as aforesaid, he or she upon due Proof made of such Neglect or Refusal, to the Satisfaction of the Court to which such Debtor shall make

Applica-

Application, shall be remanded back to Prison, there to remain until he or she shall have complied with the Directions aforesaid; and every such Keeper, Gaoler or Deputy, is hereby directed and required to attest the Signature of the Debtor's Name to such Schedule, and to receive the same into his Custody and Charge, giving a Duplicate thereof to every such Debtor, with an Acknowledgement of his having received the Original; and he is hereby further required to deliver a true Copy of any such Schedule, signed by himself, upon Request made to him by any Creditor for that Purpose in Writing, such Copy to be delivered to the Creditor himself, or to such Person as he shall appoint to receive the same, within Thirty Days after Demand made; and if any such Keeper, Gaoler or Deputy shall neglect or refuse to conform to the Directions hereby given him respecting such Schedule, every such Keeper, Gaoler or Deputy so offending shall be punished. (a) (a) [No in the Original Act.]

XI. And be it further enacted, That the Notices to be given by every Debtor, in manner directed by this Act, shall be to the Effect following; that is to say,

‘ I *[insert the Name, Trade, Occupation and Description, and the Two last Places of Abode, if so many]* Form of Notice.
 ‘ now confined in *[insert the Name of the Prison and County]* and not
 ‘ being charged in Custody on the First Day of *May One thousand*
 ‘ *eight hundred and eleven*, with any Debt or Debts, Sum or Sums
 ‘ of Money exceeding in the Whole the Sum of *[as the case may be]*
 ‘ *[and if claiming to be discharged on account of the Length of Time of*
 ‘ *Imprisonment, then to set forth the time]* do hereby give this *[First;*
 ‘ *Second or Third]* public Notice, that I intend to take the Benefit
 ‘ of an Act passed in the Fifty first Year of His present Majesty's
 ‘ Reign, intituled, *[here set forth the Title of this Act, and if it be the*
 ‘ *first Notice then add]* And I do hereby give Notice, that a true and
 ‘ perfect Schedule, containing a Discovery of all my Real and Personal
 ‘ Estate, hereafter to be sworn to, is now ready to be delivered to
 ‘ any Creditor applying for the same to the Keeper or Gaoler or his
 ‘ Deputy of the said Prison.’

And every such Notice shall be signed by the Debtor, and countersigned by the Keeper or Gaoler, or Deputy of such Keeper or Gaoler of such Prison.

XII. And be it further enacted, That every such Debtor as aforesaid, not being charged as aforesaid, on the said First Day of *May One thousand eight hundred and eleven*, with any Debt or Debts, Sum or Sums of Money, in the Whole to a greater Amount than the Sum of Two thousand Pounds, who shall apply to the General or Quarter-Session, or any Adjournment thereof, shall, in case it shall be proved upon Oath, or by producing the said Three Gazettes and Newspapers respectively before mentioned to the said Justices at any such Session or Adjournment thereof, that such Notices were inserted in the *London Gazettes* and other Newspapers respectively, as were required in manner aforesaid, and that the Person or Persons so applying was or were actually a Prisoner or Prisoners on the said First Day of *May One thousand eight hundred and eleven*, in the Prison or Gaol in which his, her or their Name or Names is or are specified in a List delivered in at such First or Second Session, or any Adjournment thereof, or in some other Prison or Gaol as aforesaid, in pursuance

Debtors proving that Notices have been given, shall in open Court deliver in certain Schedules and take Oath.

fuance of this Act; and shall in open Court at the said General Quarter-Session or General Session, or any Adjournment thereof, subscribe or deliver in a true Schedule or Account of all his or her Real Estate in Possession, Reversion, Remainder or Expectancy, and of any other Nature and Kind whatsoever, and also the Whole of his or her Personal Estate which he or she, or any Person or Persons in Trust for him or her, or for his or her Use, Benefit or Advantage, is or are seized of, interested in or entitled unto, or was or were in his, her or their Possession, Custody or Power, or which he, she or they, or such Person or Persons had any Power of disposing of, or charging for his, her or their Benefit or Advantage, at any time since his or her Commitment to Prison, with the Name of his or her several Debtors, and where they respectively live or may be met with, and the several Sums of Money from them respectively owing, and how the same respectively became due and are secured, and if by Mortgage, Specialty, Contract, Note or other Writing, then the Name and Names and Places of Abode of the several Witnesses who can prove such Debts or Contracts; and shall also make Oath and swear to the following Effect, according to the special Circumstances, so far as the same shall be consistent with the Provisions hereinafter contained; that is to say,

Oath.

‘ I *A. B.* upon my corporal Oath, in the Presence of Almighty
 ‘ God, do solemnly swear, protest and declare, that on the First
 ‘ Day of *May* One thousand eight hundred and eleven, I was really
 ‘ and truly a Prisoner in the actual Custody of
 ‘ in the Prison or Gaol of _____ at the Suit of
 ‘ _____ without any Fraud or Collusion whatsoever; and that I
 ‘ have ever since my Commitment continued a Prisoner within the
 ‘ Prison of _____ in the actual Custody of the Keeper or
 ‘ Gaoler of the said Prison of _____ [or mentioning some other
 ‘ Prison, as the case may be] or within the Liberties thereof, at the
 ‘ Suit of _____ and without any Fraud or Collusion
 ‘ whatsoever; and that the Schedule now delivered by me and sub-
 ‘ scribed, doth contain, to the best of my Knowledge, Remembrance
 ‘ and Belief, a full, just, true and perfect Account and Discovery of
 ‘ all the Goods and Effects, Estates Real and Personal, in Possession,
 ‘ Reversion, Remainder or Expectancy, and of every other Nature
 ‘ and Kind whatsoever, which I or any Person in Trust for me or
 ‘ for my Benefit or Advantage are seized or possessed of, interested
 ‘ in or entitled to, or was or were in my Possession, Custody or Power,
 ‘ or in the Possession, Custody or Power of any such Person as afore-
 ‘ said, or which I or such Person had any Power of disposing of or
 ‘ charging for my Benefit or Advantage, at any time since my Com-
 ‘ mitment to Prison; and of all Debts to me owing, or to any Per-
 ‘ son or Persons in Trust for me, and of all the Securities and Con-
 ‘ tracts whereby any Money now is or will or may hereafter become
 ‘ payable, or any Benefit or Advantage may accrue to me or to my
 ‘ Use, or to any Person or Persons in Trust for me, and the Names
 ‘ and Places of Abode of the several Persons from whom such Debts
 ‘ are due and owing, and of the Witnesses who can prove such Debts
 ‘ or Contracts, (if any such there be); and that neither I, nor any
 ‘ Person or Persons in Trust for me, or for my Use, have any Lands,
 ‘ Money, Stock, or any Estate Real or Personal, in Possession, Rever-
 ‘ sion, Remainder or Expectancy, or of any Nature or Kind soever, or
 ‘ Power

* Power of disposing of or charging for my Benefit or Advantage,
 * other than what are in the said Schedule contained, except Wearing
 * Apparel and Bedding for myself and Family, Working Tools, and
 * the necessary Implements for my Occupation and calling, together
 * with a Sum of Money not exceeding Five Pounds, and these in the
 * Whole not exceeding the Value of Thirty Pounds; and that I
 * have not, nor any Person for me, hath directly or indirectly sold,
 * lessened or otherwise conveyed, disposed of in Trust, or concealed
 * all or any Part of my Lands, Money, Goods, Chattels, Stock,
 * Debts, Securities, Contracts, or Estates Real or Personal, whereby
 * to secure the same, or to receive or expect any Profit or Advantage
 * therefrom, or with an Intent to defraud or deceive any Creditor or
 * Creditors to whom I am or was indebted in any wise howsoever.

So help me GOD.

And the said Schedule and Oath shall be by every such Debtor sub-
 scribed in the Presence of the Justices in open Session of the Peace
 as hereby directed, and shall be kept by and remain with the Clerk
 of the Peace, Town Clerk or other Officer acting as Clerk of the
 Peace for the County, City, Liberty, Town or Place, where the same
 shall be subscribed and taken, for the better Information of all the
 Creditors of such Debtors who shall desire or may have Occasion to
 resort thereto; and every such Creditor shall be at Liberty, at season-
 able times in the Day-time, to peruse and examine the same.

Schedule and
Oath subscribed
by Debtors.

XIII. And be it further enacted, That the Justices of the Peace
 within their respective Jurisdictions at any such General Quarter-
 Sessions or General Session, or Adjournment thereof, at the Request
 of any Creditor or Creditors of any such Debtor, are hereby authorized
 to cause the Deputy Warden and Marshal of the Fleet and King's
 Bench Prison, or any other under Officer, Tipstaff and Turnkey of any
 Prison or Gaol, or any other Person within their respective Juris-
 dictions, to come before them, and to examine them respectively on
 Oath touching any of the Matters contained in any of the Oaths pre-
 scribed by this Act to be taken, and the Truth thereof; and if the
 Oath which shall have been taken in open Court by any Debtor or
 Debtors shall not be disproved by good Testimony of any credible
 Person or Persons on Oath, and such Justices or the major Part of
 them present at any such General Quarter-Session or General Session,
 or any Adjournment thereof, shall be satisfied with the Truth of
 the Oath taken by such respective Debtors, then such Justices shall,
 in such Session or some Adjournment thereof, adjudge such Debtor or
 Debtors to be entitled to the Benefit of this Act, and shall order the
 said Sheriff or Sheriffs, Keeper or Keepers, Gaoler or Gaolers of such
 Prison or Prisons, forthwith to set at Liberty such Prisoner or Pri-
 soners; and every such Order shall be a sufficient Discharge to the
 Sheriff or Sheriffs, Keeper or Keepers, Gaoler or Gaolers of such
 Prison or Prisons, and shall indemnify him or them against any Escape
 or Escapes, Action or Actions whatsoever for Escape, which shall
 or may be brought, commenced or prosecuted against him or them.

Court, at Re-
quest of Credi-
tors, may exa-
mine Gaolers on
Oath.

XIV. And be it further enacted by the Authority aforesaid, That
 all the Estate, Right, Title, Interest, and Trust of such Debtor, of,
 in and unto all the Real Estate as well Freehold and Copyhold as
 Customary, and to all the Personal Estate, Debts and Effects of every
 such Debtor, shall immediately after such Adjudication be, and the
 same is hereby vested in the Clerk of the Peace, Town Clerk, or other

Estate and Ef-
fects of Debtors
discharged, vested
in Clerk of the
Peace, who is to
assign same to
such Creditors as

Officer

Court shall direct, in Trust.

Officer acting as Clerk of the Peace of and for the County, Riding, City, Town Corporate, Division, Liberty or Place where any Debtors shall be respectively discharged; and every such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace, is hereby directed and required to make an Assignment and Conveyance of every such Debtor's Estate and Effects, vested in such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace as aforesaid, to such Creditor or Creditors of the said Debtor, as the Justices at any General or Quarter-Session of the Peace, or at any Adjournment thereof, which shall be held by them within their respective Jurisdictions, shall order and direct; which Assignment and Conveyance shall be good and effectual in the Law to all Intents and Purposes whatsoever, without being written on Parchment or Paper stamped, to vest the Estates thereby assigned and conveyed in the Party or Parties to whom the same shall be so assigned and conveyed, his, her and their Heirs, Executors, Administrators and Assigns, according to the Estate and Interest which the Debtor had therein; and every such Assignment and Conveyance shall be in Trust for the Benefit of the Creditor or Creditors of every such Debtor to whom the same shall be made, and the rest of the Creditors of every such Debtor in respect of or in Proportion to their respective Debts; and every Person or Persons to whom any such Assignment and Conveyance as aforesaid shall be made, is and are hereby fully empowered to sue from time to time as there may be Occasion, in his, her or their own Name or Names for the Recovery and obtaining any Estate or Effects of any such Debtor, and also to execute any Trust or Power vested in or created for the Use or Benefit of any such Debtor, but in Trust for the Benefit of him or them and the rest of the Creditors of every such Debtor, and to give such Discharge and Discharges to any Person or Persons who shall respectively be indebted to such Debtor as may be requisite; and every such Assignee or Assignees shall with all convenient Speed after his or their accepting such Assignment or Conveyance, use his and their best Endeavours to receive and get in the Estate and Effects of every such Debtor, and shall, with all convenient Speed, make Sale of all the Estates of such Debtor vested in such Assignee or Assignees; and if such Debtor shall be interested in or entitled to any Real Estate, either in Possession, Reversion or Expectancy, the same within the Space of Two Months after such Assignment and Conveyance shall be sold by public Auction, in such manner and at such Place as the major Part of the Creditors of any such Debtor, who shall assemble together on any Notice in Writing published in the *London Gazette*, or in some Daily Paper printed and published in *London*; if the Debtor before his or her going to Prison resided in *London*, or within the Bills of Mortality, and if elsewhere, then in some printed Newspaper which shall be published in or near the County, Riding, Division, City, Town, Liberty or Place in which such Debtor resided before he or she was committed to Prison, Thirty Days before any such Sale shall be made, shall under his Hand or their Hands agree on; and every such Assignee or Assignees, at the End of Three Months at the farthest from the time of his or their accepting any such Assignment or Conveyance as aforesaid; shall make a fair and just Dividend of all such Debtor's Estate and Effects which shall have been then recovered amongst his or her Creditors, in Proportion and in regard to each Creditor's respective Debt; but before

Assignees to get in Debtors Effects;

and to make Dividends.

any

any such Dividend shall be made, such Assignee or Assignees shall make up an Account of such Debtor's Estate, and make Oath in Writing before One or more Justice or Justices of the Peace of the County, Riding or Division, Town, Liberty or Place in which any such Debtor shall have been discharged, that every such Account contains a fair and just Account of the Estate and Effects of every such Debtor got in by or for such Assignee or Assignees, and of all Payments made in respect thereof, and that all Payments in every such Account charged, were truly and *bona fide* made and paid; and Notice of the making of every such Dividend shall be published in like manner as a Meeting of the Creditors is hereinbefore directed to be published, Thirty Days at least before the same shall be made, and no Creditor shall be allowed to receive any Share of such Dividend, until he shall have made out the Justness and Identity of his Debt, by Oath, on due Proof in Writing before some such Justice or Justices; and if any Creditor of such Debtor shall be dissatisfied with the Reality or Fairness of any Debt claimed by any other Creditor, then the same, at the Request of any such Creditor or Creditors so dissatisfied, shall be examined into by the Justices of the County, Riding, Division, City, Town, Liberty or Place in which such Debtor shall have been adjudged to have been entitled to the Benefit of this Act at the next General or Quarter-Session, or at some Adjournment thereof.

Notice of making Dividends.

XV. And be it further enacted, That in case any Assignee or Assignees of the Estate and Effects of any Prisoner discharged by virtue of this Act, or the Heirs, Executors or Administrators of any deceased Assignee or Assignees, shall not deliver over any Part of such Estate or Effects, or pay the Balance of the Produce of any such Estate or Effects found to be in the Hands of such Assignee or Assignees, or of such Heirs, Executors or Administrators as aforesaid, according to the Tenor of this Act, it shall be lawful for the Court before which the Prisoner was discharged, to order the Person or Persons so offending to be arrested and committed to the next County Gaol, there to remain without Bail or Mainprize until such Person or Persons shall have fulfilled the Duty required by the Act, or until such Court shall make other Order to the contrary.

Assignees or their Heirs, not delivering over such Estate or Balance.

Imprisonment.

XVI. Provided always, and be it further enacted, That all and every Creditor and Creditors of any Debtor who shall be discharged by virtue of this Act, for any Sum or Sums of Money payable by way of Annuity or otherwise at any future time or times, by virtue of any Bond, Covenants or other Securities of any Nature whatever, may be and shall be entitled to be admitted a Creditor or Creditors, and shall be entitled to receive a Dividend or Dividends of the Estate of such Debtor, in such manner and upon such Terms and Conditions as such Creditor or Creditors would have been entitled unto by the Laws now in force if such Debtor had become Bankrupt, and without Prejudice in future to their respective Securities, otherwise than as the same would have been affected by a Proof made in respect thereof by the Creditor under a Commission of Bankrupt, and a Certificate obtained by the Bankrupt under such Commission.

Certain Creditors for Annuities to receive Dividends as under Commission of Bankruptcy.

XVII. And, to the Intent that no Loss may arise to any Creditor or Creditors from any Neglect or Omission in the Schedule not containing the Whole of the Estate Real or Personal, belonging to any Debtor who shall apply for his or her Discharge under the Authority of this Act, be it enacted, That all the Estate, whether Real or Personal,

Estate of Debtors not inserted in Schedule vested in Clerk of the Peace.

sonal, which shall belong to any Debtor or Debtors, and of which he, she or they shall be actually possessed or entitled unto at the time of making such Schedule, shall be deemed and taken to be Part of the Estate contained in such Schedule, though not inserted therein, and shall in like manner become vested in the Clerk of the Peace, Town Clerk or other Officer acting as such, to all Intents and Purposes, as if the same had been contained in such Schedule, and had been delivered into the Court according to the Directions of this Act.

Holders of Securities without Consideration, not entitled to Benefit

XVIII. Provided always, and be it enacted, That no Person holding any Security whatsoever, for which such Debtor never received any valuable Consideration, shall be entitled to receive any Benefit from the Estate of such Debtor, unless the Person holding such Security shall make it appear to the Satisfaction of the Justices at some General or Quarter-Session or Adjournment thereof, that he or she became possessed of the same *bona fide*, and for good or valuable Consideration.

Estates to vest in Clerk of the Peace for the time being.

XX. Provided always, and be it enacted, That in case of the Death or Removal of any Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace as aforesaid, in whom the Estate, Right, Title, Interest or Trust, of any Debtor or Debtors shall have vested by the Authority of this Act, every such Estate, Right, Title, Interest and Trust, shall become vested in the Successor or Successors to every such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace as aforesaid respectively, as the case may be, to all Intents and Purposes whatsoever under the Provisions of this Act.

No Suit in Law or Equity without Consent of Majority of Creditors.

XX. Provided further, and be it also enacted, That no Suit in Law or Equity shall be commenced by any Assignee or Assignees of any such Debtor's Estate and Effects without the Consent of the major Part in Value of the Creditors of such Debtor, who shall meet together pursuant to a Notice to be given at least Ten Days before such Meeting in the *London Gazette*, or other Newspaper which shall be published in the Neighbourhood of the last Residence of such Debtor or Debtors, for that Purpose.

Mortgages to take place of Debts of an inferior Nature.

XXI. Provided also, and be it further enacted, That nothing in this Act shall extend or be construed to hinder or prevent any Mortgage or Mortgages, Charges or Liens upon the Estate of such Debtor or Debtors, or any Part thereof, to take place upon the Lands, Tenements or Hereditaments or Personal Estate or Effects comprised in or charged or affected by such Mortgage or Mortgages, Charges or Liens respectively, nor to prevent any Statute Staple, Statute Merchant, Recognizance or Judgment, acknowledged by or obtained against any such Debtor or Debtors, to take place upon the Lands, Tenements or Real Estates of such Debtor or Debtors; and also, where any Inquisition shall have been taken upon any such Statute or Recognizance, or any Writ or Execution shall have been taken out and delivered to the Sheriff or proper Officer upon any such Judgment before such Discharge shall be given in open Session to any such Debtor as aforesaid, the Personal Estate of any such Debtor respectively shall be subject thereto in the first Place for so much as shall remain due upon such Mortgage, Charge, Lien, Statute, Recognizance or Judgment respectively, in like manner as such Mortgages and Persons having such Charges or Liens, and Creditors by Statute, Recognizance or Judgment respectively would have been preferred to other Creditors of an inferior Nature, against the Real or

Personal

Personal Estate of such Debtor or Debtors respectively, if this Act had not been made; any thing hereinbefore contained to the contrary notwithstanding.

XXII. And whereas many Persons, who may be entitled to and claim the Benefit of this Act, are seized and possessed of Lands, Tenements and Hereditaments, to hold to such Debtors for the Term of their natural Lives, with Power of granting Leases and taking Fines, reserving small Rents on such Estates for One, Two or Three Lives, in Possession or Reversion, or for some Number of Years determinable upon Lives, or have Powers over Real or Personal Estate, which such Debtors could execute for their own Advantage, and which said Powers ought to be executed for the Benefit of the Creditors of such Debtor; Be it therefore enacted by the Authority aforesaid, That in every such case all and every the Powers of leasing such Lands, Tenements and Hereditaments, and all other such Powers as aforesaid over Real or Personal Estate, which are or shall be vested in any such Prisoner or Prisoners as aforesaid, shall be and are hereby vested in the Assignee or Assignees of the Real and Personal Estate of such Prisoner by virtue of this Act, to be by such Assignee or Assignees executed for the Benefit of all and every the Creditors of such Prisoners as aforesaid.

Power of leasing Lands, &c. vested in Assignees.

XXIII. And be it further enacted, That the Justices at any General or Quarter-Session or Adjourned Session of the Peace to which any such Prisoner shall be brought in pursuance of this Act shall, if required by any Creditor or Creditors of any such Prisoner or Prisoners, who shall oppose his or her Discharge, administer to the Keeper or Gaoler of any such Prison or Gaol, at the time of bringing up any such Prisoner in order to be discharged under this Act, an Oath to the Effect following; that is to say,

Gaoler, on Request of Creditor, to be sworn.

I do swear, That
 was really and truly a Prisoner in my Custody,
 in the Prison of or in Custody, in
 some other Prison [as the case may be] to the best of my Knowledge and Belief, at or upon the First Day of May One thousand eight hundred and eleven, and that the Copy or Copies of the Cause or Causes of his [or, her] Commitment or Detainer, now by me brought, with the Body of the said and produced to the said Court; is or are a true Copy or Copies of the Cause or Causes of such Commitment or Detainer, without any Fraud or Deceit by me, or any other Person; to the best of my Knowledge and Belief. So help me GOD.

Oath.

And if any Person who was a Keeper or Gaoler, or deputed Keeper or Gaoler of any such Prison or Gaol, on the said First Day of May One thousand eight hundred and eleven, or since, shall not happen to be the Keeper or Gaoler, or Deputy Keeper or Gaoler of any such Prison or Gaol at the time any such List as aforesaid is hereby required to be delivered in, then the Justices at any such Session or at any Adjourned Session may and are hereby required to administer to the respective Person or Persons who shall be Keeper or Gaoler of any such Prison or Gaol, or deputed Keeper thereof, and deliver in such List as aforesaid at any such General or Quarter-Session or Adjourned Session, an Oath touching the Commitments or Books

If Person delivering in List was not Gaoler on 1st May 1811, he shall take the following Oath.

of

of Commitment of any such Prison or Gaol, to the Effect following; that is to say,

Oath.

‘ I do swear, That I have
 ‘ examined the Commitments or Books of or concerning the Com-
 ‘ mitments of Prisoners to the Prison of, [is
 ‘ the County, City, Riding, Division, City, Town, Place or Liberty,]
 ‘ and that I do verily believe that the said Commitments or Books
 ‘ of Commitment are really true and not fictitious, nor calculated
 ‘ for this Purpose; and by them it doth appear that
 ‘ was on the First Day of *May* One thousand
 ‘ eight hundred and eleven, really and truly a Prisoner in the actual
 ‘ Custody of, the then Keeper or Gaoler,
 ‘ or Deputy Keeper or Gaoler of the said Prison or Gaol [or other
 ‘ Prison, as the case may be] without Fraud or Deceit by me or any
 ‘ other Person or Persons, to my Knowledge or Belief.
 ‘ So help me GOD.’

At Request of
 Creditors,
 Gaolers may be
 examined on
 Oaths at Sessions,
 touching Com-
 mitments.

XXIV. And, in order to discover any fraudulent Entries or Com-
 mitments of Prisoners in any Prison or Gaol Books, be it further
 enacted, That the Justices at any General or Quarter-Session or Ad-
 journed Session, are hereby authorized; at the Request of any Cre-
 ditor or Creditors of any Prisoner; to convene before them at some
 certain time to be appointed by them, any Person or Persons who
 was or were Keeper or Gaoler; or deputed Keeper or Gaoler of
 any Prison or Gaol within their respective Jurisdictions, on the said
 First Day of *May* One thousand eight hundred and eleven, or at any
 time since, and examine every such Keeper or Gaoler or deputed
 Keeper or Gaoler on Oath, touching the Commitment and Con-
 tinuance in Custody of any such Prisoner, as the Justices at any such
 General or Quarter-Session or Adjourned Session shall think fit; and
 if any Sheriff, Gaoler or Keeper, or deputed Gaoler or Keeper, shall
 neglect or refuse to bring before any such Justices, at any Session
 of the Peace or Adjournment thereof, any such Prisoner as shall be
 directed and required by Warrant of any Justice or Justices as afore-
 said, or to attend on being summoned for that Purpose, he shall
 on Conviction suffer Six Months Imprisonment; or if any Keeper or
 Gaoler attending shall refuse to make Answer and Discovery in the
 Premises as shall be reasonably required, at such General or Quarter-
 Session or Adjourned Session, he, she or they so offending in the Pre-
 mises shall for every such Offence pay the Sum of Ten Pounds to
 any Person who shall sue for and recover the same in any of His
 Majesty's Courts of Record at *Westminster* by Action of Debt.

Sheriffs, &c. dis-
 obeying Orders
 of Justices.

Imprisonment.

Penalty.

Gaoler and
 Printer of Ga-
 zette or New-
 paper not com-
 plying with Re-
 gulation of Act.

XXV. And be it further enacted, That if any Keeper or Gaoler
 of any Prison, or his Deputy or Deputies, shall without just Cause,
 to be approved of by the Justices at some General Quarter-Session
 or General Session or Adjourned Session of the Peace within their
 respective Jurisdictions, refuse or delay to bring any such Prisoner or
 Prisoners as aforesaid to any such General Quarter-Session or Ge-
 neral Session or Adjourned Session of the Peace, in order to his or
 her Discharge; or shall neglect, refuse or designedly omit to insert
 in any such List the Name or Names of any such Prisoner or Pri-
 soners who was or were actually in Custody in his or their respective
 Prison or Gaol on the said First Day of *May* One thousand eight
 hundred

hundred and eleven, or shall neglect or refuse to make out, fix up or deliver such Lists as aforesaid; or if any Keeper or Gaoler, or deputed Keeper or Gaoler shall neglect or refuse to take any of the said Oaths before mentioned, and hereby required to be taken by him, or shall detain any such Prisoner after he or she shall be discharged as aforesaid; or if the Printer of the *London Gazette* or other Newspaper as aforesaid shall wilfully refuse or neglect to insert therein the Notice by this Act directed to be given, on reasonable Request made to him for that Purpose; every such Keeper and Gaoler of such Prison and Prisons, his Deputy or Deputies, and every such Printer as aforesaid, shall respectively forfeit and pay to such Prisoner, in every such case injured, the Sum of One hundred Pounds, which shall and may be recovered with Treble Costs of Suit by Action of Debt, Bill, Plaint or Information in any of the said Courts of Record at *Westminster*, wherein no Essoign, Protection or Wager of Law, or more than One Imparance shall be allowed.

Penalty.

XXVI. And be it further enacted, That if any Keeper or Keepers, Gaoler or Gaolers, or any Deputy Keeper or Gaoler of any Prison, shall, in taking of the afore mentioned Oaths, forswear and perjure themselves, and shall thereof be lawfully convicted, such Keeper or Gaoler or deputed Keeper or Gaoler of such Prison or Prisons shall (over and above the Penalties to be inflicted on Persons convicted of Perjury) upon every such Conviction, forfeit and pay the Sum of Five hundred Pounds, to be recovered with full Costs, by Bill, Plaint or Information, or Action of Debt, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection or Wager of Law, or more than One Imparance shall be allowed, by and in the Name of such Person or Persons, his and their Executors and Administrators, to whom an Assignment or Conveyance in pursuance of this Act shall be made of the Estate and Effects of such Prisoner or Prisoners; and if no such Assignee or Assignees shall be living, then in the Name or Names of any other Creditor or Creditors who shall sue for the said Penalties, to be applied, One Moiety to the Informer or Informers, and the other Moiety towards Satisfaction of the Debts of such Creditor or Creditors.

Gaolers committing Perjury.

Penalty.

XXVII. And be it further enacted, That if any Clerk of the Peace or his Deputy, or Town Clerk or other Officer acting as Clerk of the Peace, shall delay or refuse to give every or any such Prisoner adjudged to be entitled to his Discharge as aforesaid, within Fourteen Days after such Adjudication, a Copy of the Order of such Adjudication, on the Payment of Two Shillings, or shall take more than Two Shillings and Six Pence for such Copy, or shall take more than One Shilling for an Assignment or Conveyance of such Prisoner's Estate or Effects, every such Clerk of the Peace or his Deputy, or Town Clerk, or other Officer acting as Clerk of the Peace, who shall so offend, and who shall be convicted at any such General or Quarter-Session of the Peace, or at any Adjournment thereof, of any such Offence, shall, for every such Offence, forfeit and pay to every such Prisoner the Sum of Twenty Pounds, as the Judges of the Peace at such General or Quarter-Session, or Adjournment thereof, shall order, and who are hereby empowered to cause the same to be levied by Distress and Sale of the Goods of any

Clerk of the Peace not giving Copies of Adjudication of Discharge.

Penalty.

such Clerk of the Peace or his Deputy, or Town Clerk or other Officer acting as Clerk of the Peace so offending.

Debtors falsely
swearing.

Perjury.

XXVIII. And be it further enacted, That if any Debtor as aforesaid, who shall come or be brought up to such General or Quarter-Session, or Adjournment thereof, under the Provisions of this Act, shall wilfully forswear and perjure himself, herself or themselves, in any Oath to be taken under this Act, and shall be lawfully convicted thereof, he, she or they so offending shall suffer such Punishment as by Law may be inflicted on Persons convicted of wilful and corrupt Perjury.

Debtors dis-
charged not li-
ble to be impris-
oned for Debts
prior to 1st May
1811.

XXIX. And be it further enacted, That no Person entitled to the Benefit of this Act shall at any time hereafter be imprisoned by reason of any Judgment or Decree obtained for Payment of Money only, or for any Debt, Bond, Damages, Contempts for Non-payment of Money, Costs, Sum or Sums of Money contracted, incurred, occasioned, owing or growing due before the said First Day of May One thousand eight hundred and eleven, but that upon every Arrest upon every Judgment or such Decree, or for such Debts, Damages, Contempts, Costs, Sum and Sums of Money, it shall and may be lawful for any Judge of the Court where the Process issued, or for any Two Justices of the Peace, upon shewing the Copy of the Order of Adjudication as aforesaid, to release and discharge out of Custody such Prisoners as aforesaid, and at the same time to order the Plaintiff or Plaintiffs in such Suit or Suits to pay such Prisoner or Prisoners the Costs which he, she or they shall have incurred on such Occasion, or so much thereof as to such Judge or Justices shall seem just and reasonable; and every such Judge is hereby empowered so to do on such Prisoner's causing a Common Appearance to be entered for him on every such Action or Suit.

Prisoners not
discharged of
Debts subsequent
to 1st May 1811.

XXX. And whereas under former Acts of this kind, Doubts have arisen what was to be done with such Prisoners who applied at any Session to be discharged, who owed and stood charged with Debts as well previous as subsequent to the Day limited by the respective Acts; To remedy which, be it therefore enacted, That no Prisoner or Prisoners shall be discharged of any Debts incurred subsequent to the First Day of May One thousand eight hundred and eleven, and if it shall appear to the Justices at any Session or Adjournment, that any Prisoner or Prisoners then applying to them to be discharged, shall stand charged as well with Debts previous to and subsequent to the said First Day of May One thousand eight hundred and eleven, that in such cases it shall and may be lawful to and for the Justices to discharge the Person of such Prisoner on account of all Debts which shall appear to their Satisfaction, by the Oath of such Prisoner not being disproved (or otherwise) to have been incurred previous to the said First Day of May One thousand eight hundred and eleven, and to remand him or her back to the Custody of the Keeper of the Prison from whence he or she was brought, for all Debts which he or she stands charged with in his Custody, which shall appear to the Justices to have been incurred subsequent to the said First Day of May One thousand eight hundred and eleven; and their Order for such Discharge shall indemnify the Sheriff or Sheriffs, Keeper or Keepers, Gaoler or Gaolers against any Escape or Escapes, Action or Actions whatsoever for Escapes, which

which shall or may be brought, commenced or prosecuted against him or them; any thing to the contrary herein notwithstanding.

XXXI. And be it further enacted, That if any Action of Escape, or any Suit or Action to be brought against any Justice or Justices of the Peace, Sheriff, Keeper or Gaoler of any Prison, for performing their Office in pursuance of this Act, they may plead the General Issue, and give this Act in Evidence; and if the Plaintiff be nonsuited or discontinue his Action, or Verdict pass against him, or Judgment upon Demurrer, the Defendant shall have Treble Costs.

Act pleaded to
Action of Escape,
&c.

Treble Costs.

XXXII. And be it further enacted, That if any *Scire Facias* or Action of Debt or upon Judgment, shall be brought against any Prisoner, his or her Heirs, Executors or Administrators, upon any Judgment obtained against any such Prisoner, or on any Statute or Recognizance acknowledged by him or her before the said First Day of *May* One thousand eight hundred and eleven, with respect to Prisoners in actual Custody on the said First Day of *May* One thousand eight hundred and eleven, it shall and may be lawful for any such Prisoner, his or her Heirs, Executors or Administrators, to plead generally that such Prisoner was actually a Prisoner in such Prison or in some other Prison, at such a Person's Suit on the said First Day of *May* One thousand eight hundred and eleven, and was or were duly discharged according to this Act, at the General Quarter-Session or General Session or Adjournment thereof, held at such Time and Place for such County, Liberty, City, Town or Place (according to his, her or their case) without pleading any Matter specially; and in case any other Suit or Action shall be commenced against him, her or them, for any other Debt, Sum or Sums of Money due before the said First Day of *May* One thousand eight hundred and eleven, to plead in discharge of his or her Person from Execution, (over and above such Matters as aforesaid): that such Debt or Sum of Money (as the case may be) was contracted or due before the said First Day of *May* One thousand eight hundred and eleven, without pleading any other Matter specially, whereto the Plaintiff shall or may reply generally, and deny the Matters pleaded as aforesaid, or reply any other Matter or Thing which may shew the said Defendant not to be entitled to the Benefit of this Act, or not duly discharged according to it, in the same manner as the Plaintiff might have replied in case the Defendant had pleaded this Act, and his Discharge by virtue of this Act specially; and if the Plaintiff be nonsuited, discontinue his Action, or Verdict pass against him, or Judgment or (a) Demurrer, the Defendant to have Treble Costs.

Act pleaded generally by Prisoners.

(a) [*So in the Original Act.*]

Treble Costs.

XXXIII. And be it further enacted by the Authority aforesaid, That in case any Person being a Prisoner charged in Execution on the said First Day of *May* One thousand eight hundred and eleven, and having before or since that Day petitioned any Court to be discharged as an Insolvent Debtor, and having conformed to the several Provisions of the Laws in being for that Purpose, shall have been brought up, and by the Court remanded back to the Prison or Gaol from which such Prisoner was brought up, there to continue in Execution, on the Undertaking of his or her Plaintiff or Plaintiffs to pay to him such weekly or other Allowance as by Law is directed to be paid in such case, during such time as such

Prisoners, who, on Application as Insolvent Debtors, have been remanded back, and since discharged without their Consent, entitled to Benefit of Act.

Prisoner should remain in Execution at the Suit of such Plaintiff or Plaintiffs, and such Prisoner so continued in Execution shall have been or shall be discharged from such Execution by his or her Plaintiff or Plaintiffs, without his or her own Privity or Consent subsequent to the said First Day of *May* One thousand eight hundred and eleven, and before the Day whereon he or she might otherwise have applied to take the Benefit of this Act, every such Prisoner shall be entitled, notwithstanding such Discharge, to the same Relief and Advantage to all Intents and Purposes whatsoever, which he or she might or could have otherwise obtained by virtue of this Act; any thing herein contained to the contrary notwithstanding.

Act not to extend to Attornies or Servants embezzling Money.

XXXIV. Provided always, That nothing in this Act contained shall extend, or be construed to extend, to release or discharge any Attorney at Law, Solicitor or any other Person or Persons acting or pretending to act as such, with regard to any Debt with which he or they shall stand charged, for any Money or other Effects recovered or received by him or them for the Use of any Person or Persons, Bodies Corporate or Politick, and by any Attorney, Solicitor or any other Person or Persons acting as such, embezzled, concealed or converted to his or their own Use; or to release or discharge any Servant or Agent, or any other Person or Persons employed or entrusted as such, with regard to any Debt or Demand with which he, she or they shall stand charged, for or on account of any Money, Goods or other Effects received or possessed by him, her or them, for the Use and on Account of his, her or their Master or Masters or Employers, and by such Servant or Agent embezzled, concealed or converted to his, her or their own Use; any thing herein contained to the contrary thereof in any wise notwithstanding; except where such Persons shall have been confined in Prison for the Space of Ten Years last past.

Exception.

XXXV. And whereas many evil disposed Persons, to support their profligate Way of Life, by various subtle Stratagems, Threats and Devices, and under assumed and fictitious Name or Names for the Purpose of obtaining Credit, have fraudulently obtained divers Sums of Money, or Securities for Money, Goods and Merchandizes, to the great Injury of Trade and Credit; Be it enacted, That no Prisoner, who knowingly and designedly, by false Pretence or Pretences, or under any fictitious Name or Names assumed for the Purpose of obtaining Credit, shall have obtained from any Person or Persons Money, Goods, Wares, Merchandize, Bonds, Bills of Exchange, Promissory Notes or other Securities for Money, shall have or receive any Benefit or Discharge by or under this Act; but on due Proof of such fraudulent Conduct as aforesaid, the Justices shall remand such Prisoner to the Custody of the Gaoler or Keeper of the Prison from which he or she shall have been brought up to take the Benefit of this Act; any thing herein contained to the contrary notwithstanding; except where such Person shall have been confined in Prison for the Space of Ten Years last past.

Nor to Persons obtaining Money or Goods under false Pretences or fictitious Names.

Exception.

Evidence of Objections given.

XXXVI. Provided always, and be it further enacted, That the Truth of each of the Objections and Exceptions aforesaid against the obtaining the Benefit of this Act, shall be proved by the Testimony upon Oath of One or more credible Witness or Witnesses, besides the Testimony upon Oath of the Person or Persons making such Objections, or other legal Proof or Evidence admissible in a

Court of Law: Provided always, that no Prisoner, who shall have been remanded to Prison under any Act heretofore passed for the Relief of Insolvent Debtors, for having fraudulently obtained Money, Goods or Securities for Money on false Pretences, or for having secretly or fraudulently removed Stock, Cattle or other Effects, which were subject or liable to be detained for Rent, or who shall have lost or forfeited the Benefit of any such former Act, by having made any fraudulent Sale, Transfer, Conveyance or Assignment, since his or her Imprisonment, to the Prejudice of his Creditor or Creditors, or who shall have fraudulently obtained a Discharge under such former Act, or shall have taken a false Oath under such Act, shall have or receive any Benefit or Discharge under this Act, but shall be remanded to Prison as aforesaid by the Justices before whom he or she shall be brought up to take the Benefit of this Act: Provided always, that such Objections or Exceptions were supported by such Proof or Evidence as is hereinbefore provided and directed to be made under this present Act, and not otherwise; and that no Person shall be permitted to make the Objections in this Act mentioned against any Prisoner, except a detaining Creditor, or such Person or Persons as have commenced their Action or Actions against such Prisoner previous to the First Day of *May* last past, grounded on the Matters in the said Exceptions mentioned: Provided also, that no Person charged in Execution for Damages recovered in any Action for Criminal Conversation with the Wife of the Plaintiff in such Action, or in Action for seducing or carnally knowing the Daughter or Female Servant of the Plaintiff, or in any Action for a malicious Prosecution, or in any Action for any other malicious Injury, shall have any Benefit under this Act, except only in cases where the Plaintiff in such Actions respectively shall be dead, and no Person shall have obtained Probate of the Will or Letters of Administration of the Effects of such Plaintiff within Twelve Months after his Decease; except where such Person shall have been confined in Prison for the Space of Ten Years last past.

‘ XXXVII. And whereas many Debtors for Rents of Lands, Messuages, Houses and other Premises, have, with fraudulent Intent to disappoint the Right of their respective Landlords, removed the Stock, Cattle, Furniture, Goods or other Effects, which were subject or liable to be distrained for the Satisfaction of the said Rents;’ Be it therefore enacted, That no Prisoner or Prisoners who in a secret, clandestine or fraudulent manner, shall have removed or caused to be removed within Six Years, any such Stock, Cattle, Furniture, Goods or Effects of the Value of Thirty Pounds or upwards, which were subject or liable to be distrained by their respective Landlord or Landlords for or in Payment of such Rent or Rents, whereby such Landlord or Landlords shall have lost all or some Part of the Rent or Rents due to him, her or them as aforesaid, shall be discharged by or under this Act, but shall be remanded in manner hereinbefore mentioned; provided such Proof shall be made thereof as shall be satisfactory to the Justices before whom such Prisoner shall be brought up to take the Benefit of this Act, except where such Person shall have been confined in Prison for the Space of Ten Years last past.

‘ XXXVIII. And whereas many Debtors have, with a View to defraud their Creditors, sold, transferred, conveyed or assigned their

Proviso as to Prisoners remanded to Prison under any Insolvent Act, for fraudulently obtaining Money, &c.

Proviso.

and as to Persons charged in Execution for Damages recovered in Action for Criminal Conversation, &c.

Exception.

and as to Persons removing Effects of the Value of 3*l.* liable to be distrained for Rent.

Exception.

and as to Persons
selling or assign-
ing Effects to de-
fraud Creditors.

‘Estate or Effects to some Person or Persons, subsequent to their
being in Custody of Law or imprisoned under some Process of
Debt: And whereas such Sale, Transfer, Conveyance or Assign-
ment hath been fraudulently made, to the Injury of his Creditor
or Creditors, though it hath been difficult to convict the Party
of a fraudulent Design;’ Be it enacted, That whenever it shall be
proved by One or more credible Witness or Witnesses, that such
Prisoner has sold, transferred, conveyed or assigned to any Person or
Persons all or any Part of his Estate or Effects subsequent to the
time of his Imprisonment, without just Cause for so doing, to be
determined by the Justices before whom such Prisoner shall be
brought up to take the Benefit of this Act, every such Debtor
shall lose all the Benefits and Advantages that he might have other-
wise claimed under the Authority of this Act, and shall be remanded
in manner hereinbefore mentioned; and every such Sale, Transfer,
Conveyance or Assignment is hereby declared null and void, except
where such Person shall have been confined in Prison for the Space of
Ten Years last past.

Exception.

and as to Persons
losing Money at
Play.

‘XXXIX. And whereas many Prisoners squander and expend
great Part of their remaining Property by playing at Cards, Dice
or other unlawful Games, to the great Injury of their Creditors;’
Be it enacted, That nothing in this Act shall extend or be construed
to extend to discharge or release any Prisoner who hath or shall have
lost, in any one Day since the Date of his Commitment to Prison
for any Debt with which he stood charged on the First Day of May
last, the Sum or Value of Twenty Pounds, or in the Whole since
such Commitment as aforesaid, the Sum of One hundred Pounds
in playing at or with Cards, Dice, Tables, Tennis, Bowls, Billiards
or other Game or Games whatsoever, or in or by bearing a Share
or Part in the Stakes, Wagers or Adventures, or in or by betting
on the Sides or Hands of such as do play as aforesaid; but on due
Proof thereof, to the Satisfaction of the Justices assembled at such
Quarter-Session or Adjourned Session before which such Prisoner shall
be brought, it shall be lawful for such Justices, and they are hereby
required to remand such Prisoner to Gaol; any thing hereinbefore
contained to the contrary notwithstanding, except where such Person
shall have been confined in Prison for the Space of Ten Years last
past.

Exception.

Gaolers not per-
mitting Prisoners
to be spoken
with, or Entry
in Books of Pri-
son to be seen.

XL. And be it further enacted, That every Gaoler or Keeper
of any Prison shall and is hereby required to suffer any Person or
Persons desiring the same to see and speak with in the Day-time,
either in the Lodge or other convenient Room in the said Prison,
any Prisoner or Prisoners whose Names are inserted in the before
mentioned List or Lists, or the *London Gazette* or other Newspapers,
in manner aforesaid, and also to see in the true and genuine Books
of the said Prison the Entries made of the Name or Names of such
Prisoner or Prisoners, Debtor or Debtors, together with the Name
or Names of the Person or Persons at whose Suit or Suits he, she
or they are or were detained; and if any such Keeper or Gaoler
shall refuse or neglect to comply with what is hereby above required,
every such Gaoler or Keeper who shall so offend in the Premises, shall
forfeit and pay to the Person so refused and aggrieved the Sum of
Forty Pounds, to be recovered with Costs of Suit by Action of
Debt, Bill, Plaint or Information, in any of the Courts at Westminster,
wherein

Penalty.

wherein no Effoign, Protection, Wager of Law or more than One Impar lance shall be allowed, by and in the Name or Names of the Persons so refused and aggrieved.

XL I. And be it further enacted, That if any Gaoler or Keeper, or deputed Gaoler or Keeper, of any Prison or Prisons shall make or cause to be made any false Entries in any Book or Books belonging to any Prison or Gaol under his Care, or of which he is or was Gaoler, or shall prepare or keep, or cause to be prepared or kept, any false Book or Books, in order for any false or untrue Entry or Entries to be made therein, or shall insert in any List to be delivered in as aforesaid, the Name or Names of any Person or Persons who was or were not in actual Custody as aforesaid (except as in the Oath of any such Gaoler or Keeper, or deputed Gaoler or Keeper shall be excepted) every such Gaoler or Keeper, or deputed Gaoler or Keeper shall, over and above the Penalties which he shall be liable to for every such Fraud, forfeit and pay the Sum of Five hundred Pounds, to be recovered with Treble Costs of Suit, by and in the Name and for the Use of any Person or Persons who shall be prejudiced by any such false Entry or Entries, which Penalties shall and may be recovered by Action of Debt, Bill, Plaint or Information in any of His Majesty's Courts of Record at *Westminster*, wherein no Effoign, Protection, Wager of Law or more than One Impar lance shall be allowed.

Gaoler making false Entries.

Penalty.

XLII. And be it further enacted, That if any Debtor, being thereunto required by any Creditor or Creditors, shall refuse to come to the Lodge of the Prison in which any such Prisoner shall be confined, or when come to such Lodge shall refuse to discover and declare the Trade or Occupation and the last Place of Abode or Habitation, to the best of his or her Knowledge or Belief, of the Person or Persons at whose Suit he or she was detained or charged in Custody, without some reasonable Cause being shewn for such Refusal, every such Debtor, on Proof being made thereof before the Justices at any General or Quarter-Session of the Peace or any Adjournment thereof, to be held as aforesaid, shall not have or receive any Benefit or Discharge by or under this Act; any thing herein contained to the contrary thereof in any wise notwithstanding.

Debtors refusing to discover Trade and Abode of Person at whose Suit detained, excluded Benefit of Act.

XLIII. And whereas the next General Quarter-Session of the Peace for the County of *Surrey*, which shall happen after the passing of this Act, may be in the farthest Part of the County, and upwards of Twenty Miles from the Prisons where Debtors are confined; Be it therefore enacted by the Authority aforesaid, That it shall and may be lawful for such Justices as shall be assembled at the General Quarter-Session of the Peace to be holden for the County of *Surrey*, next after the passing of this Act, and they are hereby required forthwith to adjourn the said Session to the Session House in *Horse-monger Lane*, in the Parish of *Newington*, in the said County of *Surrey*, for the Purpose of administering the Oaths required to be taken and subscribed by this Act by the several Gaolers within the said County, and for the Discharge of Prisoners or other Debtors according to the Powers, Limitations and Directions of this Act; and it shall not be lawful for any Justice or Justices of the Peace for the said County of *Surrey*, to issue his or their Warrant or Warrants for the bringing up of any Prisoner or Prisoners in order to his, her or their Discharge under the Provisions of this Act, at

Justices for Surrey may adjourn to Session House in Horse-monger Lane.

any Quarter-Session or Adjourned Session of the Peace, other than such as shall be holden at the Session House in *Horsfonger Lane*, in the Parish of *Newington* aforesaid.

‘ XLIV. And whereas there is but one Common or County Gaol for each of the respective Counties of *York* or *Lincoln*, which said Counties are each of them divided into several Ridings or Divisions, all of which have several Commissions of the Peace; and if the Gaoler of these Gaols be obliged to carry the Debtors, Prisoners therein, to the Quarter-Session of such Riding or Division, the same will be a very great Charge, not only to such Gaoler but also to the Prisoners in these large Counties;’ Be it therefore enacted by the Authority aforesaid, That it shall and may be lawful for Two or more Justices of the Peace for any of the Ridings or Divisions in the respective Counties, (or any other County or Counties where the Prisons are at a Distance from the Place where the Sessions are held) at the Common or County Gaol thereof respectively, or at any other Gaol or Gaols within the said Counties, or at some convenient Place near thereto, and they are hereby required to assemble and meet and to hold Session there by Adjournment from their respective Quarter-Session, from time to time, for the Discharge of the respective Prisoners therein, according to the Powers, Limitations and Directions of this Act.

Justices for York and Lincoln may hold a Session near to County Gaol.

‘ XLV. And whereas the District or Division of *Holland* in the said County of *Lincoln*, is distant near Forty Miles from the said County Gaol, and it is highly inconvenient and expensive for the Justices of the Peace acting for the said Division, to be obliged to travel to the said Gaol, for the sole Purpose of discharging the Prisoners under the Powers by this Act given;’ Be it therefore enacted, That, for the several Purposes aforesaid, the Justices for the said Division or District of *Holland* may adjourn their original Sessions to the County Gaol, or to some Place near thereunto; and it shall and may be lawful for any Two Justices of the Peace acting either for the Parts of *Lindsey*, *Kebsven* or *Holland*, to hold such adjourned Session for the sole Purpose of discharging such Prisoners, Notice of the Adjournment of such original Sessions being given by the Clerk of Sessions to such Justices, and who shall attend there to register the Proceedings of the said Court, so far as the same relate to or affect the Discharge of any Prisoner detained for Debt in the Division of *Holland*, and claiming the Benefit of this Act.

Justices for District of Holland may hold an Adjourned Session.

‘ XLVI. And be it further enacted, That all Debtors and others, who were in Prison on or before the said First Day of *May* One thousand eight hundred and eleven, in any of the Gaols of *England* and *Wales*, and now remain, for not paying their Fees, Rent or other Demands due or claimed as due to the Keeper or Keepers of any Prison respectively, or to any other Officer of such Prison, and upon no other Account, shall be discharged therefrom, he, she or they taking the Oath by this Act required to be taken by Prisoners.

Prisoners in Custody for Prison Fees, discharged.

‘ XLVII. Provided always, and it is hereby further enacted, That this Act shall not extend or be construed to extend to discharge any Prisoner seeking the Benefit of this Act, with respect to any Debt or Penalty with which he or she shall stand charged at the Suit of the Crown, or of any Person for any Offence committed against any Act or Acts of Parliament relative to His Majesty’s Revenues of

Act not to extend to Debtors of the Crown or such Offenders, unless Treasury consent.

of Customs, Excise, Stamps or Salt Duties, or any of them, or any Branches of the Public Revenue, or at the Suit of any Sheriff or other public Officer upon any Bail Bond entered into for the Appearance of any Person prosecuted for any Offence committed against any Act or Acts of Parliament relative to His Majesty's said Revenues of Customs, Excise, Stamps or Salt Duties, or any other Branches of Public Revenue, unless any Three of the Lords Commissioners of His Majesty's Treasury for the time being shall certify their Consent, under their Hands, to the said Justices at their said Session or Adjournment thereof, for the Discharge of such Prisoner as aforesaid.

XLVIII. And whereas under former Acts Creditors have been put to great Expence and Trouble in attending every Session and Adjournment, during the whole Continuance of this Act (a), to oppose the Discharge of Debtors clearly excluded from any Benefit under the said respective Acts, but who, after having been before one Session and refused a Discharge, gave fresh Notices for each subsequent Session and Adjournment of their intended Application to be discharged, with the sole View of harassing and subjecting to Inconvenience their Creditors; To remedy which, be it further enacted by the Authority aforesaid, That in all cases whatever, the Determination of the Justices in Session or Adjournment shall be final to all Intents and Purposes, unless the Debtor shall get rid of the Objection or Objections for which they refused his Discharge; and that the same may be clear and certain, the Justices are hereby required to state the Objections why such Debtor's Discharge is refused by them; and in all cases whatever, it shall and may be lawful to and for the Justices, at some one subsequent Session within the Space of Twelve Calendar Months after he shall have been so remanded, upon Application of the Prisoner, and due Proof on Oath or otherwise to the Satisfaction of the Justices in Session or Adjournment, of such Objection or Objections being removed, and on Proof of Notice served at least Twenty Days previous to such Application on the Creditor or Creditors who before opposed his Discharge, and of Notice likewise inserted in the *London Gazette* in manner before directed by this Act, to order such Prisoner to be brought before them, and if they shall then be of Opinion that the said Debtor is entitled to the Benefit of this Act, to adjudge him or her to be entitled thereto, and, if a Prisoner, to order him or her to be discharged, he or she taking the Oath, and in all other respects conforming to the Directions of this Act. (a) [*So in the Original Act.*]

Determination of Justices final, unless Debtor gets rid of Objections to Discharge.

XLIX. And whereas it may happen that several Persons who may claim and be entitled to the Benefit of this Act, are seized of an Estate Tail in some Freehold Lands, Tenements or Hereditaments, which Entail, with the Remainders thereon expectant, they have by Law Power to defeat and bar, either by levying a Fine or Fines, suffering a Common Recovery or Common Recoveries whereby the said Freehold Lands, Tenements and Hereditaments of such Person or Persons would be liable to the Payment of their Debts, and be delivered up according to the Terms of this Act, for the Benefit of their Creditors; Be it therefore further enacted, That in every such case such Person or Persons so seized as aforesaid, and who shall be entitled to and claim the Benefit of this Act,

Estates of which Prisoners are

seised in Tail,
delivered up to
Creditors.

shall to all Intents and Purposes whatsoever in Law be deemed and taken, and is and are hereby declared to be seised of such Lands, Tenements and Hereditaments in Fee, and the same shall be delivered up to such Creditor or Creditors of every such Prisoner in the same manner as if such Person or Persons had actually levied a Fine, suffered a Common Recovery or Common Recoveries, and thereby had become seised in Fee; any Law or Construction of Law to the contrary thereof in any wise notwithstanding.

‘ L. And whereas many Persons who may be entitled to and claim
‘ the Benefit of this Act have been great Dealers, or otherwise en-
‘ gaged in large Transactions, whereby they may be entitled to sundry
‘ and great Debts and Demands of various and intricate Natures,
‘ and they may be entitled to Equities of Redemption of Estates
‘ subject and liable to Mortgages, Judgments or other Incumbrances,
‘ or to Reversions, Remainders, or other contingent Estates, Lands,
‘ Tenements or Hereditaments, or to other Trusts or Interests in
‘ Estates both Real and Personal, which may not be sufficiently
‘ described or discovered in the Schedule or Inventory before directed
‘ to be delivered in upon Oath by the Prisoner to be discharged as
‘ aforesaid, or which may want his Aid and Assistance to adjust,
‘ make out, recover or manage for the Benefit of his Creditors;’ Be
it therefore enacted, by the Authority aforesaid, That it shall and may be lawful to and for the respective Assignees of the Estate and Effects of such Debtor or Debtors who shall obtain his, her or their Discharge in pursuance of this Act, or any other Person or Persons duly authorized by them for that Purpose, from time to time to apply to any Two or more of the Justices of the Peace for the County, City, Town, Place or Liberty where such Debtor or Debtors shall be then residing, thereby desiring that such Debtor or Debtors may be further examined as to any Matters and Things relating to his, her or their Estate or Effects; whereupon such Justices shall send for or call before them such Debtor or Debtors by such Warrant, Summons, Ways or Means as they shall think fit, and upon such Debtor’s appearing, shall examine him, her or them, as well upon Oath or otherwise, as to such Matters and Things as such Assignee shall desire, relating to the Estate and Effects of such Debtor or Debtors; and if any Debtor or Debtors, on Payment or Tender of Payment of such reasonable Charges as such Justices shall judge sufficient, shall neglect or refuse to come or appear, not having a lawful Excuse, allowed by such Justices, or being come before them shall refuse to be sworn or to answer such Questions as by such Justices shall be put to him, her or them relating to the Discovery of his, her or their Estate or Effects so vested or intended to be vested in such Clerk of the Peace, Town Clerk or other Officer acting as Clerk of the Peace of (a) such Assignees as aforesaid, then it shall and may be lawful to and for such Justices by Warrant under their Hands and Seals to apprehend such Debtor or Debtors so offending as aforesaid, and him, her or them to commit to the Common Gaol, there to remain without Bail or Mainprize until such time as he, she or they shall submit him, her or themselves to such Justices, and answer upon Oath to all such lawful Questions as shall by such Justices be put to him, her or them, for the Purposes aforesaid. (a) [So in the Original Act.]

Assignees may
apply for further
Examination of
Debtors to Two
Justices.

LI. Provided always, and be it enacted, That notwithstanding the Discharge of any Debtor or Debtors by virtue of this Act, if it shall hereafter appear that the same was obtained fraudulently, or that any Part of the Oath taken by any such Debtor was not true, then and in every such case every such Discharge shall be void and of no Effect.

Fraudulent Discharges void.

LII. And be it further enacted, That it shall and may be lawful at all times hereafter, for any Assignee or Assignees of the Estate or Effects of any Debtor or Debtors, who shall be chosen in pursuance of this Act, by and with the Consent of the major Part in Value of the Creditors of such Debtor or Debtors who shall be present at a Meeting to be had on Twenty one Days' Notice being previously given for the Purpose hereafter mentioned, in the *London Gazette*, if the Debtor was in Custody in *London*, or within the Weekly Bills of Mortality, and if not, then also in some Newspaper which shall be published in the County, City or Place in or near which such Person or Persons shall have been in Gaol, to make Compositions with any Person or Persons or Accountants to such Debtor or Debtors, where the same shall appear necessary or reasonable, and to take such reasonable Part of any such Debt as can upon any such Composition be gotten, in full Discharge of such Debts and Accounts; and also to submit any Difference or Dispute between such Assignee or Assignees and any Person or Persons for or on account or by reason of any Matter, Cause or Thing relating to the Estate and Effects of such Debtor or Debtors; and every such Assignee or Assignees is and are hereby indemnified for what they shall fairly do in the Premises in pursuance of this Act.

Assignees, with Consent of Majority in Value of Creditors, may compound Debts and submit Disputes to Arbitration.

LIII. And whereas Provision ought to be made as to what should become of the Estate and Effects of any Debtor or Debtors not got in, obtained or recovered by any Assignee or Assignees at the Time of his or their Death or Deaths, and whose Heir or Heirs, Executors, Administrators and Assigns refuse to act or meddle therein; To remedy which, be it enacted, That in all such cases it shall and may be lawful to and for the Creditors of every such Debtor or Debtors to chuse a new Assignee or Assignees, and to obtain a new Assignment from the Clerk of the Peace or his Deputy, Town Clerk or other Officer acting as Clerk of the Peace pursuant to the Order of the Justices, and which said Order the said Justices are hereby required and empowered to direct (on due Proof on Oath being made to them of the Death of such former Assignee or Assignees, and Refusal of his or their Heirs, Executors, Administrators and Assigns to act or meddle therein) and the said Clerk of the Peace or his Deputy, Town Clerk or other Officer acting as Clerk of the Peace, hereby conforming to all Orders and Directions made by this Act relative to them or any of them, and to be liable to all such Pains and Penalties as are inflicted on them or any of them by this Act for Disobedience in any Part thereof or Neglect of Duty whatever; and in case any such Assignee or Assignees shall die, and his Heirs, Executors, Administrators or Assigns shall refuse to act, that then and in such case it shall be lawful for such Justices of the Peace to appoint a new Assignee or Assignees with like Powers and Authorities as are given by this Act; and the said Justices shall have Power in a summary way to oblige

If Assignees die, others may be chosen.

the Heirs, Executors, Administrators and Assigns of such Assignee or Assignees to account for and deliver up all such Estate and Effects as shall remain in his or their Hands, to be applied for the Purposes of this Act.

Courts or Com-
plaint may re-
move Assignees.

LIV. And, to the Intent and Purpose that the Estate and Effects of such Debtor or Debtors as shall be discharged by virtue of this Act, may be duly and faithfully applied for the Benefit of his, her or their real Creditors, be it enacted by the Authority aforesaid, That it shall and may be lawful to and for the respective Courts at *Westminster*, and the Courts of Great Sessions in *Wales*, and the Counties Palatine of *Chester*, *Lancaster* and *Durham* respectively, from whence any Process issued upon which any such Debtor or Debtors was or were committed, or where the Process issued out of any other Court, to and for the Judges of the Court of King's Bench, Common Pleas and Exchequer, or of Great Sessions, or Counties Palatine aforesaid, within their respective Jurisdictions, or any one of them, from time to time upon the Petition of any such Debtor, or the Creditor or Creditors of such Debtor, complaining of any Insufficiency, Fraud or Mischonduct of any Assignee or Assignees of the Estate or Effects of any such Debtor or Debtors, to summon all Parties concerned, and upon hearing the Parties concerned therein to make and give such Orders and Directions therein, either for the Removal of such Assignee or Assignees, and appointing any new Assignee or Assignees in the Place of such Assignee or Assignees so to be removed, and for the prudent, just and equitable Management or Distribution of the Estate and Effects of any such Debtor, for the Benefit of the respective Creditors, as the said Courts or Judges respectively shall think fit; and in case of the Removal of any Assignee or Assignees, and the appointing of any new Assignee or Assignees, the Estate and Effects of such Debtor or Debtors shall from thenceforth be divested out of the Assignee or Assignees so removed, and be vested in and delivered over to such new Assignee or Assignees, in the same manner and for the same Intents and Purposes as the same were before vested in the Assignee or Assignees first chosen; any thing in this Act contained to the contrary notwithstanding.

In cases of mu-
tual Credit Ba-
lance to be stated.

LIV. Provided always, and be it further enacted, That in all Cases where mutual Credit hath been given between any Debtor who shall be discharged in pursuance of this Act and any other Person or Persons, or Bodies Corporate or Politick, before the Delivery of such Schedule or Inventory of the Estate and Effects of such Debtor or Debtors upon Oath as aforesaid, the respective Assignee or Assignees of such Debtor or Debtors is and are hereby authorized and required on his and their Parts to state and allow an Account between them and the other Party or Parties concerned; and nothing more shall be deemed to be vested in such Clerk of the Peace or Town Clerk, or other Officer acting as Clerk of the Peace, or such Assignee or Assignees as aforesaid, as the Estate or Effects of such Debtor or Debtors than what shall appear to be justly due to him, her or them respectively, as and for the Balance of such Accounts when truly stated.

LVI. And whereas great Numbers of poor People have been
' and are now imprisoned for Debt upon Processess issuing out of
' Courts of Conscience; ' it is hereby enacted and declared, That all
such

such Prisoners shall be entitled to have the Benefit of this Act, and be discharged under the same, provided he, she and they conform to the Directions hereinbefore prescribed, touching other Prisoners who shall be discharged by virtue of this Act; and the Keeper or Keepers, Gaoler or Gaolers, of all and every Gaol, Prison or other Place of Confinement, in which any Person or Persons are confined, or charged in Execution with Debts under Process or Processes issuing out of or from such Courts of Conscience, are hereby required to make out and deliver to the Justices assembled at the next Quarter-Session or Adjourned Session of the Peace, a true List or Lists of the Prisoners in their Custody so confined or charged in Execution, in like manner as the Gaolers or Keepers of other Prisons are directed by this Act.

Person: imprisoned by Courts of Conscience entitled to Benefit of Act. Lists to be returned of them to Session.

LVII. And be it further enacted, That in all cases wherein by this Act an Oath is required, the solemn Affirmation of any Person being a Quaker shall and may be accepted and taken in lieu thereof; and every Person making such Affirmation, who shall be convicted of wilful and false Affirmation, shall incur and suffer such and the same Penalties as are inflicted and imposed by this Act upon Persons convicted of wilful and corrupt Perjury.

Affirmation of Quakers taken.

LVIII. And whereas Debtors are frequently, to the Injury of themselves and their Creditors, remanded back to Prison on account of mere Errors or Omissions in point of Form relating to their Notices or the making out of their Schedules, or other Proceedings directed by this Act; it is hereby enacted and declared, That it shall and may be lawful to and for the Justices assembled at such Quarter-Session or Adjournment thereof as aforesaid, to amend such Matters of Form or to supply such Omissions, or to correct such Errors in the said Notices, Schedules or other Proceedings directed by this Act, as shall appear to the said Justices to have arisen from Ignorance or Mistake of the Parties, without remanding back the said Prisoner or Prisoners; any thing hereinbefore contained to the contrary notwithstanding.

Justices may amend Notices and Schedules in Matters of Form.

LIX. And be it further enacted, That in all cases whatsoever the Insolvent, upon his releasing any Interest he or she may have in the Residuum of his or her Estate, shall and may be admitted as a good and sufficient Witness in any Action or Cause to be instituted by his or her Assignee or Assignees for the Recovery of any Debts due to the said Insolvent, in the same manner as a Bankrupt may after obtaining his Certificate.

Insolvent, on releasing his Interest, a good Witness.

LX. And be it further enacted, That nothing herein contained shall be deemed or taken to discharge the future Estate or Effects, Real or Personal, of any Person or Persons discharged under this Act, whether such Person or Persons shall or shall not have been charged in Execution of or from the Payment of any Debts, Damages, Costs, Sum or Sums of Money due, owing or demandable from any such Person or Persons, or in respect of which any such Person or Persons was or were in Custody; and all and every Person or Persons entitled to receive or be paid any such Debt, Damages, Costs, Sum or Sums of Money, shall have all such and the like Remedies in Law or Equity against such future Estate and Effects, other than and except the necessary Apparel and Bedding of such Person or Persons and their Family, and the necessary Tools for

Future Estates of Debtors discharged under this Act liable.

for his, her or their Trade and Occupation, not exceeding the Value of Forty Pounds, but not against the Person of the Party for Payment thereof, as he, she or they might have had if this Act had not been made; and in any case in which the Payment or Recovery of such Demands or Sums of Money could, before the passing of this Act, have been enforced only by Commitment, either on the Ground of Contempt or otherwise, of the Persons liable thereto, the Party interested therein shall be and is hereby enabled to sue the Person or Persons who ought to have paid the same for what shall remain unsatisfied thereof, in like manner as if the Sum remaining unsatisfied had been Money lent and advanced by or Money had and received for the Use of the Person having such Demand, but shall be entitled to recover or have Execution out of or against such future Estates and Effects only, and shall not be entitled to arrest or take in Execution the Party against whom such Demand shall be enforced.

What Persons
not entitled to
Relief.

LXI. Provided always, and be it further enacted, That no Person who shall have taken the Benefit of any Act heretofore passed for the Relief of Insolvent Debtors, within the Space of Five Years last past, shall have or receive any Benefit or Advantage of or under this Act, nor be deemed to be within the Intent and Meaning thereof, so as to be discharged under the same; any thing hereinbefore contained to the contrary thereof notwithstanding.

Bankrupts, how
far availed by this
Act.

LXII. Provided always, and be it further enacted, That no Prisoner against whom any Commission of Bankrupt shall have issued and shall remain in force, and who shall not have obtained a Certificate of his or her Conformity to the several Statutes concerning Bankrupts under such Commission duly allowed, shall be discharged by virtue of this Act from any Debt which shall have been or may be proved under such Commission, unless such Commission shall have issued, and such Bankrupt shall have duly surrendered himself or herself to the Commissioners, or the major Part of them named in the said Commission, Two Years at the least before the passing of this Act, and shall in all things have duly conformed himself or herself to the several Statutes concerning Bankrupts; and unless the major Part of the Commissioners named in such Commission shall specially certify, which they are hereby authorized to do if they shall think fit, that such Bankrupt has so duly conformed, and has in their Opinion made a full and fair Disclosure of all his or her Estate or Effects, and in all things conducted himself or herself properly under such Commission; and in all such cases such Bankrupt shall be capable of being discharged in respect of all Debts which cannot be proved under such Commission, in the same manner and upon the same Terms as any other Prisoner may be discharged by virtue of this Act, and shall and may be discharged as to personal Arrest for Debt in respect of all Debts proved or capable of being proved under such Commission; but nevertheless such Bankrupt, and his or her Effects, shall in all other respects whatsoever remain subject to the Laws in force concerning Bankrupts, as he or she would have been if this Act had not been made.

Notices of such
Bankrupts, re-
gulated.

LXIII. Provided always, That in the Notices to be given by such Bankrupt, and the Oath to be taken by him or her according to the Provisions of this Act, such Bankrupt shall be described as a Person against whom a Commission of Bankrupt has issued and is
still

bill in force, and who has not obtained a Certificate of his or her Conformity to the Statutes concerning Bankrupts duly allowed; and such Bankrupt, instead of swearing to the Truth of a Schedule of his or her Estate or Effects, shall swear that he or she has made a full Disclosure of his or her Effects under the said Commission, and that he or she has no Estate or Effects which can be vested in an Assignee under this Act, all the Estate and Effects of such Bankrupt being vested in the Assignee or Assignees under such Commission by virtue of such Commission, and the Assignment made in pursuance thereof.

LXIV. Provided always, That in case such Commission shall at any time thereafter be superseded, then and in such case the Discharge which shall be obtained by virtue of this Act shall be null and void.

When Commission is superseded, Discharge void.

[See as to Ireland, c. 123. ante.]

C A P. CXXVI.

An Act to extend an Act made in the Eighteenth Year of His late Majesty King George the Second, to explain and amend the Laws touching the Elections of Knights of the Shire to serve in Parliament for *England*, respecting the Expences of Hustings and Poll Clerks, so far as regards the City of *Westminster*.

[9th July 1811.]

WHEREAS by an Act passed in the Eighteenth Year of the Reign of His late Majesty King George the Second, intitled, *An Act to explain and amend the Laws, touching the Elections of Knights of the Shire to serve in Parliament for that Part of the United Kingdom called England*, it is, amongst other things, provided, that the Expences of erecting Booths and of engaging Poll Clerks, should be borne and defrayed by the respective Candidate or Candidates at such Elections, in the cases and in manner as in the same Act are more particularly mentioned and provided for: And whereas the Right of Election of Citizens to serve in Parliament for the City and Liberty of *Westminster*, is, by the last Determination of the House of Commons, of the Nineteenth Day of *March* One thousand seven hundred and ninety five, declared to be in the Inhabitants Householders, paying Scot and Lot, of the United Parishes of *Saint Margaret* and *Saint John*, and of the several Parishes of *Saint Paul Covent Garden*, *Saint Anne*, *Saint James*, *Saint George Hanover Square*, *Saint Martin in the Fields*, *Saint Clement Danes* and *Saint Mary le Strand*, (including so much and such Parts of the said Parishes of *Saint Martin in the Fields*, *Saint Clement Danes* and *Saint Mary le Strand*, as are within the Liberties, Districts, Limits or Jurisdictions of the Duchy of *Lancaster*) and of the Liberty or District of *Saint Martin le Grand*, in the County of *Middlesex*, and of the Precinct of *The Savoy*: And whereas the Number of Persons entitled to vote under and by virtue of such last Determination, is very considerable, and far exceeding in Number the Voters in many of the Counties of the Kingdom; and there is no convenient public Building within the said City, wherein to hold the Election, and to

18 G. 2. c. 18.

§ 7.

take

' take a Poll in Writing of the Electors, in the Event of the same
 ' being legally demanded: And whereas by reason of the Populou-
 ' ness of the said City, the taking of a Poll in Writing is attended
 ' with considerable Expence, from the Number of Clerks necessarily
 ' employed therein: And whereas Controversies having of late arisen,
 ' as to the Payment of the Expences attending the building of a
 ' convenient Booth or Hustings, heretofore usually erected for the
 ' holding of such Election, and of the Expences attending the Clerks
 ' employed in the taking of a Poll, when demanded, it has been
 ' deemed expedient, under the Circumstances aforesaid, to make some
 ' certain Provision for defraying such necessary Expences by ex-
 ' tending the Directions and Provisions of the said Act in that Be-
 ' half to the Election of Citizens to serve in Parliament for the City
 ' and Liberty of *Westminster*: Now, to the Intent that a Stop may
 ' in future be put to such Controversies as aforesaid, and the ill
 ' Consequences of the same, and for maintaining good Order and
 ' Uniformity of Proceedings within that populous City and Bo-
 ' rough, which is of great Consequence to the whole Kingdom; Be it therefore enacted by the King'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 at all times from and after the passing of this Act, upon every Election of a Citizen or Citizens to serve for the said City of *Westminster* in Parliament, the Bailiff, or in his Absence his sufficient Deputy, shall appoint, make or erect, or cause to be appointed, made or erected at the Expence of the Candidate or Candidates, a convenient Booth or Place for holding the Election; and the said Bailiff or Deputy shall, in case of a Poll being demanded by any of the Candidates, or any Two or more of the Electors, appoint a convenient Number of Clerks, not exceeding in the Whole the Number of Twenty six, to take the Poll (which said Clerks shall be at the Expence of the Candidates as aforesaid, and be paid not exceeding One Guinea per Day each Clerk); and the said Bailiff or Deputy shall also make out a List of the several Parishes, Districts or Divisions, (not exceeding Eleven in Number in the Whole) into which the said Booth or Polling Places shall be apportioned or allotted, and shall upon Request made deliver a true Copy thereof to any of the Candidates or their Agents who shall desire the same, taking for each of the said Copies the Sum of Two Shillings, and no more.

Booth erected at Expence of Candidates. Poll Clerks appointed by Bailiff at Expence of Candidates.

Cheque Book for every Poll Book.

II. And be it further enacted, That the Bailiff, or in his Absence, his sufficient Deputy, shall, at every such Election, allow a Cheque Book for every Poll Book for each Candidate, to be kept by their respective Inspectors, at the Place where the Poll for such Election shall be taken or carried on.

Bailiff offending, prosecuted.

III. And be it further enacted, That in case any such Bailiff or his Deputy as aforesaid shall wilfully offend against or act contrary to the true Intent and Meaning of this Act, such Bailiff or Deputy shall be liable to be prosecuted, by Information or Indictment, in His Majesty's Court of King's Bench at *Westminster*, in which no *Noli Prosequi* or *Cesset Processus* shall be granted; any Law, Custom or Usage to the contrary thereof in any wise notwithstanding.

IV. And

IV. And be it further enacted, That it shall and may be sufficient for the Plaintiff, in any Action of Debt given by this Act, to set forth in the Declaration or Bill, that the Defendant is indebted to him in the Sum of

Proceedings in
case of Offence
against Act.

and to allege the particular Offence for which the Action or Suit is brought, and that the Defendant hath acted contrary to this Act, without mentioning the Writ of Summons to Parliament, the Precept thereon, or the Return thereto; and it shall be sufficient in any Indictment or Information for any Offence committed contrary to this Act, to allege the particular Offence charged upon the Defendant, and that the Defendant is guilty thereof, without mentioning the Writ of Summons to Parliament, the Precept thereon, or the Return thereto; and upon Trial of any Issue in any such Action, Suit, Indictment or Information, the Plaintiff, Prosecutor or Informer shall not be obliged to prove the Writ of Summons to Parliament, the Precept thereon, or the Return thereto, or any Warrant or Authority to the Bailiff, grounded upon any such Writ of Summons.

V. Provided always, That every Action, Suit, Indictment or Information given by this Act shall be commenced within the Space of Six Calendar Months after the Fact upon which the same is grounded shall have been committed.

Limitation of
Actions.

VI. And be it further enacted, That all the Statutes of Jeofails and Amendments of the Law whatsoever shall and may be construed to extend to all Proceedings in any Action, Suit, Indictment or Information, given or allowed by this Act, or which shall be brought in pursuance thereof.

Statutes of Jeofails, &c. extended to Act.

VII. Provided always, and be it further enacted, That in case the Plaintiff or Informer in any Action, Suit, Indictment or Information given by this Act, shall discontinue the same or be nonsuited, or Judgment be otherwise given against him, then and in any of the said cases the Defendant against whom such Action, Suit or Information shall have been brought, shall recover his Treble Costs.

Treble Costs.

VIII. Provided also, and be it further enacted, That all and every Clauses, Powers, Directions, Provisions, Penalties and Forfeitures mentioned and contained in the several Acts made and now in force, concerning Elections for Cities and Boroughs not herein or hereby specifically altered or otherwise provided for, shall be construed as heretofore to extend to the City and Liberty of *Westminster*, in the same manner as if the same and every of them were severally repeated and re-enacted in the Body of this present Act; any thing herein contained to the contrary thereof in any wise notwithstanding.

Former Acts in
force.

IX. And be it further enacted, That this Act shall continue and be in force from the passing thereof until the First Day of *August* One thousand eight hundred and thirteen.

Continuance of
Act.

C A P. CXXVII.

An Act for making more effectual Provision for preventing the Current Gold Coin of the Realm from being paid or accepted for a greater Value than the current Value of such Coin; for preventing any Note or Bill of the Governor and Company of the Bank of *England* from being received for any smaller Sum than the Sum therein specified; and

for staying Proceedings upon any Distress by Tender of such Notes. [24th July 1811.]

‘**W**HEREAS it is expedient to enact as is hereinafter provided:’ Be it enacted by the King’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 passing of this Act, no Person shall receive or pay for any Gold Coin lawfully current within the Realm, any more in Value, Benefit, Profit or Advantage, than the true lawful Value of such Coin, whether such Value, Benefit, Profit or Advantage, be paid, made or taken in lawful Money, or in any Note or Notes, Bill or Bills of the Governor and Company of the Bank of *England*, or in any Silver Token or Tokens issued by the said Governor and Company, or by any or all of the said means wholly or partly, or by any other means, Device, Shift or Contrivance whatsoever; and every Person who shall offend herein shall be deemed and adjudged guilty of a Misdemeanor.

Current Gold Coin received or paid for more than the true Value.

Misdemeanor.

Notes of Bank not received or paid for less than Amount expressed.

Misdemeanor.

II. And be it further enacted, by the Authority aforesaid, That no Person shall by any Means, Device, Shift or Contrivance whatsoever, receive or pay any Note or Notes, Bill or Bills of the Governor and Company of the Bank of *England*, for less than the Amount of lawful Money expressed therein, and to be thereby made payable, except only lawful Discount on such Note or Bill as shall not be expressed to be payable on Demand; and every Person who shall offend herein shall be deemed and adjudged guilty of a Misdemeanor.

Proceedings by Distress, &c. stayed in case Payment is tendered in Notes of the Bank of *England*, &c.

III. And be it enacted, by the Authority aforesaid, That in case any Person shall proceed by Distress or Poin ding, to recover from any Tenant or other Person liable to such Distress or Poin ding, any Rent or Sum of Money due from such Tenant or other Person, it shall be lawful for such Tenant or other Person, in every such case to tender Notes of the Governor and Company of the Bank of *England*, expressed to be payable on Demand, to the Amount of such Rent or Sum so due, either alone or together with a sufficient Sum of lawful Money, to the Person on whose Behalf such Distress or Poin ding is made, or to the Officer or Person making such Distress or Poin ding on his Behalf; and in case such Tender shall be accepted, or in case such Tender shall be made and refused, the Goods taken in such Distress or Poin ding shall be forthwith returned to the Party distrained upon, or against whom such Poin ding shall have been used, unless the Party distraining or poin ding and refusing to accept such Tender shall insist that a greater Sum is due than the Sum so tendered, and in such case the Parties shall proceed as usual in such Cases; but if it shall appear that no more was due than the Sum so tendered, then the Party who tendered such Sum shall be entitled to the Coists of all subsequent Proceedings: Provided always, that the Person to whom such Rent or Sum of Money is due shall have and be entitled to all such other Remedies for the Recovery thereof, exclusive of Distress or Poin ding, as such Person had or was entitled to at the time of making such Distress or Poin ding, if such Person shall not think proper to accept such Tender so made as aforesaid: Provided also, that nothing herein

Provido.

Provido.

ontained shall affect the Right of any Tenant, or other such Person as aforesaid having Right to replevy or recover the Goods so taken in Distress or Pounding, in case, without making such Tender as aforesaid, he shall so think fit.

IV. Provided always, and be it enacted, That every Person who shall commit in *Scotland* any Offence against this Act, which by the Provisions thereof is constituted a Misdemeanor, shall be liable to be punished by Fine and Imprisonment, or by one or the other of the said Punishments as the Judge or Judges before whom such Offender shall be tried and convicted may direct. Offences in Scotland.

V. Provided always, That nothing in this Act contained shall extend to *Ireland*.

VI. Provided always, and be it further enacted, That this Act shall continue and be in force to and until the Twenty fifth Day of *March* One thousand eight hundred and twelve, and no longer. Continuance of Act.

C A P. CXXVIII.

An Act to explain an Act passed in this present Session of Parliament, intituled, *An Act to permit the Interchange of the British and Irish Militias respectively.* [24th July 1811.]

WHEREAS an Act passed in the present Session of Parliament, intituled, *An Act to allow a certain Proportion of the Militia of Great Britain to enlist annually into the Regular Forces; and to provide for the gradual Reduction of the said Militia,* whereby it was, amongst other things, enacted, that the Allowance to Wives and Families of Militia Men enrolled after the said Act should be confined to the Wives and Families of ballotted Men only: And whereas an Act passed in the present Session of Parliament, intituled, *An Act to permit the Interchange of the British and Irish Militias respectively:* And whereas Doubts have arisen as to whether Substitutes and Volunteers enrolled before the passing of the said first recited Act, and whose Wives and Families are or may be entitled to Allowances, would, after volunteering to serve under the said last recited Act in *Ireland*, continue to be entitled to claim such Allowances for their Wives and Families, and it is expedient that such Doubts should be removed: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 nothing in the said last recited Act of this Session of Parliament contained shall extend or be construed to extend to deprive any Men enrolled in the Militia, or the Wives or Families of any Men enrolled in the Militia before the passing of the said first recited Act, of any Claim to demand, have and receive the Allowances and Provisions to which they are or may be entitled under the Acts relating to the Militia, by reason of any such Men volunteering to serve in *Ireland*; any thing in the said recited Act contained to the contrary notwithstanding. 51 G. 3. c. 20.
§ 20.
51 G. 3. c. 118.
Volunteering to serve in Ireland not to deprive Militia Men or Families, from receiving established Allowances and Provisions.

LOCAL AND PERSONAL ACTS

TO BE JUDICIALLY NOTICED;

OR PRINTED COPIES WHEREOF ARE DECLARED TO BE EVIDENCE.

N. B.—The Continuance of such of the following Acts as are temporary will be known (where it is not expressly stated) by referring to the following List, according to the corresponding Letter in the Title.

- (a) For 21 Years, &c. [i. e. to the End of the next Session] from a Day named in the Act.
- (b) For 21 Years, &c. from the passing of the Act.
- (c) For 21 Years, &c. after the End of the Term under former Acts.

All Acts in this List, not distinguished by the Letters (Q. P.) are PUBLICK ACTS; to each of which is annexed a Clause in the Form following:

“ And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices and others; without being specially pleaded.”

(Q. P.) Quasi Publick Acts, i. e. Acts to each of which is annexed a Clause in the Form following:

“ And be it further enacted, That this Act shall be printed by the Printer to the King’s Most Excellent Majesty, and a Copy thereof, so printed, shall be admitted as Evidence thereof by all Judges, Justices and others.”

Cap. i.

- 30 G. 3. c. 79. An Act for enlarging the Powers of an Act of His present Majesty for rebuilding the Parish Church of *East Grinstead*, in the County of *Suffen*. [8th March 1811.]

Cap. ii.

- 17 G. 2. c. 43.
9 G. 3. c. 52.
32 G. 3. c. 134.
repealed. An Act for more effectually repairing the Road from the Sessions House in the Town of *Buckingham*, to *Hanwell*, in the County of *Oxford*. (a) [22d March 1811.]
[Double Tolls on Sunday.]

Cap. iii.

- 20 G. 2. c. 13.
8 G. 3. c. 42.
29 G. 3. c. 80. An Act to continue the Term and enlarge the Powers of Three Acts of the Twentieth Year of His late Majesty, and the Eighth and Twenty ninth Years of His present Majesty, for repairing the Road from *Sunderland near the Sea* to the City of *Durham*. (c) [22d March 1811.]
[Additional Trustees. Former Tolls to cease, and new Tolls granted.]

Cap. iv.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing and widening the Road from *Beverley* to the Ferry at *Hesle*, and from the *Malton* Guide Post to the Gravel Pit at *Cottingham*, in the County of *York*. (c)
 9 G. 3. c. 79.
 14 G. 3. c. 117.
 [22d March 1811.]

Cap. v.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Odiham*, in the County of *Southampton*, to *Farnham*, in the County of *Surrey*. (c)
 29 G. 3. c. 89.
 [22d March 1811.]

Former Tolls to cease, and new Tolls granted. Additional Tolls on Sunday.

Cap. vi.

An Act for continuing and amending an Act of His present Majesty, for repairing the Road from *Bishop Wearmouth* to *Norton*, in the County of *Durham*. (a)
 27 G. 3. c. 81.
 [22d March 1811.]

Cap. vii.

An Act for inclosing Lands in the Hamlet of *Rangeworsby*, in the Parish of *Thorbury*, in the County of *Gloucester*. (q. P.)
 [22d March 1811.]

Cap. viii.

An Act for lighting, watching and improving the Streets and other public Passages within the Town of *Ware*, in the County of *Hertford*,
 [25th March 1811.]

Cap. ix.

An Act for better paving, lighting, cleaning, watching and other wise improving the Town of *Bury Saint Edmund's*, in the County of *Suffolk*,
 [4th April 1811.]

Cap. x.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from the Bridge on the Old River at *Barton* to *Brandon* Bridge, in the County of *Suffolk*. (c)
 10 G. 3. c. 65.
 29 G. 3. c. 94.
 [4th April 1811.]
 [Additional Trustees, Former Tolls repealed, and new Tolls granted.]

Cap. xi.

An Act for enabling the Company of Proprietors of the *Croydon* Canal to raise Money * to complete the said Canal and Works; and for amending the former Acts passed relative thereto.
 41 G. 3. (U.K.)
 c. cxxii.
 48 G. 3. c. xviii.
 * [80,000.] [4th April 1811.]

Cap. xii.

An Act for continuing the Term, and altering and amending the Powers of Two Acts of His present Majesty, for repairing the Road from *Golden Grove* Park to the Turnpike Road leading from the new Bridge to the *Lime Kilns*, and other Roads in the said
 32 G. 3. c. 156.
 41 G. 3. (U.K.)
 c. v.
 F f 3 Acts

Acts mentioned, in the County of *Carmarthen*; and for making Two new Branches of Road to communicate with the said Roads. (a)

[4th April 1811.]

[Former Tolls to cease, and new Tolls granted. Double Tolls on Sunday.]

Cap. xiii.

35 G. 3. c. 142. An Act for enlarging the Term* and Powers of an Act of His present Majesty, for repairing the Road from *Hyde Park Corner* to *Counter's Bridge*, and certain other Roads in the County of *Middlesex*.

[4th April 1811.]

[* For 14 Years, &c.]

[Former Tolls to cease, and new Tolls granted. Collectors of Sunday Tolls under 5 G. 3. c. 13. and 50 G. 3. c. xxviii. to cause their Christian and Surnames with the Words "Sunday Toll" to be painted on a Board, and hung up in Front of Toll House.]

Cap. xiv.

24 G. 2. c. 25. An Act for altering and enlarging the Powers of so much of an Act of His late Majesty, for making a Road for the Passage of Troops and Carriages, from the City of *Carlisle* to the Town of *Newcastle upon Tyne*, as relates to the County of *Cumberland*.

[4th April 1811.]

[Additional Trustees. Former Tolls to cease, and new Tolls granted.]

Cap. xv.

An Act for widening and improving the Street called the *Netbergate*, in the Burgh of *Dundee*, in the County of *Forfar*.

[4th April 1811.]

Cap. xvi.

10 G. 3. c. 85.
31 G. 3. c. 112. An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing the Roads from the South Gate of *King's Lynn*, into the Parishes of *East Walton*, *Narborough*, *Stake Ferry* and *Downham Market*, in the County of *Norfolk*. (c)

[4th April 1811.]

Cap. xvii.

10 G. 3. c. 86.
31 G. 3. c. 113. An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing the Roads from the East Gate of *King's Lynn*, to the North End of *Babingley Lane*, and to extend the Road from thence to *Darsingham*, in the County of *Norfolk*. (c)

[4th April 1811.]

Cap. xviii.

31 G. 3. c. 107.
32 G. 3. c. 120.
39 G. 3. c. 21v. An Act for altering and enlarging the Powers of several Acts for making and repairing the Roads from *Livingstone*, by the Kirk of *Shotts*, to the City of *Glasgow*, and other Roads and Bridges therein mentioned. (b)

[4th April 1811.]

[Former Tolls to cease, and new Tolls granted.]

Cap. xix.

An Act for repairing the Road leading from *Shankhill* in the County of *Kilkenny*, to the City of *Waterford*. (a)

[4th April 1811.]

Cap.

Cap. xx.

An Act for altering and enlarging the Powers of Three Acts of His present Majesty, for making and repairing the Roads from the New Bridge over the Water of *Almond*, on the Confines of the Counties of *Edinburgh* and *Linlithgow*, by the Town of *Batgate* to *Bailieson*, in the County of *Lanark*, and several other Roads mentioned in the said Acts. [4th April 1811.]

32 G. 3. c. 120.
35 G. 3. c. 150.
38 G. 3. c. xxxvi.

[Former Tolls to cease, and new Tolls granted. For Term under former Acts.]

Cap. xxi.

An Act for inclosing Lands in the Parish of *Whickham*, in the County of *Durham*. (q. P.) [4th April 1811.]

Cap. xxii.

An Act for inclosing Lands in the Parish of *Barnham Broom*, and Parish or Hamlet of *Bickerstone*, in the County of *Norfolk*. (q. P.) [4th April 1811.]

Cap. xxiii.

An Act for inclosing Lands in the Parish of *Finchley*, in the County of *Middlesex*. (q. P.) [4th April 1811.]
"Allotment and Compensation for Tithes. § 27.

Cap. xxiv.

An Act for inclosing and exonerating from Tythes, Lands in the Townships of *Lune*, *Holwick* and *Romaldkirk*, in the North Riding of the County of *York*. (q. P.) [4th April 1811.]

Cap. xxv.

An Act for inclosing certain Lands in the Hamlets of *Chadlington West*, *Chadlington East* and *Chilson*, in the Parish of *Charlbury*, in the County of *Oxford*. (q. P.) [4th April 1811.]
"Allotment and Compensation for Titbes. § 26. 29.

Cap. xxvi.

An Act for inclosing Lands in the Parish of *Bywell Saint Peter*, in the County of *Northumberland*. (q. P.) [4th April 1811.]

Cap. xxvii.

An Act to continue and amend an Act of His present Majesty, for repairing the Road from *Norwich* to *Aylsham*, in the County of *Norfolk*; and to make and maintain the Road from *Aylsham* to *Cromer*, and Part of the Road leading towards *Wolterton*, branching off from the *Cromer* Road, to the *Eagle* Inn in *Erpingham*, in the said County. (a) [11th April 1811.]

34 G. 3. c. 114.

[Additional Trustees. Former Tolls repealed, and new Tolls granted.]

Cap. xxviii.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Dudley* to the *New Inn*, *Pattingham*, and also the Road from *Sbut End*, to join the *Wolverhampton*

30 G. 3. c. 102.

verhampton Turnpike Road, in the Counties of *Worcester, Stafford and Salop.* (b) [11th April 1811.]

[Additional Trustees. Former Tolls to cease, and new Tolls granted. Double Tolls on Sunday.]

Cap. xxix.

10 G. 1. c. 9.
16 G. 2. c. 19.
9 G. 3. c. 63.
27 G. 3. c. 69.

An Act for enlarging the Term and Powers of several Acts for repairing the Road from *Harlow Bush* Common, in the Parish of *Harlow*, to *Woodford*, in the County of *Essex*, and the Road from *Epping*, through the Parishes of *Northwold, Bassett, Bobbingworth, High Ongar, Chipping Ongar and Shelley*, to the *Four Want Way*, in the Parish of *Shelley*, and from thence through the Parishes of *High Ongar and Norton Mandeville*, to the Parish of *Writtle*, in the said County. (c) [11th April 1811.]

[New Trustees. Additional Tolls.]

Cap. xxx.

An Act for inclosing Lands in the Parishes of *Hatfield, Thorne and Fitzblake*, in the Manor of *Hatfield*, in the West Riding of the County of *York*. (q P.) [11th April 1811.]

“ Allotment and Compensation for Tithes. § 26.

Cap. xxxi.

An Act for amending the Road from *Barton Bridge* into the *Machester and Altrincham* Turnpike Road; and also a Branch thereof, into the said Turnpike Road; all in the County of *Lancaster*. (b) [6th May 1811.]

Cap. xxxii.

An Act for better assessing and collecting the Poor and other Rates in the Parish of *Christ Church* in the County of *Surrey*; for better regulating the Poor thereof; and for cleaning, watching, lighting and otherwise improving the Streets, Lanes and other Public Passages and Places in the said Parish, and for other Purposes relating thereto. [6th May 1811.]

Cap. xxxiii.

An Act for erecting and maintaining a Harbour, and Works connected therewith, at *Dunyre*, in the County of *Ayr*. [6th May 1811.]

Cap. xxxiv.

An Act for paving, lighting and cleaning the City of *Perth*, and for maintaining Police and good Order within the said City. [6th May 1811.]

Cap. xxxv.

An Act for widening, paving, improving and keeping in Repair the Streets, Lanes and other Passages in the Royal Burgh of *Kirkcaldy*, in the County of *Fife*, for the better supplying the Inhabitants thereof with Water; and for other Purposes of Utility to the said Burgh. [6th May 1811.]

Cap. xxxvi.

26 G. 3. l.)
c. 14.

An Act to amend an Act made in the Parliament of *Ireland*, in the Twenty sixth Year of His present Majesty, for making and repairing

ing Public Roads in the County of *Dublin*, with respect to the Roads within those Parts of the Baronies of *Uppercross* and *Newcastle*, which are situate on the South East Side of the great Turnpike Road leading from *Dublin* to *Cork*, by *Rathcoole* and *Naa*.
[6th May 1811.]

Cap. xxxvii.

An Act for continuing several Acts for laying a Duty of Two Pennies Scots, or One Sixth Part of a Penny Sterling, on every Pint of Ale, Beer or Porter, that shall be vended or sold within the Town of *Dumfries* and Privileges thereof. (b)
[6th May 1811.]

Cap. xxxviii.

An Act for building and maintaining a Bridge over the Water of *Doon*, which runs between the Parishes of *Ayr* and *Maybole*, in the County of *Ayr*.
[6th May 1811.]

“ Trustees under 45 G. 3. c. xxviii. to be Trustees for building Bridge
“ under this Act. To continue during 45 G. 3.

Cap. xxxix.

An Act for building a Bridge over the River *Northesk* near the Village of *Marykirk*, in the County of *Kincardine*.
[6th May 1811.]

Cap. xl.

An Act for more effectually repairing certain Roads in the County of *Berwick*, and for building a Bridge over the River *Whitadder*, in the said County. (b)
[6th May 1811.]

Cap. xli.

An Act to continue and enlarge the Term and Powers of Two Acts of His present Majesty, for repairing the Road leading from *Berwick upon Tweed*, by *Ayton Bridge*, to *Dunglas Bridge*; and the Roads from *Billie Causeway* and *Preston Bridge*, to join the said Road at or near *Cockburnspath Tower*, in the County of *Berwick*. (b)
[6th May 1811.]

[Former Tolls repealed, and new Tolls granted.]

Cap. xlii.

An Act for enlarging the Term and Powers of several Acts of His present Majesty, for making and maintaining the Roads communicating with the *West India* and *East India* Docks, and for repairing the *Cannon Street* Road, and for making and maintaining a new Road to *Barking*, and a Road from the *Romford* and *Whitechapel* Road to *Tilbury Fort*, in the Counties of *Middlesex* and *Essex*. (b)
[6th May 1811.]

Cap. xliii.

An Act for improving the Navigation from the *Hythe* at *Colchester* to *Wivenhoe* in the County of *Essex*; and for better paving, lighting, watching, cleansing and improving the said Town of *Colchester*.
[6th May 1811.]

Cap. repealed.

3 G. 1. c. 6.
10 G. 2. c. 7.
2 G. 3. c. 55.
27 G. 3. c. 57.

32 G. 3. c. 149.
as to Roads
authorized to be
made Turnpike
only, repealed.

27 G. 3. c. 89.
45 G. 3. c. 11.

42 G. 3. c. cl.
44 G. 3. c. xxxvii.
46 G. 3. c. cxv.
49 G. 3. c. clxxii.

9 & 10 W. 3.
c. 19.
5 G. 1. c. 31.
13 G. 2. c. 30.
23 G. 2. c. 19.
21 G. 3. c. 30.

Cap. xliv.

An Act for making and maintaining a Road from the *Wem* and *Whitchurch* Road, to the *Sandford* and *Hodnet* Road, both in the County of *Salop.* (b) [6th May 1811.]

Cap. xlv.

10 G. 3. c. 78.
31 G. 3. c. 100. An Act to continue and amend Two Acts of His present Majesty for repairing several Roads leading from the *Bell*, in *Stoke Ferry*, in the County of *Norfolk*, and the Road from *Methwold Warren House* to a Place called the *Devil's Ditch*, in the said County. (c) [6th May 1811.]

[Former Tolls to cease, and new Tolls granted.]

Cap. xlvi.

8 G. 3. c. 61.
30 G. 3. c. 106. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Abingdon* to *Swinford*, in the County of *Berks.* (b) [6th May 1811.]

[Additional Trustees.]

Cap. xlvii.

11 G. 3. c. 94.
31 G. 3. c. 104. An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Vinehall*, in the County of *Suffex*, to *Cripps's Corner*, and from thence to *Staple-croft*, and from *Cripps's Corner* to the Town of *Rye*, in the said County. (c) [6th May 1811.]

[Additional Trustees. Former Tolls to cease, and new Tolls granted.]

Cap. xlviii.

31 G. 2. c. 49.
7 G. 3. c. 62.
41 G. 3. (U. K.)
c. xxvi. repealed. An Act for repairing and improving the Roads leading to and from *Tiverton*, in the County of *Devon.* (b) [6th May 1811.]

[Additional Tolls on Sunday, except on Waggon.]

Cap. xlix.

An Act for regulating the Rates and Charges to be received by the *London Dock Company*, upon Wines and Spirits landed and warehoused in the *London Docks.* [6th May 1811.]

39 & 40 G. 3.
c. xlvii. ' WHEREAS an Act passed in the Fortieth Year of the Reign
' of His present Majesty, intituled, *An Act for making Wet*
' *Docks, Basins, Cuts, and other Works, for the greater Accommodation*
' *and Security of Shipping, Commerce and Revenue, within the Port of*
' *London*: And whereas the *London Dock Company*, established by
' the said Act, have, under the Provisions thereof, and of divers other
' Acts of Parliament passed since the said Act, for extending, enlarg-
' ing, altering and amending the Powers of the said Act, made and
' erected extensive and commodious Wet Docks, Basins, Cuts and
' other Works and Warehouses, for the Accommodation and Secu-
' rity of Shipping, Commerce and Revenue, within the Port of
' *London*: And whereas, under the Authority of an Act, passed in
' the Forty third Year of the Reign of His present Majesty, for
' permitting certain Goods imported into *Great Britain*, to be se-
' cured in Warehouses, without Payment of Duty, and another Act,
' passed

passed in the Forty fourth Year of the Reign of His present Majesty, for warehousing Goods within the Limits of the Docks so made by the *London Dock Company*, and for making Regulations relating to the said Docks, very large Quantities of Wines and Spirits have been landed, deposited and secured, in the said Docks, for the Benefit of the Revenue, and of the Importers and Owners of the said Goods: And whereas Disputes have from time to time arisen on the subject of the Charges to be made by the *London Dock Company*, in respect of such Wines and Spirits, for Landing, Wharfage, Warehousing, Care and Custody thereof, and other incidental Charges; and it is essential to the Interests of the *London Dock Company*, and of the Importers and Owners of Wines and Spirits landed and deposited in the said Docks under the Authority of the said Acts, that further and more particular Regulations than are contained in the said Acts, should be made in Relation to the receiving and Care of such Wines and Spirits, and the Charges of the said Company thereon; but the same cannot be accomplished without the Interposition and Aid of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 the said *London Dock Company* shall be allowed and authorized, and are hereby empowered and authorized to charge and demand, and to receive, take and collect, for and upon all Wines and Spirits which from and after the passing of this Act shall be landed and deposited in the said *London Docks*, such Rates and Charges as to the Directors of the said Company, or any Thirteen or more of them, shall from time to time appear reasonable and proper, not exceeding the several Rates and Charges in the Schedules annexed to this Act specified and set forth; and the said Schedules, and all Rules, Regulations, Directions, Provisions, Matters and Things therein contained, shall be deemed and taken to be, and construed as Part of this Act, as fully and effectually to all Intents and Purposes as if the same were severally and separately enacted and contained in the Body of this Act.

44 G. 3. c. 100.

Company authorized to take Rates specified in Schedule, for loading and unloading Wines and Spirits.

II. And be it further enacted, That it shall be lawful for the said Directors of the said Company, or any Thirteen or more of them, from time to time to reduce, alter, vary or discontinue, any of such Rates or Charges; and also, at any time thereafter, from time to time again to revive, raise or advance, all or any of such Rates or Charges in such manner, either in the Whole or in Part, and in such Proportion, and as to such Articles of Charge, as to them shall seem expedient and proper, so as that the said Rates and Charges, when so advanced, shall in no case exceed the several Rates or Charges specified or set forth in the said Schedules to this Act annexed: Provided always, that when any of such Rates or Charges shall be so reduced, altered, varied or discontinued, revived, raised or advanced as aforesaid, a Table and Notice thereof shall be put up at some conspicuous Place at and in the said Docks, so as that the same may at all times, when the said Docks are open, be inspected by all Persons interested therein; any thing in any Act or Acts relating to the said *London Dock Company* to the contrary notwithstanding; and all Rates and Charges contained in the Schedules to this Act annexed,

Company authorized to reduce and revive Rates.

or in any such Tables or Notices as aforesaid, shall be levied and collected, and may be recovered, and shall be received, laid out and applied as the Rates and Charges under the said recited Act passed in the Fortieth Year of His present Majesty's Reign, or any other of the Acts relating to the said Docks, are directed to be levied, collected, recovered, received and applied, and under such Rules, Regulations, Provisions, Clauses, Penalties and Forfeitures as are in the said Acts contained, in relation to the levying, collecting, receiving, laying out and applying the Rates and Charges contained in the said Acts, as far as the same are or can be made applicable (except so far as the same are by this Act or the Schedules thereunto annexed, varied, altered or repealed) as fully and effectually as if all such Rules, Regulations, Provisions, Clauses, Penalties and Forfeitures were in this Act or the Schedules thereto annexed, severally and separately repeated and re-enacted in this Act, and made Part thereof.

Publick Act.

III. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such, by all Judges, Justices and others, without being specially pleaded.

The SCHEDULES to which this Act refers,

SCHEDULE (A.)

TABLE, No. 1.

ON all Wines and Spirits which shall be landed at the *London* Docks in Casks not of Oak, there shall be payable the Consolidated and other Rates and Charges following, as the case may require :

1 st .—In lieu of all Charges attending the Landing and Delivery of such Wines and Spirits as are removed from the <i>London</i> Dock Quay within Three Days after being gauged ;	£ s. d.
<i>Per</i> Tun of 2 Pipes, 4 Hogshheads, or on 252 Gallons	— 7 —
2 ^d .—In lieu of all Charges attending the Landing, Housing for Exportation, and Delivery of all such Wines and Spirits from the Company's Stores not laid up, but taken out within Three Days, <i>per</i> Tun as above	— 10 —
3 ^d .—In lieu of all Charges of Landing, Wharfage, Housing, Superintendance for One Year and Delivery, and of all other Charges, except Warehouse Rent and Cooperage, and the Special Charges hereinafter enumerated ;	
<i>Per</i> Tun of 2 Pipes, 4 Hogshheads, or on 252 Gallons in unfizeable Casks	— 12 —
Warehouse Rent <i>per</i> Week, from the Day of the Ship's beginning to work, <i>per</i> Tun as above	— 1 —
Cooperage as the Proprietor may direct agreeably to the Rates in this Schedule.	

TABLE,

TABLE, No. 2.

On all Wines and Spirits which shall be landed in Oak Casks at the *London Docks*, under a Warehousing Entry, there shall be payable the Consolidated Dock and other Rates and Charges as under, as the case may require;

1st.—In lieu of all Charges attending Landing and Delivery of such Wines and Spirits as are removed from the <i>London Dock Quay</i> within Three Days after being gauged, <i>per Pipe or Puncheon</i>	£	s.	d.
	—	3	6
2d.—In lieu of all Charges attending Landing, Hoisting for Exportation without laying up in Cellars, and for Delivery from the Company's Stores within Three Days, <i>per Pipe or Puncheon</i>	—	5	—
3d.—In lieu of Rent for Three Calendar Months from the Day of the Ship's beginning to work, and for all other Charges whatever, save as in this Schedule is hereinafter mentioned, as follows; and for which Rates as under mentioned, the Company shall make good all Deficiencies (from whatever Cause arising) which shall exceed			
One Gallon on each deficient Pipe or Puncheon, for any Period of Custody less than One Year.			
Two Gallons, for any Period of Custody above One Year and less than Two Years; and in like Proportion for succeeding Years; provided that such Deficiencies shall be claimed within Six Months of Delivery, and be established by the Excise Gauge on Landing and Delivery;			
1st.—On Port, Lisbon, and all other Wines hooped in a similar way, and which the <i>London Dock Company</i> engages to house and deliver . . . with Ten Iron Hoops on each,			
If imported with that Number of Iron Hoops, <i>per Pipe</i>	1	—	—
If . . . with only Eight ditto	1	1	—
If . . . with only Six ditto	1	3	—
2d.—On Sherry, and on all Wines in like Casks, to be housed and delivered . . . with Eight Iron Hoops,			
If imported with that Number of Iron Hoops, <i>per Pipe or Butt</i>	1	—	—
If . . . with only Six Iron Hoops	1	1	—
3d.—On <i>Spanish</i> Red Wines in straight bouged Pipes, and on all Wines in like Casks to be housed and delivered . . . with Six Iron Hoops,			
If imported with that Number of Iron Hoops, <i>per Pipe</i>	1	—	—
If . . . with Four Iron Hoops	1	1	—
If . . . with Two ditto	1	2	6
4th.—On Madeira, and all Wines in like Casks, <i>per Pipe</i>	—	19	—
5th.—On Wine in Hogheads, being hooped according to the Custom of the Port of Shipping, half the Rate payable upon the same Kind of Wine in Pipes.			

6th.—

	£	s.	d.
6th.—On Claret, and all Wines in similar Casks which the Company engages to house and deliver - - with Six Iron Hoops,			
If imported with that Number of Iron Hoops, <i>per</i> Hoghead	—	11	6
If - - with only Four Iron Hoops	—	12	6
If - - with only Two ditto	—	13	6
If - - without Iron Hoops	—	15	—
7th.—On Spirits, the Casks to be housed and delivered, with Six Iron Hoops,			
If imported with that Number of Iron Hoops, <i>per</i> Pipe or Puncheon	—	1	—
If - - with only Four Iron Hoops	—	1	1
If - - with only Two ditto	—	1	3
8th.—On Wines or Spirits in unsizeable Casks, proportionably to their Contents over and above a regular Pipe of Wine, or Piece of Brandy or other Spirits.			
9th.—On every Cask of Wine tasted, in Store, under a written Order for each Time	—	—	3
N. B. Tasting not to be permitted, except to the Proprietor himself, unless under a written Order			
Moreover there shall be payable on all Wines and Spirits, landed under a Warehousing Entry (the Company being at liberty to house the same, after the Expiration of Three Days from their being gauged) whether chargeable under Table No. 1. or Table No. 2. the following			

SPECIAL CHARGES ON DELIVERY ; *viz.*

1st.—In all cases where the Importer shall require his Casks to be left on the Quay beyond Three Days, after being gauged, he shall pay Quay Rent on each Pipe or Puncheon <i>per</i> Day, for every Day after such Three Days	—	—	6
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And, WATCHING, agreeably to the Rates hereinafter mentioned ; *viz.*

On 1 to 20 Casks, <i>per</i> Night	—	—	1	—
21 to 30 Do. Do.	—	—	1	6
31 to 40 Do. Do.	—	—	2	—
41 to 50 Do. Do.	—	—	2	6
51 to 60 Do. Do.	—	—	3	—
61 to 70 Do. Do.	—	—	3	6
71 to 80 Do. Do.	—	—	4	—
81 to 90 Do. Do.	—	—	4	6
91 to 100 Do. Do.	—	—	5	—
And on any larger Quantity, <i>per</i> Night	—	—	6	—

But the Charge for Watching to cease as follows ; *viz.*

After 6 Nights, on any Quantity not exceeding 100 Pipes,				
7 Do. - Do. - 200 Do.				
8 Do. - Do. - 400 Do.				

And

	£.	s.	d.
And after 10 Nights, on any larger Parcel, unless the Goods be kept on the Quays, by Order of the Proprietor, for more than three Days after being gauged; and in such case to continue as above.			
2d.—On every Puncheon of Spirits in Vault, brought forward for Inspection or redipping	—	1	—
3d.—After Three Months Custody, Cellar Rent, <i>per</i> Week			
On each Pipe or Puncheon	—	—	6
On each Hogshead	—	—	3
4th.—For racking, when necessary, <i>per</i> Pipe or Puncheon	—	2	6
5th.—For new Casks, when necessary, at the respective Market Prices thereof, deducting the Value of the racked Casks, if not taken away by the Proprietor.			
6th.—After twelve Months Custody, for all other extra Cooperage in Vault, and for Cooper's Superintendance there			
On each Pipe or Puncheon, <i>per</i> Week	—	—	1
7th.—For Surveys and Certificates thereof, as follows:			
On 1 a 5 Casks, <i>per</i> Certificate	—	2	6
6 a 20 Do.	—	5	—
21 and upwards	—	7	6
an entire Cargo	—	1	1
Duplicate or Copy of Certificate	—	1	—
8th.—Additional Cooperage on delivery, if required by the Proprietors, according to the following Rates; <i>viz.</i>			
Pitching and turning, <i>per</i> Pipe or Puncheon	—	—	4
Trimming	—	2	—
Driving	—	1	—
Iron-plate Hoops, each	—	1	—
Pieces of Lead, each	—	—	9
Rivets, each	—	—	2
9th.—On Delivery by Water for Shipping <i>per</i> Cask	—	—	8

N. B. The consolidated Rates to be paid on all Wines and Spirits liable thereto, before the Transfer or Removal of any Part thereof, and the subsequent Charges (if any) to be paid on each Cask, at the Time of Transfer or Delivery of such Cask.

SCHEDULE (B.)

RATES chargeable on Wines and Spirits, where those in Schedule (A.) do not attach; *viz.*

	<i>Per</i> Pipe or Puncheon.	£	s.	d.
For Landing	—	—	1	—
Wharfage	—	—	8	—
Pitching and Turning,	—	—	4	—
Cooper's Attendance at Landing and Loading	—	—	1	—
Laying up to gauge in numerical Order	—	—	3	—

COOPER'S

COOPER'S WORK, and MATERIALS supplied, viz.

	£	s.	d.
Trimming	-	-	2
Driving	-	-	1
Iron Hoops, <i>per</i> Hoop	-	-	1
Pieces of Lead, each	-	-	9
Rivets, each	-	-	2
Chimes, each	-	-	6
Uncaſing, <i>per</i> Pipe or Puncheon	-	-	1
Caſing Do.	-	-	1
Racking Do.	-	-	6
Houſing and Carving	-	-	1
Breaking out for Cooperage, and laying up again	-	-	6
Unhouſing and Loading from the Quay	-	-	4
Unhouſing, Wharfage and Shipping	-	-	2
Loading from the Quay	-	-	8
Shipping from Do.	-	-	6
Quay Rents on all Wines and Spirits not landed under a Warehouſing Entry, nor ordered (within Five Days after beginning to land) to be houſed, on each Pipe, <i>per</i> Day	-	-	6
Store or Cellar Rent on Wines and Spirits, (ordered to be houſed at the time of landing) for the firſt Three Calendar Months, on each Pipe, <i>per</i> Week	-	-	6
Rent and Cooper's Attendance afterwards on Do. <i>per</i> Do.	-	-	7
Cooper's Attendance at Landing, Houſing and in Vaults, for Three Months	-	-	1 6
Do. at Delivery from Vaults	-	-	1

WATCHING WINE and SPIRITS on the Quay.

On 1 to 20 Pipes, <i>per</i> Night	-	-	1
21 to 30 - Do.	-	-	6
31 to 40 - Do.	-	-	2
41 to 50 - Do.	-	-	6
51 to 60 - Do.	-	-	3
61 to 70 - Do.	-	-	6
71 to 80 - Do.	-	-	4
81 to 90 - Do.	-	-	6
91 to 100 - Do.	-	-	5
101 and upwards - Do.	-	-	6

N.B. If at the Time of landing, ſuch Wines or Spirits be ordered to be houſed, the Charge for Watching ſhall ceaſe, as follows; viz.

After 6 Nights, on any Quantity not exceeding 100 Pipes.	
After 7 Nights - Do.	200
After 8 Nights - Do.	400
After 10 Nights - - - - -	on 401 or more.

CHARGE for SURVEYS, and CERTIFICATE thereof.

	£	s.	d.
On 1 to 5 Pipes	-	-	6
6 to 20	-	-	5
			21 and

	£	s	d.
On 21 and upwards	—	7	6
And if on an entire Cargo	—	1	1
Copy of Certificate	—	—	1

N. B. Hogsheads of Wine to pay Half the Rates chargeable on Pipes; and unsizeable Casks to pay an increased Rate proportionably to their Contents, over and above a regular Pipe of Wine or Piece of Brandy.

	£	s	d.
Landing, Wharfage and Delivery from the Quay, per Pipe or Puncheon, exclusive of Cooperage on Delivery as ordered; and also of Quay Rent and Watching as above, beyond the Fifth Day after beginning to land	—	3	6

Cap. l.

An Act for vesting certain Estates late of the Right Honourable George Lord Viscount Sackville deceased, situate in the Borough Town and Parish of *East Grinstead*, in the County of *Suffex*, in Trustees, upon Trust to sell the same; and to lay out the Monies thence arising in the Purchase of other Estates, to be settled to the same Uses as the Estates so sold. (q. P.) [6th May 1811.]

Cap. li.

An Act for effectually separating the several Churches or Chapelries of *Nailsea* and *Bourton* otherwise *Flax Bourton* otherwise *Boreton*, in the County of *Somerset*, from the Rectory and Parish Church of *Wraxhall*, in the said County, and for uniting the several Churches or Chapelries of *Nailsea* and *Bourton* otherwise *Flax Bourton* otherwise *Boreton* aforesaid, into and making the same one distinct and separate Rectory. (q. P.) [6th May 1811.]

Cap. lii.

An Act for inclosing Lands in *Scarning*, *Hoe*, *Worthing* and *Dillingston*, in the County of *Norfolk*. (q. P.) [6th May 1811.]

Cap. liii.

An Act for inclosing Lands in the Manor, Lordship or Forest of *Westward*, in the Parish of *Westward*, in the County of *Cumberland*. (q. P.) [6th May 1811.]

“ Allotment and Compensation for Tithes. § 19, 20.

Cap. liv.

An Act for inclosing Lands in the Township of *Cholmondeston*, in the Parish of *Abon*, in the County of *Chester*. (q. P.) [6th May 1811.]

Cap. lv.

An Act for inclosing certain Tracts, or Parcels of Common and Waste Grounds, called *Fulwood Moor* and *Cadeley Moor*, within and Parcel of the Forest of *Fulwood*, in the County Palatine of *Lancaster*. (q. P.) [6th May 1811.]

“ Allotment to His Majesty. § 28.

Cap. lvi.

An Act for inclosing Lands in the Parish of *Long Compton*, in the County of *Warwick*. (q. P.) [6th May 1811.]

“ Allotment and Compensation for Tithes. § 31, 32, 47.

Cap. lvii.

An Act for inclosing and exonerating from Tythes, Lands in the Parishes of *Great Paxton* and *Tusfeland*, in the County of *Huntingdon*. (q. P.) [6th May 1811.]

Cap. lviii.

An Act for inclosing Lands in the Townships of *Wigton*, *Woodside* and *Waverton*, within and Parcel of the Barony of *Wigton* in the County of *Cumberland*. (q. P.) [6th May 1811.]

“ Allotment and Compensation for Tithes. § 18, 19, 20.

Cap. lix.

An Act for inclosing Lands in the Parish of *Saint John the Baptist Peterborough*, in the County of *Northampton*. (q. P.) [6th May 1811.]

“ Allotment and Compensation for Tithes. § 20, 22, 23, 24.

Cap. lx.

An Act for making a navigable Canal from the River *Avon*, at or near *Moryan's Pill*, in the Parish of *Easton in Gordano* otherwise *Saint George's*, in the County of *Somerset*, to or near the River *Tone*, in the Parish of *Saint James in Tawnton*, in the said County, and a certain navigable Cut therein described.

[14th May 1811.]

[420,000 l. and if not sufficient additional 150,000 l.]

Cap. lxi.

An Act for paving, lighting, cleansing, widening and otherways improving the Streets of the Burgh of *Dunfermline*, increasing the Supply of Water, extending the Royalty of the said Burgh; and for other Purposes therein mentioned relative thereto.

[14th May 1811.]

Cap. lxii.

39 & 40 G. 3.
c. xv.

An Act for repealing so much of an Act of the Thirty ninth and Fortieth Year of His present Majesty, for repairing the Road from the Village of *Magor* to the Bridge Foot in the Town of *Chepstow*, in the County of *Monmouth*; and several other Roads in the Counties of *Monmouth*, *Gloucester*, *Hereford* and *Bracon*, as relates to the *Newport* District of Roads; and for granting further and other Powers for repairing the Roads in the said District. (a)

[14th May 1811.]

[Double Tolls on Sunday.]

Cap. lxiii.

64 G. 3. c. 35.
11 G. 3. c. 79.
32 G. 3. c. 115.
repealed.

An Act for rendering more effectual several Acts for repairing the Turnpike Road from *Cramond Bridge* to the Town of *Queensferry* in the County of *Linlithgow*; and for altering and repairing the

High

High Road leading from the West End of the said Town of Queensferry to the Town of Lialistgow. (a)

[14th May 1811.]

[By the Words of this Act the whole of the Three Acts in the Margin are repealed, but it seems as though the whole of 11 G. 3. c. 79, and of 32 G. 3. c. 125, and Part only of 24 G. 2. c. 33. was meant to be repealed.]

Cap. lxiv.

An Act for providing a Workhouse for the Use of the Parish of Saint Mary le Strand, in the County of Middlesex, and Liberty of Westminster; and for better paving, lighting, cleansing and watching the said Parish; and for other Purposes therein mentioned. [14th May 1811.]

2 G. 3. c. 21.
3 G. 3. c. 23-
4 G. 3. c. 39-
5 G. 3. c. 50.
11 G. 3. c. 22.
30 G. 3. c. 53.
repealed as to
Parish of Saint
Mary le Strand.

" Power of making a Rate for watching under 14 G. 3. c. 90.
" extended.

Cap. lxxv.

An Act for continuing the Term and amending the Powers of an Act for repairing the Road leading from Robeson Wathan to Saint Clears, and other Roads therein mentioned, in the Counties of Pembroke and Carmarthen. (c) [14th May 1811.]

31 G. 3. c. 102.

[Additional Trustees. Former Tolls to cease, and new Tolls granted. Double Tolls on Sunday.]

Cap. lxxvi.

An Act to amend and render more effectual an Act of His present Majesty, for maintaining and improving the Docks and Warehouses, called *The Commercial Docks*, in the Parish of Saint Mary Rotherhithe, in the County of Surrey; and for extending the Powers of the said Act. [14th May 1811.]

50 G. 3. c. cc.iii.

WHEREAS an Act was passed in the Fiftieth Year of the Reign of His present Majesty, intituled, *An Act for maintaining and improving the Docks and Warehouses called The Commercial Docks, and for making and maintaining other Docks and Warehouses to communicate therewith, all in the Parish of Saint Mary Rotherhithe, in the County of Surrey*: whereby the several Persons therein named, and other Persons therein described, were created a Joint Stock Company by the Name of *The Commercial Dock Company*, for the Purpose of maintaining and improving a certain Dock formerly called *Greenland Dock*, and other Docks and Premises adjoining thereto, and making other Docks, Timber Ponds, Sluices, Outlets and other Works, necessary for the Accommodation of Vessels laden with Timber and other Articles in the said Act mentioned: And whereas by the said Act the said Company were authorized to raise and contribute among themselves, for the Purposes set forth in the said Act, in addition to the Shares then already created or Sums then already subscribed for, a further Sum, not exceeding the Sum of One hundred and thirty thousand Pounds, in manner therein mentioned; and which additional Sum of One hundred and thirty thousand Pounds, together with the Sum of One hundred and thirty thousand Pounds then already subscribed for, in manner in the said Act mentioned, it was thereby enacted, should form one joint Capital Stock of the said Company: And whereas the whole of the original Subscription of One hundred

§ 2.
§ 4.
§ 5.

and thirty thousand Pounds has been expended towards the Purposes of the said Act in the Purchase of the said Docks, Land, and in Works: And whereas the said Company have proceeded to raise the said further Sum of One hundred and thirty thousand Pounds, by the Creation of One thousand three hundred new Shares, pursuant to the Provisions in the said Act contained; and have made a Call pursuant to the Power in the said Act contained, in part of the said further Sum of One hundred and thirty thousand Pounds, thereby authorized to be raised; the Amount of which Call has been paid and expended for the Purposes of the said Act; and the said Company are proceeding to get in the whole thereof as quick as by the Provisions of the said Act they are empowered to do: And whereas the said Company find that they cannot make the said Dock complete and commodious to the Public for Reception and Discharge of Timber Ships, and the Admission and Storing of Timber, and other Purposes in the said Act mentioned, without purchasing divers Lands, Messuages, Tenements and Hereditaments, and other Premises near to the said *Commercial Docks*, all in the said Parish of *Saint Mary Rotherhithe*, in Addition to the Lands, Tenements and Hereditaments, and other Premises, which by the said Act they were authorized to purchase; and without making additional Cuts, Communications and Entrances into or out of the River *Thames*, and also additional Wharfs, Quays and other Works, and altering and varying some of the Roads, Ways and Streets, near to the said Docks, and making other Improvements: And whereas the same cannot be carried into Execution without the Aid of Parliament, nor unless the said Company are empowered to raise a further Sum, in Addition to the said Sums now raised, and authorized to be raised, as aforesaid: And whereas the said Company are willing to raise, amongst themselves, whatever Sum may be necessary for executing the Purposes aforesaid; May it therefore please Your Majesty, That it may be enacted; and be it enacted by the King'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 and with the Authority of the same, That it shall be lawful for the said Company to raise and contribute amongst themselves, in Addition to the Two thousand six hundred Shares already created, or Sums already subscribed for or authorized to be raised as aforesaid, a competent Sum of Money for the improving, completing and maintaining the Docks, Feeders, Aqueducts, Entrances, Ways, Roads, Bridges, Offices, Sluices, Wharfs, Warehouses and Works already made and intended, or by the said Act and hereby authorized to be made, not exceeding in the whole, in Addition to the said Two thousand six hundred Shares already subscribed for, and the Sums by the said Act authorized to be raised, the Sum of One hundred and thirty thousand Pounds; and the same Sum of One hundred and thirty thousand Pounds shall be divided into Two thousand six hundred Shares of Fifty Pounds each; and the said Two thousand six hundred Shares shall be and are hereby vested in the several Persons who shall, pursuant to the Provisions in the said recited Act or in this Act contained or set forth, subscribe for the same, and their several and respective Executors, Administrators, Successors and Assigns, to their and every of their proper Use and Benefit, proportionably to

Company enabled to raise Money to carry on Works,

divided into Shares; vested in certain Persons.

he Sums they shall severally raise and contribute; and all Bodies politic, Corporate and Collegiate, and all Persons, and their several and respective Successors, Executors, Administrators and Assigns, who shall severally subscribe for one or more Share or Shares, or such Sum or Sums as shall be demanded in lieu thereof, shall, after the Expiration of the Period hereinafter mentioned, be entitled to and receive the net and entire Distribution of an equal proportionable Part, according to the Number of Shares to be possessed by him or them, or the Money so by them respectively paid, of all the Profits and Advantages which shall or may arise and accrue to the said Company, by reason of any Sums of Money to be received by the said Company, by the Authority of this Act or otherwise, in respect of or for the Use of the Docks, Ponds, Quays, Wharfs or their Premises belonging to the said Company.

II. Provided always, and be it further enacted, That the several Persons who shall subscribe for the said Two thousand six hundred new Shares hereby authorized to be raised or created, or any of them, shall not be entitled to any rateable Share or Proportion of the Profits of the said Company until after the Expiration of One Year; to be computed from the Day on which the said Two thousand six hundred new Shares shall be created; and that in the mean time the several Persons who shall subscribe for new Shares as aforesaid shall be entitled to receive, and the Company shall pay to him or them respectively, Interest on the several Sums to be paid by them or him in respect of such new Shares at and after the Rate of Five Pounds per Centum per Annum, from the time or times on or at which such Sum or Sums of Money shall be by them or him paid.

III. Provided also, and be it further enacted, That previous to the Creation or Making of the said Two thousand six hundred new Shares hereby authorized to be created or raised as aforesaid, or of any of them, Notice of the Intention to create the same shall be given in the *London Gazette*, and Three of the Daily Newspapers in *London*. for the Space of Fourteen Days at least; and that the time when the said new Shares shall be created, and the first Call thereon shall be paid, and all other Rules and Regulations concerning the same, shall be settled and determined by Two several General Courts of Proprietors of the said Company, the first of which said General Courts shall be held not sooner than Fourteen Days after such Notice as aforesaid, and the last of which said General Courts shall be held at a Distance not less than Ten Days from such first General Court; and in case all the said new Shares shall not be subscribed for, by the several Persons hereby authorized to subscribe for the same, the said Company of Proprietors may dispose of such Shares that shall not be subscribed for by such Persons as aforesaid, in such manner as shall be determined on by Two several Courts of Proprietors to be held for such Purpose.

IV. And be it further enacted, That the said Sum of One hundred and thirty thousand Pounds, allowed to be raised under this Act upon Two thousand six hundred Shares, and the Shares already created, shall make one Joint Capital Stock of the said Company.

V. Provided always, and be it further enacted, That all or any Person or Persons, Bodies Politic or Corporate, who at the time of the creating or making the Two thousand six hundred Shares hereby authorized to be subscribed for, shall be possessed of any of the

When new Subscribers entitled to Profits.

entitled to Interest.

Notice of creating new Shares, in *London Gazette*, &c.

First General Court.

If new Shares not subscribed for, Company may dispose of them.

New Shares to make Joint Capital Stock.

Old Subscribers entitled to subscribe for new Shares, Restrictions.

Shares already subscribed for, shall be entitled, if they so please, to subscribe for any Number of the said Two thousand six hundred new Shares, not exceeding the Number of old Shares of which he or they shall be then possessed.

50 G. 3. c. ccvii.
§ 16. repealed.

General Courts.

‘ VI. And whereas the Days appointed by the said Act for holding General Courts are not convenient; Be it therefore enacted, That so much of the said Act as requires General Courts to be held on the Second *Friday* in *January*, and Second *Friday* in *July* in each Year, shall be and the same is hereby repealed; and that from and after the passing of this Act the said Company shall hold General Courts of the said Company Twice at least in each and every Year, on the following Days; that is to say, on the Second *Friday* in *January*, and the Second *Friday* in *June*, in each and every Year.

Maps and Plans,
Books of Reference, &c.

‘ VII. And whereas Maps and Plans describing the Place at which it may become necessary to make another Entrance into the said Docks, besides such as are described in the said recited Act, and such other Improvements as may also be beneficial for the effecting the Purposes of the said Act and this Act, in affording the Accommodation authorized to be given thereby; and Books of Reference, containing a List of the Owners or reputed Owners and Occupiers of the Lands and Premises necessary to be taken for the Purposes of the said Act and this Act, have been deposited in the Office of the Clerk of the Peace for the County of *Surrey*; Be it therefore further enacted, That it shall be lawful for the said Company to make another Entrance into the River *Thames*, between *Lawender Dock* and the *Ordnance Wharf*, at or near the Place marked in the Plan deposited with the Clerk of the Peace for the County of *Surrey*, for the Purposes of this Act; any thing in the said recited Act contained to the contrary notwithstanding: And all and every the Powers, Clauses and Provisions of the said recited Act, for enabling the said Company to purchase Lands, Tenements, Houses, Premises and other Hereditaments under the said Act, for the Purposes thereof, and for enabling Corporate Bodies and incapacitated Persons to sell; and for assessing the Value of any Lands, Tenements, Houses, Premises and other Hereditaments purchased or taken under the said recited Act, by a Jury, in case of Refusal or Incapacity of the Parties to sell; and directing the Application of Purchase Money; and for vesting Lands, Tenements and Hereditaments purchased by the said Company, in the said Company; and all other Powers, Clauses and Provisions in the said recited Act contained, as to Purchases and Compensations, shall be and the same are hereby extended to all such additional Works or Entrances, or Roads, Bridges or other Improvements, by this Act authorized to be made, or referred to, or marked, or described on the Map or Plan deposited with the Clerk of the Peace as aforesaid, on the passing of this Act, as fully and effectually as if the same were in this Act severally and separately repeated, and made part of this Act.

Plans open for
public Inspection.

‘ VIII. And be it further enacted, That the said Map or Plan, and Book of Reference, shall remain in the Custody of the Clerk of the Peace for the said County, to the end that all Persons may at all reasonable times have Liberty to inspect and peruse, and to take Copies or Extracts thereof at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and after the Rate of Four Pence for every Seventy two Words of such Copies

Copies or Extracts of the said Book of Reference; and that the said Company of Proprietors, in making the said Entrance hereby authorized to be made between *Lavender Dock* and the *Ordnance Wharf*, both in the Parish of *Saint Mary Rotherhithe*, in the County of *Surrey*, and in making all or any other of the Improvements hereby authorized to be made, shall not deviate from or extend beyond the Line described in the said Map or Plan, without the Consent in Writing of the Person or Persons whose Lands or Premises shall be wanted for their Purpose: Provided always, that nothing in this Act contained shall extend, or be construed to extend, to authorize or empower the said Company, or any Person or Persons on their Behalf, to take or use for the Purposes of this Act, any Houses, Gardens or Orchards, without the Consent of the Owners or Proprietors thereof in Writing first had and obtained, save and except the Houses, Buildings, Lands, Tenements and other Hereditaments, mentioned and described in the Schedule hereunto annexed, marked (A.)

Proviso.

IX. Provided always, and be it further enacted, That nothing in this Act contained shall be deemed or taken to empower the said Company to purchase any Land fronting to the said River *Thames* between *Lavender Dock* and the *Ordnance Wharf*, exceeding Two hundred and fifty Feet in the Front thereof; nor shall any thing contained in this Act or the Schedule marked (A.) to this Act annexed, empower the said Company to purchase in the whole a greater Extent of Land than Twenty Acres.

Limitation as to purchase of Lands.

X. Provided always, and be it further enacted, That nothing in this Act contained shall be deemed or taken or be construed so as in any way to prejudice or derogate from the Estates, Rights, Interests, Privileges or Franchises, which it is provided by the said recited Act shall not be prejudiced or derogated from, except inasmuch as the same may be affected by the particular Provisions of this Act.

Proviso for Powers already in Company.

XI. And whereas a shorter and more convenient Footway may be made, leading from *Grove Street* to *Great Russell Street*, in the Parish of *Saint Mary, Rotherhithe*; Be it therefore further enacted, that it shall be lawful for the said Company, by and with the Authority and Permission of Two Justices of the Peace for the County of *Surrey*, to be by them certified in Writing under their Hands, to shorten and make more convenient the Footway leading from *Grove Street* to *Great Russell Street* aforesaid; and for that Purpose, and in such case, and with such Authority and Permission, to stop up or make such Alteration in the present Footway as may be necessary; any thing in the said Act to the contrary notwithstanding.

A new Foot way from Grove Street to Great Russell Street.

XII. Provided always, and be it further enacted, That nothing in this Act contained shall authorize the said Company to make any Alteration in or upon that Part of the said Footpath which runs across the Hereditaments and Premises of or belonging to the East Country Dock Company, unless with the Consent of the Directors of such Company, or the Majority of them for the time being.

Proviso for East Country Dock Company.

XIII. And be it further enacted, That the said Company shall have full Power and Authority, and they are hereby authorized, to make and set up one or more Swivel Bridge or Bridges, in the manner and of the Dimensions, and subject to the Regulations hereinafter mentioned, as the case shall require, over any of the public Roads or other Ways, under the Controul of the Trustees of the Roads there, within the Line described in the said Plan, deposited with the

Swivel Bridges erected.

Clerk of the Peace, in lieu and instead of the Bridges required by the said Act; any thing therein contained to the contrary notwithstanding.

Mode of making
Swivel Bridges.

XIV. Provided always, and be it further enacted, That each and every such Swivel or other Bridge or Bridges to be made, set up or placed over any Cut, Canal or Lock made or to be made in any public Road, Street or other Way, shall be made with good sound Materials, with a Road or Way over the same, and proper Approaches thereto, for the Passage of all and every Person and Persons, Carriages, Horses, Beasts and other Cattle; and which said Road or Way over every such Cut, Canal or Lock shall be of the Width of Fifteen Feet, Seven Feet whereof at the least shall be set out for a Carriage Way, and Two Paths or Causeways for Foot Passengers of the Width of Four Feet each at the least, the said Foot-way to be raised Seven Inches above the Level of the Carriage Way, and the same shall at all times be properly fenced, inclosed and secured from the Carriage Way, with stout Iron Railing of the Height of Three Feet at the least, for the safe and commodious passing of Persons, Horses, Beasts and Carriages over the same.

To be properly
secured.

XV. And be it further enacted, That such Bridge or Bridges shall at all times be kept shut and closed, and properly and effectually secured for the safe passing and repassing of all Persons, Horses, Beasts and Carriages, upon or over the same, except as is hereinafter mentioned.

At what Hours
Swivel Bridges
opened, and
Road-way
stopped.

XVI. Provided always, and be it enacted, That the said Bridge or Bridges shall and may be opened for the Passage of Vessels through any Cut, Canal or Lock into or from the said Dock or Basin, at any time between the Hours of Five of the Clock and Eight of the Clock in the Forenoon, and between the Hours of Six of the Clock and Eight of the Clock in the Afternoon, from *Lady Day* to *Michaelmas Day* yearly, and between the Hours of Seven of the Clock and Nine of the Clock in the Forenoon, and the Hours of Four the of Clock and Five of the Clock in the Afternoon, from *Michaelmas Day* to *Lady Day* yearly, so that the same shall not remain, or be continued open, or the Passage over the same prevented or hindered beyond the Space of Fifteen Minutes at any One time, and so that immediately after the Expiration of such Fifteen Minutes the said Bridge and Bridges be properly fastened and secured, and not again opened when any Person or Persons shall be waiting to pass over the same, until after the Expiration of Ten Minutes from the shutting thereof.

Lamps affixed at
Corner of
Bridges.

XVII. And be it further enacted, That the said Company of Proprietors shall and they are hereby required, from and after any and every Bridge or Bridges shall be made, to affix and place one Glass Lamp, with proper Burners, at each Corner of every such Bridge or Bridges, and to cause the same to be properly lighted and kept in Light from the time of Sun-set to the time of Sun-rise every Evening and Morning throughout the Year, for the safe and commodious passing of Persons, Horses, Beasts and Carriages, over the said Bridge or Bridges.

Ascent and De-
scend to and from
Bridges.

XVIII. Provided also, and be it further enacted, That the Ascents and Descents, or inclined Planes leading to or from any and every Bridge or Bridges, made or to be made by or under the Authority of this or the said hereinbefore recited Act, shall be regular and

and gradual and shall not be steeper than at and after the Rate of Eighteen Feet for every Foot of perpendicular Height, to be measured from the Surface of the Street, Road or Way in which any Cut, Canal or Lock, shall be made; and that (for and notwithstanding any thing in the said former Act contained) all and every the said Swivel or Swing Bridge or Bridges so made, and the Passage, Way and Ways over the same, and the Lamps so directed to be placed and affixed as aforesaid, shall at all times be maintained and kept in repair, fenced in and secured, supported, amended, reinstated and kept in good and safe Condition for the Accommodation of the Public, by and at the proper Costs and Charges of the said Company.

XIX. And be it further enacted, That in case the said Company, or their Servants or Workmen, shall open or cause to be opened any Bridge or Bridges by this or the said former Act authorized to be made over any Cut, Canal or Lock to be made as aforesaid, in or across any Road, Street or Way, under the Controul of the Trustees of the Road there, at any Hour or Time other than by this Act permitted, or shall at any Time when any Person or Persons shall be waiting to pass over the same, open or re-open such Bridge or Bridges before the Expiration of Ten Minutes from such shutting thereof; or in case the said Company, their Servants or Workmen, or any of them, shall at any time permit or suffer the said Bridge or Bridges to be re-opened or kept open contrary to the Provisions of this Act, or shall not fasten, fence or secure the same for the free, safe and commodious Passage of Persons, Horses and Carriages over the same, then, and in every such case, the said Company of Proprietors, or their Successors, shall, for every such Offence, Neglect or Omission, forfeit and pay to any and every Person and Persons, who or whose Horse, Beast or Carriage shall be stayed or hindered in passing over any Bridge so kept open or re-opened, any Sum of Money not exceeding Five Pounds, nor less than Twenty Shillings, at the Discretion of any Justice or Justices of the Peace for the said County of Surrey, together with the reasonable Expences of the Information, Summons, Hearing and Warrant, the same to be levied and recovered from time to time by Distress and Sale of the Goods and Chattels of the Treasurer, Clerk or Agent to the said Company, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices of the Peace before whom any such Complaint shall be heard.

Opening Swivel Bridges, or preventing Passage otherwise than by Act authorized.

Penalty.

XX. Provided always, and be it enacted, That in case any Person or Persons shall at any time or times, by or through the Negligence, Carelessness or Omission of the said Company of Proprietors, their Servants or Workmen, suffer or sustain any Damage or Injury exceeding the Sum of Five Pounds, then, and in every such case, the whole of the Damages so suffered or sustained shall and may be recovered from the said Company of Proprietors or their Treasurer for the time being, in any of His Majesty's Courts at Westminster, by Action of Debt or on the Case, or by Bill, Plaint or Information, together with Costs of Suit; and in which Action no Essoign, Privilege or Wager of Law, or more than one Imparance, shall be allowed.

Company liable to Costs.

XXI. And whereas by the said recited Act, the Solicitor or Clerk to the said Company is required to enter, as therein men-

50 G. 3. c. ccvii. § 12.

tioned,

Registry of
Transfers.

tioned, a Memorial of every Transfer or Sale of a Share or Shares in the Stock of the said Company: And whereas Certificates signed by Three of the Directors of the said Company for the time being, of the Number of Shares in the Stock of the said Company held by each of the Proprietors respectively, have been delivered to the said Proprietors respectively: And whereas it is expedient to regulate the Entry of such Memorial; Be it therefore enacted, That no Memorial of any Transfer and Sale of any Share or Shares of and in the Stock of the said Company shall be made or entered unless and until the Certificate or Certificates which has or have been, or shall be given and signed by Three of the Directors of the said Company for the time being, of or in respect of such Share or Shares, or the Deed of Transfer to the Seller, which has or shall have been previously executed and entered in the Book or Books of the said Company, shall be produced to the Solicitor or Clerk of the said Company at the Office of the said Company for the time being: Provided always, that in case it shall appear to the Satisfaction of the Directors of the said Company for the time being, or any Seven of them, that such Certificate or Certificates, or Deed of Transfer is lost or mislaid, so as that the same cannot be produced, it shall be lawful for the said Directors, or any Seven of them, by Notice in Writing, signed by them, to direct the Solicitor or Clerk to make and enter such Memorial as is by the said Act directed to be made, notwithstanding such Certificate or Certificates, or Deed of Transfer, shall not be produced as aforesaid.

Company may
take Possession
of certain
Houses, &c.
marked in
Schedule (A.)

XXII. Provided always, and be it further enacted, That the said Company shall and may make the said Dock or Docks, and the Roads and Bridges connected therewith, and take Possession for the Purposes of this Act of any of the Houses, Buildings, Lands, Tenements and Hereditaments, mentioned and described in the Schedule marked (A.) to this Act annexed, notwithstanding the Name or Names of any Person or Persons shall or may have been omitted or improperly mentioned or spelled in the said Schedule, in case it appear to any Two or more Justices of the Peace for the said County of Surrey, and be certified by Writing under their Hands that such Error or improper Description proceeded from Mistake.

50 G. 3. c. ccvii.
§ 65. and Sch. B.
repealed.

XXIII. And be it further enacted, That so much of the said recited Act as restrains the said Company from demanding, taking and receiving any greater Sums of Money, for the Dockage of Ships and Vessels, and for the receiving, warehousing and storing of Timber, Wood and Merchandize, than are mentioned and specified in the Schedule marked (B.) to the said Act annexed, shall be and the same is hereby repealed.

Rates of Dock-
age, &c. accord-
ing to Schedule B.

XXIV. Provided always, and be it further enacted, That it shall be lawful for the said Company, from and after the passing of this Act, to demand, take and receive for the Dockage of Ships and Vessels, and for the receiving, warehousing and storing of Timber, Wood and other Merchandize, any Sum or Sums of Money, not exceeding the Sums of Money mentioned and specified in the Schedule marked (B.) to this Act annexed.

XXV. And whereas no Provision is made in the said Act for the Recovery of the Dockage and other Rates and Charges upon Ships or Vessels resorting to, or on Timber and other Goods, Wares and Merchandize, deposited in the said Docks and Premises of the said

'said Company;' Be it therefore further enacted, That in case any Owner, or Master or other Person having the Command or Rule of any Ship or Vessel, charged or chargeable with the Dockage and other Rates and Charges allowed to be demanded and taken by the said Act or this Act, shall refuse to pay the same, then, and in such case, it shall and may be lawful for the Directors of the said Company, or such Person or Persons as they shall appoint to be their Collector or Collectors as aforesaid, or any or either of them, from time to time to go on board such Ship or Vessel, to demand, collect and receive the same, and on Non payment thereof, to take and distrain every such Ship or Vessel, and all her Tackle, Apparel and Furniture or any Part thereof, either on Board or on Shore, and the same to detain until he or they be satisfied and paid the said Rates and Charges; and in case of any Neglect or Delay in Payment thereof, that then it shall and may be lawful for the said Directors and their Successors, and such Person or Persons as they shall appoint as aforesaid, their Collector or Collectors, Receiver or Receivers, to cause the same to be appraised by Two or more sworn Appraisors or other sufficient Persons, and afterwards to sell the said Distress and Distresses, and therewith to satisfy himself or themselves, as well for and concerning the said Rates and Charges so neglected or delayed to be paid, and for which such Distress and Distresses shall be taken as aforesaid, as also for his or their reasonable charges in taking, keeping, appraising and selling such Distress, rendering to the Master or other Person having the Rule or Command of the said Ship or Vessel, in, to or from which such Distress shall be so taken or belong, the Overplus (if any there shall be) on Demand; and that if any Owner, Consignor, or Consignee respectively, of any Timber, Goods, Wares or Merchandize, chargeable with any of the Rates or Charges mentioned in the Schedule to the said Act or to this Act annexed, or allowed to be taken under the Provisions of this Act, shall neglect or refuse to pay the said Rates and Charges before such Goods, Wares or Merchandize shall be shipped or removed from the Place where the same shall be landed (as the case may be), then it shall and may be lawful for the said Directors, or their Collector or Collectors, to detain the said Timber, Goods, Wares or Merchandize, till the said Rates and Charges, together with the reasonable Charges of keeping the said Timber, Goods, Wares and Merchandize, shall be paid and satisfied; and in case such Goods, Wares or Merchandize shall happen to be removed before the Rates and Charges payable for the same shall be fully paid, then it shall be lawful for the said Directors, or their said Collector or Collectors, to take and distrain any Goods or Chattels of the Owner, Consignor or Consignee respectively, and to detain and sell the same in manner before mentioned; or the said Company shall and may prosecute any Action or Actions at Law for Recovery of the said Duties.

Proviso as to
Cases when
Dockage Rates
not paid.

XXVI. And be it further enacted, That if any Master, Commander or Owner of any Ship or Vessels shall at any time after the Rates and Charges by this Act charged shall become payable, elude or avoid the Payment thereof, by any Method whatsoever, such Master, Commander or Owner of such Ship or Vessel, shall stand charged with and be liable to the Payment of the same; and the same shall be recovered from such Master or Owner by the same Method by which

Eluding Pay-
ment of Rates,
&c.

Fines and Penalties imposed by the said Act are directed to be levied and recovered, or by any Action or Actions at Law.

Former Act extended to Act.

XXVII. And be it further enacted, That all and every the Powers, Provisions, Penalties, Forfeitures, Clauses, Matters and Things in the said recited Act contained, shall (as far as the same are not hereby altered, varied or repealed) extend to and be executed, applied, used and put in Force to all Intents and Purposes as to this Act and the several Matters and Things therein contained; and all the Clauses, Powers and Provisions of the said recited Act and this Act shall be put in Force, and used and applied for carrying into Execution the Purposes of the said Act and of this Act; and the said Act and this Act shall be construed together as one Act, as fully and effectually as if all the Powers and Provisions, Matters and Things in the said Act were repeated and re-enacted in this Act and made Part thereof.

Expences of Act.

XXVIII. And be it further enacted, That all the Charges and Expences incident to and attending the passing of this Act shall be paid out of the further Monies to be raised after the passing of this Act, under the Provisions of the said recited Act or this Act.

Public Act.

XXIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded.

SCHEDULE to which this Act refers :

SCHEDULE (A.)

No. on PLAN.	DESCRIPTION.	OWNERS.	OCCUPIERS.
1.	Meadow - -	Right Hon ^{ble} Lord Carteret, Rev ^d Greville, and General Gower	Gray.
2.	- Do. - -	- Do. -	Showell.
3.	- Do. - -	- Do. -	Daniel Brent.
4.	- Do. - -	- Do. -	Joseph Read.
5.	Garden, Workshop, Yard, New-built Cottage and Dwellings	- Do. -	{ Sexton, Watfon, Cole, Bell and others.
6.			
7.			
8.	Warehouse and Wharf	- Do. -	{ Messrs. Blackett, Gardner and Young.
9.	Do. and Do. -	- Do. -	Beech and Company.
10.	Dwelling and Garden -	- Do. -	Mosse Rigg.
11.	{ Two small Dwellings and Garden -	- Do. -	{ Houselander and Townsend.
12.	{ Wharf, Warehouses and Dwellings -	- Do. -	Taylor and Alloway.
13.	{ Small Dwellings in the Passage to Pageant's Stairs -	- Do. -	{ Fifield, Smith, Pickup and Harrison.
14.	Carver's Shop -	- Do. -	Grayfoot and Coy.
15.	Passage to Stairs -	- - -	- - -
16.	Public House and Yard	- Do. -	Chevet.
17.	{ Dwelling House and Yard -	- Do. -	Taylor jun.
18.	{ Sheds and Warehouses	- Do. -	{ Witt, and Coy and Scott.
19.			
20.	Stave Yard -	- Do. -	Taylor.
21.	Sheds, Dwelling and Yard	- Do. -	Scott.
22.	{ Dwelling, Wharf, Sheds, Warehouses, Garden and Stable	- Do. -	Jennings.
23.	Wharf, &c. -	- Do. -	Rodgers.
24.	{ Two Dwellings and Gardens -	- Do. -	Branham and Sedger.
25.	{ Dwelling, Carpenter's Shop and Garden -	- Do. -	Hutchinson.
26.	Wharf and Warehouses	- Do. -	Jennings.
27.	{ Dwelling, Outhouses and Garden -	- Do. -	Steel.
28.	Yard or Court -	- Do. -	Showell.

SCHEDULE B.

Per Register Ton.

s. d.

Dockage on Laden Ships, with Permission of laying Six Weeks	2	0
After that time, if remaining with a Cargo on board, per Week	0	2
Or if remaining without a Cargo on board, per Week	0	1
Ships coming in light for the first Six Weeks	0	6
And if exceeding that time, per Week	0	1
All Rigged Vessels coming to load Goods in the Dock	0	9
All Ships to pay for docking	10	6
And for undocking	10	6
Lighters, Barges and Small Craft to pass without Charge.		

Wharfage of Oak and other heavy Timber per Load	3	0	{ Rent while stored on the Premises of the Company, per Load per Quarter }	{ 4 6 }
Wharfage of Oak and other heavy Planks per Load	3	0		
Deck Plank, per Load	4	6	{ Rent while stored on the Premises of the Company, per Load per Quarter }	{ 4 6 }
Wharfage on large Timber and Masts, per Load	0	0		
Wharfage on small Timber, per Load	0	0	{ Rent while stored on the Premises of the Company, per Load per Quarter }	{ 3 0 }
Wharfage on Deals from the Baltic, per reduced Standard of 120	5	0		
Wharfage on Deals from America, per reduced Standard of 120	5	0	{ Rent while stored on the Premises of the Company, per Quarter per reduced Standard of 120 }	{ 5 0 }
Wharfage on Oak Pipe and Hoghead Staves from the Baltic, per Thousand	15	0		
Wharfage on Oak Barrel and Heading Staves from the Baltic, per Thousand	13	0	{ Rent while stored on the Premises of the Company, per Quarter per Thousand }	{ 15 0 }
Wharfage on Hemp and Flax, per Ton	2	6		
			{ Rent while stored or warehoused on the Premises of the Company, per Week per Ton }	{ 1 0 }

Wharfage

	s.	d.		s.	d.
Wharfage on Tallow, <i>per</i> Ton	1	6	Rent while stored or warehoused on the Premises of the Company, <i>per</i> Week <i>per</i> Ton	0	6
Wharfage on Pitch, Tar and Turpentine <i>per</i> Barrel from America or elsewhere	0	3	Rent while stored or warehoused on the Premises of the Company, <i>per</i> Week <i>per</i> Barrel	0	2
Wharfage on Oil, 252 Gallons, <i>per</i> Ton	2	6	Rent while stored or warehoused on the Premises of the Company, <i>per</i> Week <i>per</i> Ton	1	0
Wharfage on Whalebone, <i>per</i> Ton	3	6	Rent while stored or warehoused on the Premises of the Company, <i>per</i> Week <i>per</i> Ton	1	0
Use of the Coppers for boiling of Blubber, 252 Gallons, <i>per</i> Ton	30	0			

Cap. lxxvii.

An Act for vesting in the Justices of the Peace for the County of Rutland the New Gaol and Bridewell for that County, and the Ground purchased for the Scites thereof, and for confirming certain Rates and Proceedings relative thereto.

[14th May 1811.]

Cap. lxxviii.

An Act to repeal certain Parts of an Act of His present Majesty for building Two Chapels, and providing Burial Grounds thereto, in the Town of Birmingham, in the County of Warwick, and for amending the said Act. 12 G. 3. c. 64.

[14th May 1811.]

Cap. lxxix.

An Act for building and establishing a Church or Chapel of Ease, at Buxton, in the County of Derby.

[14th May 1811.]

Cap. lxx.

An Act for erecting and maintaining a Bridge over the River Clyde, near Garion and Dalsersf, in the County of Lanark.

[14th May 1811.]

Cap. lxxi.

An Act for repealing so much of an Act of His present Majesty, as relates to making a Public Way over Fosdyke Wash, in the County of Lincoln; and for granting further Powers for building a Bridge over the said Wash. 34 G. 3. c. 108.

[14th May 1811.]

[Double Tolls on Sunday.]

Cap. lxxii.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from Brombam Bridge, in the County of Bedford, to Olney, and other Places, in the County of Bucks. (c) 30 G. 3. c. 114.

[14th May 1811.]

[Additional Trustees.]

Cap.

Cap. lxxiii.

4 G. 3. c. 61. An Act for enlarging the Term and Powers of Two Acts of His
25 G. 3. c. 107. present Majesty, for repairing the Road from *Derby* to *Mansfield*,
and several other Roads in the County of *Nottingham*. (b)

[14th May 1811.]

[Additional Trustees. Former Tolls to cease, and new Tolls granted.
Double Tolls on Sunday.]

Cap. lxxiv.

An Act for making and maintaining a Road from the Guide Post
below *Haddon*, out of the *Bakewell* Turnpike Road, by *Grasy*
Mill, into the *Bentley* and *Ashbourne* Turnpike Road, in the
County of *Derby*. (b)

[14th May 1811.]

[Double Tolls on Sunday.]

Cap. lxxv.

35 G. 3. c. 164. An Act for enlarging the Term and Powers of an Act of His present
Majesty, for repairing the Roads from *Little Sheffield*, in the
County of *York*, to *Sparrow Pit Gate*, and several other Places
in the County of *Derby*; and for amending and making certain
other Roads to communicate therewith. (b)

[14th May 1811.]

[Former Tolls repealed, and new Tolls granted. Double Tolls on
Sunday.]

Cap. lxxvi.

30 G. 3. c. 100. An Act to continue and amend an Act of His present Majesty for
repairing the Road from *Fosbrook*, in the Parish of *Dillon*, to
Ehedleton, in the County of *Stafford*. (a)

[14th May 1811.]

[Former Tolls repealed, and new Tolls granted.]

Cap. lxxvii.

9 G. 3. c. 86. An Act for continuing and amending Two Acts of His present
11 G. 3. c. 57. Majesty, for repairing the Roads from *Baldock* to *Royston*, and
from *Royston* to *Bourn Bridge*, in the Counties of *Hertford* and
Cambridge. (a)

[14th May 1811.]

[Additional Trustees. Former Tolls repealed, and new Tolls granted.]

Cap. lxxviii.

6 G. 1. c. 25. An Act for continuing and amending several Acts for repairing the
12 G. 1. c. 10. Roads from *Stevenage*, in the County of *Hertford*, to *Biggleswade*,
28 G. 2. c. 30. in the County of *Bedford*; and other Roads therein described. (a)

9 G. 3. c. 64.

18 G. 3. c. 82.

[14th May 1811.]

[Former Tolls to cease, and new Tolls granted.]

Cap. lxxix.

6 G. 3. c. 68. An Act for reviving, continuing and enlarging the Term and Powers
23 G. 3. c. 92. of Two Acts of His present Majesty, for repairing the Road from
Wimborne Minster to *Blandford Forum*, in the County of *Dorset*. (b)

[14th May 1811.]

[Additional Trustees]

Cap. lxxx.

An Act for making and maintaining a Turnpike Road from or near a Place called *The Five Oaks*, in the Parish of *Billinghurst*, in the County of *Suffex*, to join the *Horsbam* and *Guildford* Turnpike Road on *Broadbridge Heath*, in the said County. (a)

9 G. 3. c. 55.
30 G. 3. c. 112.

[14th May 1811.]

[*Double Tolls on Sunday.*]

Cap. lxxxi.

An Act for continuing and amending Two Acts of His present Majesty, for repairing the Roads from *Golford Green*, in the Parish of *Cranbrooke*, to the Turnpike Road in the Parish of *Sandhurst*, and from the Green near *Benenden Church* to *Rotenden Cross*, in the County of *Kent*. (a)

9 G. 3. c. 43.
29 G. 3. c. 84.

[14th May 1811.]

[*Former Tolls to cease, and new Tolls granted.*]

Cap. lxxxii.

An Act to enlarge the Term and Powers of Two Acts of His present Majesty, for repairing several Roads to and from *Shawbury*, in the County of *Salop*. (b)

[14th May 1811.]

[*Additional Trustees.*]

Cap. lxxxiii.

An Act for allotting and inclosing Lands in the Parish of *Brightwell*, in the County of *Berks*. (q. P.)

[14th May 1811.]

Cap. lxxxiv.

An Act for enclosing Lands in the Parish of *Fyfield*, in the County of *Berks*. (q. P.)

[14th May 1811.]

“ Allotment and Compensation for Tithes. § 23.

Cap. lxxxv.

An Act for inclosing Lands in the Parish of *Garfington* in the County of *Oxford*. (q. P.)

[14th May 1811.]

Cap. lxxxvi.

An Act for enclosing, and exonerating from Tythes, Lands in the Parish of *Little Ponton* otherwise *Little Paunton*, in the County of *Lincoln*. (q. P.)

[14th May 1811.]

Cap. lxxxvii.

An Act for inclosing Lands in the Manors of *Llanfyllin* and *Merben Uchoed*, in the County of *Montgomery*. (q. P.)

[14th May 1811.]

Cap. lxxxviii.

An Act for inclosing, and exonerating from Tythes, Lands in the Parish of *Somerby*, in the County of *Lincoln*. (q. P.)

[14th May 1811.]

Cap. lxxxix.

An Act for inclosing Lands in the Manor of *Teirtref*, in the County of *Montgomery*. (q. P.)

[14th May 1811.]

Cap. xc.

An A&t for inclosing Lands in the Township of *Beeley*, in the County of *Derby*. (q. P.) [14th May 1811.]

“ Allotment and Compensation for Tithes. § 18, 19, 20.

Cap. xci.

An A&t for inclosing and exonerating from Tithes, Lands in the Parish of *Wilden*, in the County of *Bedford*. (q. P.)

[14th May 1811.]

“ Allotment and Compensation for Tithes. § 20.

Cap. xcii.

An A&t for inclosing Lands in the Parish of *Afley*, in the County of *Worcester*. (q. P.)

[14th May 1811.]

Cap. xciii.

An A&t for inclosing Lands in the Parishes of *Westbury upon Tryn*, *Henbury* and *Compton Greenfield*, in the County of *Gloucester*. (q. P.)

[14th May 1811.]

Cap. xciv.

An A&t for inclosing Lands in the Manors and Townships of *Leighton* and *Thornton*, in the Parish of *Great Nelson*, in the County of *Chester*. (q. P.)

[14th May 1811.]

Cap. xcv.

An A&t for allotting, and exonerating from Tithes, Lands in the Parishes of *Great Chisbill* and *Little Chisbill*, in the County of *Essex*. (q. P.)

[14th May 1811.]

Cap. xcvi.

An A&t for inclosing, and exonerating from Tithes, Lands in the Parish of *Pirton*, in the County of *Hertford*. (q. P.)

[14th May 1811.]

Cap. xcvii.

An A&t for inclosing, and exonerating from Tithes, Lands in the Township of *Osgodby*, and Parish of *Hemingbrough*, in the East Riding of the County of *York*. (q. P.)

[14th May 1811.]

Cap. xcviii.

An A&t for inclosing Lands in the Parishes of *Lyon*, *Kill*, *Clonochis*, *Celbridge* and *Donnacompert*, in the County of *Kildare*. (q. P.)

[14th May 1811.]

Cap. xcix.

An A&t for inclosing Lands in the Parish of *Stewkley*, in the County of *Buckingham*. (q. P.)

[14th May 1811.]

“ Allotment and Compensation for Tithes. § 25, 26.

Cap. c.

An A&t for inclosing Lands in the Parish of *Woolhampton*, and other Parishes and Places therein mentioned, in the County of *Berks*. (q. P.)

[14th May 1811.]

Cap.

Cap. ci.

An Act for more effectually repairing and improving certain Roads in the County of *Stirling*, and the Road from or near from the West End of the Town of *Linlithgow* to *Stirling*, in the Counties of *Linlithgow* and *Stirling*. (b) 50 G. 3. c. 108.
repealed.
[21st May 1811.]

Cap. cii.

An Act for improving the Town of *Plymouth*, in the County of *Devon*.
[21st May 1811.]

Cap. ciii.

An Act to enable Doctor *Robert John Thornton* to dispose of his Collection of Paintings, Drawings and Engravings, together with several Copies of certain Books therein mentioned, by way of Chance.
[21st May 1811.]

Cap. civ.

An Act for altering and enlarging the Powers of an Act of His present Majesty, for paving, cleansing, lighting and watching the Parish of *Saint Michael*, in the Liberties of the City of *Limerick*, and adjoining the said City, and for preventing and removing Nuisances therein. 47 G. 3. Sess. 2.
c. lxxv.
[21st May 1811.]
[Former Rate 2s. 6d. repealed, and Rate of 3s. levied.]

Cap. cv.

An Act for enlarging the Powers of several Acts of His present Majesty, for making and maintaining the *Birmingham Canal Navigations*, and for further extending and improving the same. 8 G. 3. c. 38.
9 G. 3. c. 53.
23 G. 3. c. 92.
[21st May 1811.]

24 G. 3. Sess. 2. c. 4. 34 G. 3. c. 87. 46 G. 3. c. xcii.

Cap. cvi.

An Act for making and maintaining a navigable Canal and a Railway or Tram Road from the River *Burry*, at or near the Village of *Penclawdd*, in the Parish of *Lanridian*, into the Township or Borough of *Loughor*; and divers Branches therefrom, all in the County of *Glamorgan*.
[21st May 1811.]
[12,000 l. and, if necessary, 8,000 l. additional.]

Cap. cvii.

An Act for better assessing and collecting the Poor and other Parochial Rates of the Parish of *Clapham*, in the County of *Surrey*; and to alter, enlarge, rebuild or repair the present Workhouse, and to regulate the Poor thereof, and for other Purposes relating thereto; and to amend so much of an Act of the Fourteenth Year of His present Majesty, for rebuilding a Parish Church, as relates to the assessing the Church Rates by the Land Tax. 14 G. 3. c. 12.
[21st May 1811.]

Cap. cviii.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Roads from *Ipswich* to the *Scole Inn Road*, and from *Claydon* to the *Bury St. Edmund's Road*, and from *Taxley Bull* to *Eye* and *Lanthorn Green*, in the County of *Suffolk*. (c) 33 G. 3. c. 128.
[21st May 1811.]
[New Trustees. Former Tolls repealed, and new Tolls granted.]

Cap. cix.

An Act for making and maintaining a Road from *Kingston upon Thames* to *Leatherhead*, in the County of *Surrey*. (b)
[21st May 1811.]

8 G. 3. c. 35.
30 G. 3. c. 90.

Cap. cx.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Roads leading to and through the Town of *Goudhurst*, in the County of *Kent*. (c)
[21st May 1811.]

[Additional Tolls.]

Cap. cxii.

An Act for making and maintaining a Road from *Lang Preston* to *Sawley*, in the West Riding of the County of *York*. (a)
[21st May 1811.]

[Double Tolls on Sunday.]

Cap. cxiii.

6 G. 3. c. 80
26 G. 3. c. 149.

An Act for enlarging the Term and Powers of Two Acts, of His present Majesty, for repairing the Roads from *Brimmington* and *Chesterfield*, to several Places, all in the County of *Derby*. (a)
[21st May 1811.]

[Additional Trustees. Former Tolls repealed, and new Tolls granted. Double Tolls on Sunday.]

Cap. cxiiii.

36 G. 3. c. 142.

An Act for enlarging the Term and Powers of an Act, of His present Majesty, for repairing the Road from *Little Yarmouth* to *Blythburgh*, and from *Brampton* to *Halesworth*, in the County of *Suffolk*. (b)
[21st May 1811.]

[Additional Trustees. Former Tolls repealed, and new Tolls granted.]

Cap. cxv.

An Act for effectuating an Agreement between the Reverend *Anthony Hamilton* Doctor of Divinity, Rector of the Rectory and Parish Church of *Great Hadham*, in the County of *Hertsford*, and *James Gordon* Esquire; and for accelerating the Sale to the said *James Gordon* of certain Lands heretofore enjoyed, as Parcel of the said Rectory, for the Purpose of redeeming the Land Tax of such Rectory. (q. P.)
[21st May 1811.]

Cap. cxvi.

An Act for inclosing Lands in the Township and Parish of *Scoton Ross*, in the East Riding of the County of *York*. (q. P.)
[21st May 1811.]

Cap. cxvii.

An Act to enable the Master and Brethren of the Hospital of *King James*, in *Gatehead*, in the County of *Durham*, to grant Leases of Lands thereto belonging, and to enable the Lord Bishop of *Durham* to make Statutes and Ordinances for the Government of the said Hospital. (q. P.)
[21st May 1811.]

Cap.

Cap. cxvii.

An Act for inclosing Lands in the Parishes of *Newmarket* and *Cwm*, in the County of *Flint*. (q. P.) [21st May 1811.]

“ Allotment to His Majesty. § 18.

Cap. cxviii.

An Act for inclosing Lands in the Parishes of *Llanarmon*, *Llandegla* and *Bryneglwys*, in the Counties of *Denbigh* and *Flint*. (q. P.) [21st May 1811.]

“ Allotment to His Majesty. § 19.

Cap. cxix.

An Act for inclosing Lands in the Parishes of *Fundenhall* and *Ashwellthorpe*, in the County of *Norfolk*. (q. P.) [21st May 1811.]

Cap. cxx.

An Act for inclosing Lands in the Parish of *Stoke Talmage*, in the County of *Oxford*. (q. P.) [21st May 1811.]

“ Allotment and Compensation for Tithes. § 16.

Cap. cxxi.

An Act for inclosing and embanking Lands within the Townships of *Warton with Lindeth* and *Silverdale*, in the Parish of *Warton*, in the County Palatine of *Lancaster*. (q. P.) [21st May 1811.]

“ Allotment to His Majesty. § 29.

Cap. cxxii.

An Act for making and maintaining a Railway from or near the Public Wharf of the *Brecknock* and *Abergavenny* Canal, in the Parish of *Saint John the Evangelist*, in the County of *Brecon*, to or near to a certain Place called *Parton Cross*, in the Parish of *Eardisley*, in the County of *Hereford*. [25th May 1811.]

[50,000*l.* and if necessary 15,000*l.* additional.]

Cap. cxxiii.

An Act for making a Railway from the *Brecknock* and *Abergavenny* Canal, in the Parish of *Llanwenarth*, to or near to *Llanvihangel Crucorney*, in the County of *Monmouth*. [25th May 1811.]

[20,000*l.* and if necessary 15,000*l.* additional.]

Cap. cxxiv.

An Act for inclosing, draining and embanking Lands in *Braunton*, in the County of *Devon*. [25th May 1811.]

Cap. cxxv.

An Act for more equally assessing and collecting the Poor Rates, in the Parish of *Bromley Saint Leonard*, in the County of *Middlesex*. [25th May 1811.]

Cap. cxxvi.

An Act for repairing, enlarging and improving the Parish Church of *Hungerford*, in the Counties of *Berks* and *Wilts*. [25th May 1811.]

[25th May 1811.]

Cap.

23 G. 2. c. 17.
repealed.
9 G. 3. c. 74. in
part repealed,
and 33 G. 3.
c. 163. and
44 G. 3. c. li.
repealed.

Cap. cxxvii.

An Act for more effectually making and repairing certain Roads in the County of *Haddington*; and for rendering more effectual the Statute Labour of the said County. (b) [25th May 1811.]

“ 9 G. 3. c. 74. as to regulating the Statute Labour, and as amended by this Act, made perpetual.

Cap. cxxviii.

An Act for inclosing Lands in the Manor of *Pudsey*, in the Parish of *Calverley*, in the West Riding of the County of *York*. (q. P.) [25th May 1811.]

Cap. cxxix.

An Act for inclosing Lands in, or belonging to the Parishes of *Caislor*, *North Kelsey*, *South Kelsey*, *Clixby*, *Grasby* and *Scarby cum Owmbly*, in the County of *Lincoln*. (q. P.) [25th May 1811.]

“ Allotment and Compensation for Tithes. § 24.

Cap. cxxx.

An Act for dividing, allotting and inclosing Lands, in the several Parishes of *Biddestone Saint Nicholas*, *Biddestone Saint Peters* and *Slaughterford*, in the County of *Wilt.* (q. P.) [25th May 1811.]

Cap. cxxxi.

An Act for inclosing *Quernmore Moor* within and Parcel of the Forest of *Quernmore*, in the Parish of *Lancaster*, in the County Palatine of *Lancaster*. (q. P.) [25th May 1811.]

“ Allotment to His Majesty. § 28.

Cap. cxxxii.

28 G. 3. c. 71.
30 G. 3. c. 59.

An Act for enlarging the Powers of Two Acts of His present Majesty, for inclosing and embanking the Marsh called *Maldraeth* and *Corsddaugau*, in the County of *Anglesey*; and for draining and preserving the inclosed Lowlands contiguous thereto.

[31st May 1811.]

Cap. cxxxiii.

An Act for making and maintaining a Railway from or near *Spittal*, in the County of *Durham*, to *Kello*, in the County of *Roxburgh*; and for erecting and maintaining a Bridge over the River *Tweed* from the Parish of *Norham*, in the County of *Durham*, to the Parish of *Coldstream*, in the County of *Berwick*. [31st May 1811.]

[100,000 l. and if necessary 50,000 l. additional.]

Cap. cxxxiv.

An Act for providing a Chapel of Ease and an additional Burial Ground for the Parish of *Saint Mary Illington*, in the County of *Middlesex*.

[31st May 1811.]

Cap. cxxxv.

An Act for authorizing the Payment into the Bank of *England*, under the Direction of His Majesty's High Court of Chancery, in the Name of the Accountant General of the said Court, of the Portions provided for the younger Children of the Most Honourable

able *Arthur* late Marquis of *Downshire*, by the Most Honourable *Mary* now Marchioness Dowager of *Downshire* and Baroness *Sandys*, by the Settlement made after, in pursuance of Articles executed before their Marriage, and for exonerating the Estates comprised in the said Articles and Settlement from the same.
(q. P.) [31st May 1811.]

Cap. cxxxvi.

An Act for enabling the Archbishop of *Canterbury* to grant Building and Repairing Leases of Estates at *Deal* and *Cliffe*, in the County of *Kent*, belonging to the See of *Canterbury*; and for other Purposes. (q. P.) [31st May 1811.]

Cap. cxxxvii.

An Act for inclosing Lands in the Parishes of *Elmswell*, *Great Ashfield*, *Hunston* and *Norton*, in the County of *Suffolk*. (q. P.) [31st May 1811.]

“ Allotment and Compensation for Tithes § 17.

Cap. cxxxviii.

An Act for inclosing Lands in the Parish of *Hampton*, in the County of *Middlesex*. (q. P.) [31st May 1811.]

“ Allotment and Compensation for Tithes. § 20, 23, 24. No Lease
“ by Vicar of *Hampton* of Lands in Right of Vicarage of *Hampton*
“ good without the Consent of the King. § 28, Allotment to the
“ King. § 31.

Cap. cxxxix.

An Act for allotting Lands in the Parishes of *Wells next the Sea*, *Warham All Saints*, *Warham Saint Mary Magdalen* and *Warham Saint Mary the Virgin*, in the County of *Norfolk*. (q. P.) [31st May 1811.]

Cap. cxl.

An Act for inclosing Lands in the Township of *Killington*, in the Parish of *Kirkby Lonsdale*, in the County of *Westmorland*. (q. P.) [31st May 1811.]

“ Allotment and Compensation for Tithes. § 25, 26.

Cap. cxli.

An Act for inclosing Lands in the Parish of *Tilebury*, in the County of *Berks*. (q. P.) [31st May 1811.]

Cap. cxlii.

An Act for inclosing several Open and Common Fields, Meadows, Pastures and other Commonable and Waste Lands in the several Parishes of *Beenham* and *Padworth*, in *Berks*. (q. P.) [31st May 1811.]

“ Allotment and Compensation for Tithes. § 22, 23, 24, 25.

Cap. cxliii.

An Act for the Improvement of the Port and Town of *Liverpool*, and amending the several Acts relating to the *Docks*, *Quays* and other Works belonging to the said Port. [10th June 1811.]

H h 4

Cap.

8 Ann. c. 12.
3 G. 1. c. 1. PR.
11 G. 2. c. 32.
2 G. 3. c. 86.
25 G. 3. c. 15.
29 G. 3. c. 18.

Cap. cxliv.

An Act for making a Harbour and Wet Dock, at or near *Saint Nicholas Bay*, in the Parish of *Saint Nicholas* and *All Saints*, in the Isle of *Thanet*, in the County of *Kent*; and for making a Navigable Canal from the said Harbour to the City of *Canterbury*.

[10th June 1811.]

[160,000 l., and if necessary 80,000 l. additional.]

Cap. cxlv.

An Act to enable the Company of Proprietors of the *Kent Water Works* to raise a further Sum of Money*, and to alter and enlarge the Powers of an Act of His present Majesty, for making the said Water Works, and to extend the same.

[10th June 1811.]

* [100,000 l.]
49 G. 3.
c. cxxxix.

Cap. cxlvi.

An Act for paving, cleansing, lighting and watching the Streets, and otherwise regulating the Police of the Town of *Dumfries*. (b)

[10th June 1811.]

“ 27 G. 3. c. 57. as to paving, lighting and cleansing *Dumfries*,
“ and regulating the Police, and raising an Assessment for those Pur-
“ poses, repealed.

Cap. cxlvii.

An Act for improving the Harbour of *Dumfries*, and the Navigation of the River *Nith*.

[10th June 1811.]

10 G. 2. c. 7;
2 G. 3. c. 55.
27 G. 3. c. 57.
in part repealed.

Cap. cxlviii.

An Act for extending the Horse Towing Path on the Banks of the River *Severn* from *Worcester Bridge* to a certain Place below the City of *Gloucester*, called the *Lower Parting*, situate at the Corner of *Portham Mead*, in the County of *Gloucester*. [10th June 1811.]

[10,000 l. and if necessary 5,000 l. additional.]

Cap. cxlix.

An Act for inclosing and draining Lands in the Parish of *Llanafis*, in the County of *Phint*.

[10th June 1811.]

“ Allotment to His Majesty. § 41.

Cap. cl.

23 Car. 2. c. 37. An Act for amending an Act of King *Charles the Second*, for making the Precinct of *Covent Garden* Parochial; and for increasing the Stipends of the Rector, Curate, Clerk and Sextons of the said Parish.

[10th June 1811.]

Cap. cli.

20 G. 3. c. 112. An Act to enable the Vestrymen of the Parish of *Saint Mary le Bone*, in the County of *Middlesex*, to build a new Parish Church, and Two or more Chapels; and for other Purposes relating thereto.

[10th June 1811.]

12 G. 3. c. 40.
46 G. 3. c. cxxiv.
repealed.

“ Vestrymen under 35 G. 3. c. 73. to carry Act into execution. § 2.

Cap.

Cap. clii.

An Act for repairing the Parish Church of *Sevenshals*, in the County of *Kent*. [10th June 1811.]

Cap. cliii.

An Act for amending an Act of His present Majesty, for more equally and effectually assessing and collecting the Poor Rates, within the Parish of *Saint Botolph without Aldgate*, in the County of *Middlesex*. [10th June 1811.] 50 G. 3. c. ccix.

Cap. cliv.

An Act for paving, improving and regulating the Streets and Public Places in the Borough and Parish of *Barnstable*; and for the better Regulation of the present Markets, and providing others therein. [10th June 1811.]

Cap. clv.

An Act for paving and improving the Streets and other Public Passages and Places which are or shall be made upon a Piece of Ground belonging to the *Brewers' Company*, in the Parish of *Saint Pancras*, in the County of *Middlesex*. [10th June 1811.]

Cap. clvi.

An Act for making a Public Carriage Road from *Kentish Town* to *Upper Holloway*, in the County of *Middlesex*. (b) [10th June 1811.]

Cap. clvii.

An Act for making and maintaining a Road from *Ightham*, in the County of *Kent*, to the Turnpike Road leading from *London* to *Maidstone*, in the said County. (b) [10th June 1811.]

Cap. clviii.

An Act for repairing the Road through the Parishes of *Saint Michael*, *Shint Alban*, *Saint Peter*, *Shenley Ridge* and *South Mims*, in the Counties of *Hertford* and *Middlesex*. (a) [10th June 1811.] 31 G. 3. c. 108. repealed.

[Additional Tolls on Sunday.]

Cap. clix.

An Act to continue and amend Two Acts of His present Majesty for repairing several Roads leading to and through the Borough of *Bodmin*, in the County of *Cornwall*; and for amending certain other Roads passing through the said Borough and the Parish of *Lanhydrock*, in the said County. (c) [10th June 1811.] 9 G. 3. c. 69. 26 G. 3. c. 129.

[New Trustees. New Tolls. Double Tolls on Sunday.]

Cap. clx.

An Act for inclosing Lands in the Manor and Parish of *Kirtlington*, in the County of *Oxford*. (q. P.) [10th June 1811.]

* Allotment and Compensation for Tithes. § 19. 22.

Cap.

Cap. clxi.

An Act for inclosing Lands in the Parish of *New Radnor*, in the County of *Radnor*. (q. P.) [10th June 1811.]

“ No Lease made by Rector of *New Radnor* of his Allotment without the Consent of His Majesty. § 26.

Cap. clxii.

An Act for inclosing Lands in the Parishes of *Dolgelly* and *Llangelynin*, commonly called *Celynin*, in the County of *Merioneth*. [10th June 1811.]

“ Allotment to His Majesty. § 18, 19. Note. This Act does not contain the Publick or Evidenoe Clause.

Cap. clxiii.

An Act for inclosing Lands in the Township of *Langset* otherwise *Langside*, in the Parish of *Peniston*, in the West Riding of the County of *York*. (q. P.) [10th June 1811.]

“ Allotment to His Majesty. § 14. Allotment and Compensation for Tithes. § 24.

Cap. clxiv.

An Act for inclosing Lands in the Parish of *Burham*, in the County of *Kent*. (q. P.) [10th June 1811.]

Cap. clxy.

An Act for inclosing Lands in the Parishes of *Llanarstwey*, *Llanw*, *Llandebye* and *Llanfihangel Aberystwick*, in the County of *Cardigan*. (q. P.) [10th June 1811.]

Cap. clxvi.

An Act for erecting a Bridge over the River *Thames* from or near the *Three Cranes*, in the Parishes of *Saint James Garlick Hythe* and *Saint Martin Vintry*, in the City of *London*, to the opposite Bank of the said River, in the Parish of *Saint Saviour*, in the County of *Surrey*; and for making proper Streets and Avenues to communicate therewith. [15th June 1811.]

“ WHEREAS from the great Increase of Buildings and of Population in the Borough of *Southwark*, and the Parishes and Places contiguous thereto, and in a Line of Communication therewith, great Inconvenience and Interruptions are occasioned to the Transit of Carriages of all Descriptions, and to Persons passing over *London Bridge*; and it will be of Advantage to the Inhabitants of the said Borough of *Southwark*, and of the Parishes and Places lying adjacent thereto, and also to the Inhabitants of the City of *London* and the Public in general, if a Bridge was erected over the River *Thames*, from or near a certain Wharf or Place called *The Three Cranes*, situate on the North Bank of the said River, in the Parishes of *Saint James Garlick Hythe* and *Saint Martin Vintry*, in the City of *London*, to the opposite Bank on the South Side of the said River, in the Parish of *Saint Saviour* in the County of *Surrey*, and if proper Streets and Avenues were made to communicate with the said Bridge on the North and South Ends thereof

thereof respectively: And whereas the several Persons hereinafter named are willing and desirous, at their own Costs and Charges, to make and maintain such Bridge, and widen and make Streets communicating therewith: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this Parliament assembled, and by the Authority of the same, That Sir William Abdy Baronet, *William Abbott, Daniel Adams, Mary Allmond, Anne Allmond, John Allnutt, Barclay, Perkins and Company; Charles Barram, Elbanan Bicknell, the Reverend Henry Blinkinsof, Thomas Brandram, Charles Burrell, James Browell, Thomas Blunt, Charles Burne, James Brewer, David Caddell, Robert Child, William Child Senior, William Child Junior, Ward J. Christie, Richard Clarke, Richard Cox, Thomas Croucher, John Curwood, A. Davidson, John Dallimore, Frederick Dietrickson, Michael Dodd, Thomas Elgar, C. Augustus Eschke, Samuel Evans, William Ferrant, Thomas Fitzgerald, Sir Charles Flower Baronet, G. Garst, N. Graham, William Greaves, Robert Griffen, George Gwilt, Godwin and Company, Gilbert Handyside, Gilbert Handyside, John Harper, John Hammett, William Higley, Charles Hutson, James Jacks, John Jackson, James Johnson, William Jefferys, Alexander Johnson, George Julian, Henry Kensington, Thomas King, Benjamin Kent, H. Ladbroke, John Leech, John Leeke, S. Lobb, James Lomas, Robert Lyson, Robert Lyson, John Suddow, William Mardall, R. Mardall, D. Mardall, L. Martineau, John Maud, James Millnes, William Moses, Charles Motley, J. P. Muspratt, Nixon Mudford, Andrew Nafsb, George Nafsb, Thomas Nettleship, William Nettleship, Samuel Nettleship, John Newman, N. Nicholls, M. A. Osten, A. C. D. Osbourn, Samuel Paynter, John Paynter, Lewis Palejke, Robert Pott, Arthur Pott, Charles Price, James Pitcher, John Perrill, George Ranking, Benjamin Rankin, Richard Rankin, Joseph Ranking, Ramsbottom and Company, John Ramsbottom, J. Ramsbottom Junior, Richard Ramsbottom, James Ramsbottom, William Rothercy, J. P. Ripley, Hor. Ripley, the Reverend William Ripley, George Ripley, Philip Ripley, F. P. Ripley, Samuel Robinson, William Salte, Joseph Sales, William Stoffell, Robert Slade, William Slade, John Snowden, William Legh Snowden, Thomas Stanger, Hugh Stanger, John Taylor, Augustus Thefiger, Robert Vaux, William Walker, J. Watson, Robert Watmore, Ralph Wewitzer, John Whitehead, J. B. A. Wiltre, Joseph Wilson, James Wilson, G. Wiltshire, John Wyatt, Robert Wisby, W. Wyllie, Walter Honeywood Yates, Florence Young, Count Zenobio, and all and every Person and Persons, Bodies Politic, Corporate or Collegiate, who shall at any time hereafter subscribe or contribute to the raising of the Capital hereinafter mentioned, and their respective Successors, Executors, Administrators and Assigns, shall be and are hereby accordingly united into a Company for the carrying on, making, completing, widening and maintaining the said Bridge, Streets and other Works hereby authorized to be made, according to the Rules, Orders and Directions hereinafter mentioned and expressed, and shall for that Purpose be One Body Politic and Corporate, by the Name and Style of "*The Southwark Bridge Company*," and by that Name shall have perpetual Succession and a Common Seal; and by that Name shall and may sue and be sued; and also shall and may have*

Proprietors
Names.

full

full Power and Authority to purchase Lands, Tenements and Hereditaments, to them and their Successors, for the Use of the said Bridge, Streets and other Works hereby authorized to be widened and made; and for the several other Purposes herein mentioned, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain; and also to resell any of the Lands, Tenements or Hereditaments to be purchased by virtue of this Act in manner hereinafter mentioned.

Company may raise among themselves a Sum not exceeding 400,000l.

II. And be it further enacted, That it shall be lawful for the said Company of Proprietors to raise and contribute among themselves any Sum or Sums of Money not exceeding in the whole the Sum of Four hundred thousand Pounds (except as hereinafter is mentioned), which said Sum or Sums of Money shall be laid out and applied in the first Place in discharging the Expences of obtaining and passing this Act; and of the Surveys, Plans and Estimates, and other incidental Expences relating thereto, and then for and towards the making and completing of the said Bridge, and paying the Purchase Money for the Messuages, Lands and Hereditaments hereby authorized to be purchased, and for the forming, widening, making and completing of the necessary Streets thereto, and otherwise for putting this Act into Execution, and that the said Sum of Four hundred thousand Pounds shall be divided into Shares of One hundred Pounds each; and that the said Shares shall be and they are hereby vested in the said several Persons, and Bodies Politic, Corporate or Collegiate so subscribing, and their several and respective Executors, Administrators, Successors and Assigns, to their and every of their proper Use and Benefit, proportionably to the Sums they shall severally pay and contribute; and all Bodies Politic, Corporate and Collegiate, and all other Persons, their several and respective Successors, Executors, Administrators and Assigns, who shall severally subscribe for One or more Share or Shares, shall be entitled to and receive an equal proportionable Part, according to the Money so by them respectively paid, of the Profits and Advantages that shall and may arise and accrue by the Tolls, Rates and other Sums of Money to be raised, recovered or received by the said Company of Proprietors by the Authority of this Act, as hereinafter mentioned; and every Body Politic, Corporate and Collegiate, and Person and Persons having such Property in the said Undertaking as aforesaid, shall bear and pay a proportionable Sum towards carrying on the same in manner herein directed and appointed.

Shares personal Estate.

III. And be it further enacted, That all and every the Shares and Proportions of all Bodies Politic, Corporate and Collegiate, and all other Person and Persons of and in the said Undertaking, or the Joint Stock or Fund of the said Company of Proprietors, shall be deemed Personal Estate and transmissible as such, and not of the Nature of Real Property.

Subscribers to have Votes according to Number of Shares. Not to exceed Five Votes.

IV. And be it further enacted, That all and every Body and Bodies Politic, Corporate or Collegiate, or other Person or Persons who shall, by virtue of this Act, have subscribed or undertaken for Five Shares in the said Undertaking, his, her or their respective Successors, Executors, Administrators and Assigns, shall have one Vote in the several Assemblies to be holden as hereinafter appointed for carrying on the said Undertaking, for such Five Shares, and if possessed of Ten Shares Two Votes, if Fifteen Shares Three Votes, and

and if Twenty Shares Four Votes, and Twenty five Shares and upwards Five Votes: and every Question, Matter or Thing which shall be proposed, discussed or considered in any General or Special General Assembly of the said Company of Proprietors, shall be determined by the Majority of Votes then present, such Majority not being less than Two thirds of the Votes then present, computing the Votes as above mentioned, not exceeding Five Votes in the whole for each Proprietor as aforesaid; provided that the Members present be possessed of not less than One hundred and fifty Shares, which Vote or Votes may be given by them, him or her, or by their, his or her Proxies or Proxy, constituted under the Seal of such Body Politic, Corporate or Collegiate, or under the Hand of such other Person, every such Proxy being a Proprietor in the said Undertaking, and every such Vote by Proxy shall be as good and sufficient to all Intents and Purposes as if such Principal had voted in Person; and every Question, Matter and Thing which shall be proposed, discussed or considered in any General or Special General Assembly of the said Company, shall be determined by the Majority of Votes and Proxies then present: Provided nevertheless, that no Person shall give or deliver in Proxies for more than Five Shares, the Appointment of which Proxies may be made according to the Form following:

‘ I *A. B.* of _____, one of the Proprietors of the *Southwark* Bridge, do hereby nominate, constitute and appoint *C. D.* of _____, to be my Proxy in my Name, and in my Absence, to vote or give my Assent or Dissent to any Business, Matter or Thing, relating to the said Undertaking, that shall be mentioned or proposed at any Assembly of the said Company, in such manner as the said *C. D.* shall think proper, according to his Opinion and Judgment, for the Benefit of the said Undertaking, or any thing appertaining thereto. In Witness whereof, I have hereunto set my Hand, the _____ Day of _____

Form of Appointment of Proxies.

V. Provided always, and be it further enacted, That, from and after the first General Meeting to be held under this Act, no Proprietor or Proprietors shall be deemed to be qualified or entitled to vote, who has or have not possessed his, her or their Shares, and whose Name or Names hath or have not been entered in manner hereinafter directed, in the Books of the said Company, as the Possessor or Possessors and Proprietor or Proprietors of such Shares, for the Space of Six Months then next preceding, at any General or Special General Assembly of the Proprietors of the said Undertaking, under Pain of forfeiting his, her or their said Shares, and all Benefit, Profit and Advantage, due and to become due thereon, to the Use of the said Company, unless it shall appear that it shall be owing to the Default of the Clerk of the said Company, that the said Party so claiming to vote as aforesaid, has not been entered in the Books of the said Company, as herein directed, or to the Default of any other Person other than the Party so claiming to vote as aforesaid: Provided also, that no Proprietor or Proprietors shall be or be deemed to be entitled to vote for any Shares, unless he possess the same *bona fide* and in his own Right, and not in the Right or as the Property of any other Person whomsoever, upon Pain of forfeiting

Proprietors not entitled to vote unless possessed of Shares Six Calendar Months.

Proviso.

feiting the said Shares, and all Benefit, Profit and Advantage, due and to become due thereon, to the Use of the said Company.

Power to raise a
further Sum.

VI. And be it further enacted, That in case the said Sum of Four hundred thousand Pounds, hereinbefore authorized to be raised, shall be found insufficient for the building and completing of the said Bridge, and the widening, forming and making of the said Streets, and other Works hereby authorized to be made, and all necessary Charges and Expences relating thereto, and such other Charges and Expences as aforesaid, then and in such case, it shall and may be lawful to and for the said Company of Proprietors, to raise and contribute among themselves in manner and form aforesaid; and in such Shares and Proportions as to them shall seem meet, or to raise by the Admission of new Subscribers, any further or other Sum of Money for perfecting the said Undertaking, not exceeding in the whole the Sum of One hundred thousand Pounds, and all and every Person and Persons, Body or Bodies Politic, Corporate or Collegiate, Subscribers towards raising such further or other Sum of Money, shall be a Proprietor or Proprietors in the said Undertaking, and shall have a like Vote or Votes in respect of every of his, her or their Shares of the said additional Sum so to be raised, and shall also be liable to such Forfeitures, and stand interested in all the Profits of the said Undertaking, in proportion to the Sum he, she or they shall or may subscribe thereunto, and generally and extensively to all Intents and Purposes, as if such further or other Sum hereby allowed to be subscribed for, and raised as aforesaid, had originally been Part of the said Sum of Four hundred thousand Pounds; any thing herein contained to the contrary thereof in any wise notwithstanding.

Power to raise
such further
Sum by Mort-
gage or Annu-
ities.

VII. Provided always, and be it further enacted, That in case the said Company of Proprietors shall be desirous of raising the said Sum of One hundred thousand Pounds, or any Part thereof, by Mortgage of the said Undertaking, it shall and may be lawful to and for the said Company of Proprietors to borrow and take up at Interest all or any Part of the said Sum of One hundred thousand Pounds, either by way of Mortgage of the said Bridge, and the Tolls, Pontage or Duties thereof, or by granting Annuities, to be payable out of the said Tolls, Pontage or Duties of the said Bridge, during the natural Life of the Purchaser or Purchasers thereof, or of such Person or Persons as shall be nominated by and on the Behalf of such Purchaser or Purchasers; which Annuity or Annuities shall be granted and made payable either with or without Benefit of Survivorship, and in such manner as the said Company of Proprietors shall think proper; and the said Company are hereby fully authorized and empowered, under their Common Seal, to grant or assign over the said Bridge, and the Tolls, Pontage or Duties thereof, as a Security for any Sum or Sums of Money so to be borrowed, with Interest for the same, or for the due and regular Payment of the said Annuity or Annuities so to be granted, as to them shall seem meet.

VIII. And be it further enacted, That every such Grant or Assignment so to be given as a Security for any such Sum or Sums of Money so to be borrowed by way of Mortgage, shall and may be made in the Words following, or by any other Words to the like Effect; that is to say,

BY virtue of an Act made and passed in the Fifty first Year of the Reign of His Majesty King *George* the Third, intituled, *An Act [here set forth the Title of the Act]*, We, the *Southwark Bridge Company*, incorporated under and by virtue of the said Act, in consideration of the Sum of _____ to us lent and advanced by *A.B.* of

Form of Mortgage

do grant and convey unto the said *A.B.* his or her Executors, Administrators and Assigns, the said Bridge, and Toll House or Toll Houses thereunto belonging, and all and singular the Tolls arising by virtue of the said Act, and all our Right, Title and Interest of, in and to the same, To hold unto the said *A.B.* (a) Successors or Executors, Administrators and Assigns, until the said Sum of _____ with Interest for the same after the Rate of _____ *per Centum per Annum*, shall be fully paid and satisfied. Given under our Common Seal, this

Day of _____ in the Year of Our Lord
(a) [So in Original Act.]

and all and every Person and Persons, Bodies Politick, Corporate or Collegiate, Aggregate or Sole, to whom such Grant or Conveyance shall be made, shall be equally entitled to the respective Portions of the said Tolls and Revenues of the said Company of Proprietors, according to the respective Sums in such Assignment mentioned to be advanced, to secure the Repayment of such respective Sums, with the Interest, without any Preference by reason of Priority of any Grant or Conveyance, or any other Account whatsoever.

Mortgagees entitled to Securing without Preference.

IX. And be it further enacted, That every Grant of any such Annuity, to be made as hereinbefore mentioned, shall and may be made in the Words or to the Effect following; that is to say,

Form of Grant of Annuity.

BY virtue of an Act made and passed in the Fifty first Year of the Reign of His Majesty King *George* the Third, intituled, *An Act [here set forth the Title of the Act]*, We, the *Southwark Bridge Company*, incorporated by and under the said Act, in consideration of the Sum of _____ to us paid by *A.B.* of

do grant unto the said *A.B.* (b) Successors or Executors, Administrators or Assigns, out of the Tolls and Pontage Duties of the said Bridge and Undertaking, One Annuity or yearly Sum of _____ to be paid and payable to the said *A.B.* (b)

Successors or Executors, Administrators or Assigns, for and during the natural Life of _____ or natural Lives of _____

[if more than One], and the Life of the Survivor of them [as the case may be], and a proportionable Part of the said Annuity up to the Day of the Decease of _____ or to the Day of the Decease of the Survivor of them [as the case may be]. Given under

our Common Seal, this _____ Day of _____ in the Year of our Lord _____

And every such Grant shall entitle the Purchaser or Purchasers of every such Annuity to the Payment thereof, and to all Benefit and Advantage thereto accruing, according to the Purport, true Intent and Meaning of this Act. (b) [So in Original Act.]

X. And be it enacted, That a Transcript or Copy of every such Grant or Conveyance, or an Entry or Memorial thereof, containing the Dates, Names of the Parties, and Sums of Money paid, shall

Entries of Mortgages and Annuities in Company's Books.

be made in a Book or Books to be kept for that Purpose, by the Clerk or Clerks of the said Company, which Book or Books shall be perused at all reasonable times by any of the Proprietors of the said Undertaking, without Fee or Reward.

Mortgages and Annuities transferrable.

XI. And be it further enacted, That all and every Person and Persons, Bodies Politic, Corporate or Collegiate, to whom any such Grant or Conveyance shall be made as aforesaid, may from time to time personally, or by Attorney thereunto lawfully authorized, assign and transfer such Grant or Conveyance to any Person or Persons, Bodies Politic, Corporate or Collegiate, and so *toties quoties*; and that the Assignment and Transfer shall and may be made by Indorsement on such Grant or Conveyance, and in the Words or to the Effect following, and be signed and sealed, or sealed (as the case may be) in the Presence of One credible Witness, who shall subscribe his Name and Place of Abode thereto: that is to say,

‘ I *A.B.* [*or We C. and D.*] in consideration of the Sum of
‘ paid by *E.F.* of
‘ do hereby assign and transfer the within Security, and
‘ all my [*or our*] Right, Title and Interest, in and to the same, and
‘ all Benefit and Advantages to arise therefrom, unto the said *E.F.*
‘ Successors or Executors, Administrators and
‘ Assigns. Witness my Hand and Seal, [*or our Hands and Seals,*
‘ *or our Common Seal*] this Day of
‘ in the Year of our Lord

Entries of Transfers in Company's Books.

XII. And be it further enacted, That every Transfer shall, within Thirty Days after the Date thereof, be produced and left with the said Clerk or Clerks, who shall within Ten Days then next, cause an Entry or Memorial to be made thereof in like Manner as of the original Grants or Conveyances, and after such Entry made, but not till then, every Person or Persons to whom such Assignment or Transfer shall be made, his, her or their Successors, Executors, Administrators and Assigns, shall be entitled to the Benefit of such Grant or Conveyance, and the future Payments thereon, and to all Benefit and Advantage arising therefrom, and for the Entry of every such original Grant or Conveyance, and of every such Assignment and Transfer, the said Clerk or Clerks shall be paid by the Party to whom such Grant, Conveyance or Transfer shall be made, the Sum of Five Shillings and no more.

Fee.

Interest and Annuities paid Half-yearly.

XIII. And be it further enacted, That the Interest of the Money which shall be borrowed on Mortgage as aforesaid, and the several Annuities so to be granted as aforesaid, shall from the time the respective Principal Monies so to be lent or paid shall have been advanced, be paid Half-yearly to the several Parties entitled thereto, in preference to any Dividends or Distribution to the said Proprietors of the said Company or any of them, and shall be duly provided for and set apart before such Dividend or Distribution shall be made or declared.

Mortgagees and Annuity holders not considered as Proprietors of Shares.

XIV. Provided always, and be it enacted, That no Person or Persons to whom such Annuity shall be granted, or Mortgage or Assignment shall be made or transferred as aforesaid, shall be deemed a Proprietor or Proprietors of any Share or Shares, or be capable of acting or voting by virtue of any such Annuity, Mortgage or Assignment, at any Assembly or Meeting of the said Company of Proprietors, for
 or

on account of his, her or their having paid, advanced or lent any Money on the Credit of the said Undertaking, and the Tolls thereof as aforesaid.

XV. Provided always, and be it enacted, That no Sum or Sums of Money so lent and advanced on Mortgage shall be paid off and discharged (save and except with the Consent of the Person or Persons entitled to receive such Sum or Sums of Money), unless Six calendar Months previous Notice under the Common Seal of the said Company of Proprietors shall have been given to the Person or Persons entitled to receive such Sum or Sums of Money, or left at his or their last or usual Place or Places of Abode, of such their Intention to pay off and discharge the same.

Notice of paying
off Mortgages,
&c.

XVI. And be it further enacted, That the First General Assembly of the said Company of Proprietors for putting this Act into Execution shall be held at the *London Tavern*, or such other Place as the Committee or Court of Directors hereinafter appointed shall direct, upon the Twenty first Day after the passing of this Act, or within thirty one Days from that Day, or as soon after as conveniently may be, between the Hours of Twelve and Two o'Clock, and all future General Assemblies of the said Company of Proprietors (except such Special General Assemblies as hereinafter mentioned) shall be held on the First *Tuesday* in the Month of *May* in each and every Year, between the Hours of Twelve and Two o'Clock, at such Place or Places as the Committee or Court of Directors hereinafter appointed for the time being may direct, of which future General Assemblies Ten Days previous Notice at least shall be given by Public Advertisement, to be inserted in One or more of the *London Newspapers*, or in such other manner as the said Company of Proprietors at their respective General Assemblies shall direct; and in case no Place or Places shall have been so appointed, then such General Assembly shall be holden where the last General Assembly was holden; and at such General Assemblies it shall be the Duty of the Committee or Court of Directors of the said Company to report to the Proprietors at large the State of the said Undertaking, and their Proceedings in carrying this Act into Execution; which Report shall be fairly entered into the Book or Books of the Company kept for that Purpose by the Clerk, and a Copy of the same shall be left at the Clerk's Office for the Perusal of the Proprietors, who shall have access thereto during such Hours as the said Office is usually open.

First General
Assembly of
Company.

XVII. And be it further enacted, That the said Company of Proprietors, at their respective General and Special General Assemblies, shall and may appoint a Chairman, and such Chairman shall not only vote as a Proprietor, but in case of an Equality of Votes, shall have the decisive or casting Vote.

Chairman.

XVIII. And be it further enacted, That, for the better managing and conducting the Affairs of the said Company, there shall be a Committee or Court of Directors of Fourteen Proprietors, and that *John Allnut, James Brewer, John Curwood, Charles Hutton, John Jackson, Henry Perkins, Robert Pott, John Ramsbottom, George Ranking, John Richard Ripley, William Salt, William Slade, Robert Wilks and John Wyatt*, shall be the First Committee or Court of Directors, and called *The Court of Direction*, and shall continue until the Third General Meeting to be held after the passing of this Act, and until others shall be chosen in their Stead, unless any Member

Committee of
Proprietors.

Proviso.

of the said Committee or Court of Direction shall die or be removed, or shall dispose of his Stock, so as to reduce the same below Ten Shares: Provided always, that no Person or Persons holding any Place, Office, Employment or Contract under the said Company shall be capable of being elected or of serving upon such Committee or Court of Direction during the time of his Continuance in such Place, Office, Employment, or holding such Contract, nor unless he shall possess and hold in his own Right Five Shares of the Capital Stock of the said Company.

Committee to appoint Chairman.

XIX. And be it further enacted, That the said Committee or Court of Direction shall and may at every Meeting holden by them during the Continuance of their said Office, the Number of the said Committee or Court of Direction not being less than Three, appoint a Chairman by and out of the said Committee or Court of Direction; and that no Member of any Committee or Court of Direction shall have more than one Vote upon any Question that may be agitated in the said Committee or Court of Direction, except in case of an Equality of Votes, and in that case the Chairman shall have the decisive or casting Vote, although he might have given one Vote before.

Power to General Assemblies.

XX. And be it further enacted, That the said Company of Proprietors shall have Power and Authority at any General Assembly or Special General Assembly convened for that Purpose, to remove and displace any Member or Members of the Committee or Court of Direction nominated and appointed by virtue of this Act, and thereupon elect any other Person or Persons in his or their Room or Stead; and it shall and may be lawful to and for the said Company of Proprietors, at any General or Special General Assembly convened for that Purpose, to order and dispose of the Custody of their Common Seal, and the Use and Application thereof, and to make such Rules, Bye-Laws and Orders for the good Government of the said Company, of the said Committee or Court of Direction, and of their Servants, Agents or Workmen, and for the Superintendance and Management of the said Undertaking, and from time to time to alter and repeal the said Bye-Laws, Rules, Orders and Regulations, or any of them, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons who shall offend against such Rules, Bye-Laws or Orders, as to such General or Special General Assembly shall seem meet not exceeding the Sum of Ten Pounds for any one Offence; and all such Rules, Bye-Laws and Orders being reduced into Writing, under the Common Seal of the said Company of Proprietors, and printed, shall be binding upon and observed by all Persons concerned in the said Undertaking, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same; provided that the same be not inconsistent with, or repugnant to the Laws of that Part of the United Kingdom called England, or to the Provisions and Directions in this Act contained, or to any of them; and such Rules, Orders and Bye-Laws shall be subject to appeal in manner herein directed; and all Accounts of Money received, laid out and disbursed on account of the said Undertaking, or on any of the Works thereunto belonging, by the Treasurers, Receivers, Collectors, Clerk or Clerks, and other Officers by them appointed, or by any other Person or Persons whomsoever employed by or concerned for or under them, in or about the said Undertaking or the Works thereunto belonging, shall be laid before the said

Penalty.

General or Special General Assembly, to be audited and settled; and the said Company of Proprietors shall have Power to adjourn themselves from time to time to such Place or Places as shall at such General or Special General Assembly be thought proper and convenient.

XXI. And be it further enacted, That the said Committee or Court of Direction so appointed, or the Person or Persons elected in their Room or Stead by virtue of this Act, shall continue in Office until the First *Tuesday* in *May* after such Election, and on such Day Four of the said Committee or Court of Direction shall go out of Office, and cease to be upon the Committee or Court of Direction of the said Company, unless re-elected as after mentioned; and in order to determine who of the said Committee or Court of Direction shall go out of Office, the Clerk of the said Company, at the General Assembly of the said Company, to be holden on that Day, or some Adjournment thereof, shall, and he is hereby required to write upon Fourteen Pieces of Paper of equal Size, the Name of One of the said Committee or Court of Direction, on each of such Papers, and all such Papers shall be rolled up in the same Form, as near as may be, and be put into a Box or Wheel, and Four of such Papers shall then be drawn out of such Box or Wheel by such Clerk, one by one, and those Four of the Committee or Court of Direction, whose Names shall be upon such Papers respectively so drawn, shall go out of Office, and cease to be upon the Committee or Court of Direction of the said Company, unless re-elected as after mentioned, and the said Company shall then elect by Ballot as aforesaid Four Members of the said Company, who shall severally be possessed of and entitled in their own Right to Five Shares at the least in the said Undertaking; and such Four Persons so elected shall continue in Office for the Space of three Years, except in case of Death or Refusal to act, or ceasing to be qualified in manner by this Act directed, or being removed or displaced by the said Company of Proprietors, at any General Assembly or Special (a) Assembly convened for that Purpose, and no longer; and on the First *Tuesday* in the next succeeding Month of *May*, Five more of the Committee or Court of Direction first elected by virtue of this Act, as Part of the Committee or Court of Direction, or the Person or Persons elected in his or their Room or Stead, shall go out of Office, and cease to be upon the Committee or Court of Direction of the said Company, unless re-elected as after mentioned; and in order to determine who of such Five of the Committee or Court of Direction shall go out of Office, the Clerk of the said Company at the General Assembly of the said Company, to be holden on that Day, or some Adjournment thereof, shall, and he is hereby required to write upon Ten distinct Pieces of Paper of an equal Size, the Name of One of each of the Committee or Court of Direction on each of the said Papers, and all such Papers shall be rolled up in the same Form, as near as may be, and be put into a Box or Wheel by such Clerk, and Five of such Papers shall be then drawn out of such Box or Wheel by such Clerk, one by one, and those of the Committee or Court of Direction whose Names shall be upon such Papers respectively so drawn shall go out of Office, unless re-elected; and the said Company shall then elect by Ballot as aforesaid Five Members of the said Company, qualified as

(a) [So in Original MS.]

Subsequent Appointment of Committee by Proprietors, in Room of those going out of Office by Rotation.

aforesaid, to be upon the Committee or Court of Direction of the said Company; and such Persons so elected shall continue in Office for the Space of Two Years (except in case of Death or Refusal to act, or ceasing to be qualified in manner by this Act directed, or being removed or displaced as aforesaid), and no longer; and on the First *Tuesday* in the next succeeding Month of *May* the Five remaining Members of the Committee or Court of Direction first appointed by virtue of this Act, or the Person or Persons elected in his or their Room or Stead shall go out of Office, unless re-elected as after mentioned; and the said Company shall, at their General Assembly to be holden on that Day, or some Adjournment thereof, elect by Ballot as aforesaid Five Members of the said Company qualified as aforesaid, to be upon the Committee or Court of Direction of the said Company; and such Five Persons so elected shall continue in Office for the Space of One Year, (except in case of Death, or Refusal to act, or ceasing to be qualified in manner by this Act directed, or being removed or displaced as aforesaid) and no longer; and on the First *Tuesday* in every succeeding Month of *May* in each and every Year, Four or Five Persons, as the case may require, out of the Members of the said Company, qualified as aforesaid, shall be elected by Ballot as aforesaid by the said Company, to be Members of the Committee or Court of Direction of the said Company; and such Four or Five Persons as may be so elected shall continue in Office for the Space of Three Years (except in case of Death, or Refusal to act, or ceasing to be qualified in manner by this Act directed, or being removed or displaced as aforesaid), and no longer: Provided always, that it shall and may be lawful to and for the said Company of Proprietors to nominate and appoint any such Person or Persons so qualified as aforesaid, and going out of Office, again to be a Member or Members of the said Committee or Court of Direction.

Proviso.

In case Committee not appointed on Day mentioned, another Meeting for that Purpose.

XXII. Provided also, and be it enacted, That in case on any such *Tuesday* in the Month of *May* in any Year, no such Nomination and Appointment of such Members of the Committee or Court of Direction shall be made, then and in every such case another Meeting of the said Company shall be holden on the *Tuesday* Fortnight following for the Purpose of making such Election; and in case no such Nomination and Appointment shall be then made, then and in every such case another Meeting of the said Company shall be holden on the *Tuesday* Fortnight following for the Purpose of making such Election, and so *toties quoties* until such Members of the Committee or Court of Direction shall be chosen, but such Members of the Committee or Court of Direction shall not continue in Office or be Members of the said Committee or Court of Direction for any longer Space of time than if he or they had been elected on the said *Tuesday* in *May* as aforesaid.

Subsequent Appointment of Committee in Room of those who shall die, refuse to act, or become disqualified.

XXIII. And be it further enacted, That in case any Person or Persons elected by the said Company as a Member or Members of the Committee or Court of Direction of the said Company shall die or refuse to act in the Execution of this Act, or shall cease to be entitled to Five Shares at the least in the said Undertaking, or shall hold any Place, Office, Employment or Contract under the said Company, then and in every such case it shall and may be lawful to and for the Committee or Court of Direction to elect out of the said Company

f Proprietors some Person or Persons qualified as aforesaid, to be a Member or Members of the Committee or Court of Direction of the said Company in the Room or Stead of the Member or Members of the Committee so dying or refusing to act, or ceasing to be qualified, or holding any Place, Office, Employment or Contract under the said Company; and every such Election of a Member of the said Committee or Court of Direction shall be submitted by the said Committee or Court of Direction to the said Company of Proprietors at their then next General or Special (a) Assembly, when the Election of such Person or Persons shall either be confirmed, or such other Person or Persons qualified as aforesaid shall be elected a Member or Members of such Committee or Court of Direction as the said Company of Proprietors at such General or Special General Assembly shall think proper; and every Person or Persons so elected shall have the like Powers and Authorities, and be subject to the like Rules, Regulations and Restrictions as the Person or Persons in whose Room or Stead he or they shall be so elected, and shall continue in Office as a Member or Members of the Committee or Court of Direction for such time and no longer, as the Person or Persons in whose Room or Stead he or they shall be so elected would have continued in Office.

a) [So in Original Act.]

XXIV. Provided always, and be it enacted, That if any Member or Members of the said Committee or Court of Direction, shall for the Space of Three Months refuse or neglect to attend a Meeting of the said Committee or Court of Direction to be holden in pursuance of this Act, then and in every such case such Member or Members so not attending, shall cease to be of the said Committee or Court of Direction, and it shall and may be lawful to and for the remaining Members of the said Committee or Court of Direction at any of their Meetings, or a Majority of them, and they are hereby required to elect another Person or Persons qualified as aforesaid, to be a Member or Members of the said Committee or Court of Direction, in the Room or Stead of the Person or Persons so not attending; and each and every Person and Persons so elected, shall have the like Powers and Authorities, and be subject to the like Rules, Regulations and Restrictions, and shall continue in Office as a Member or Members of the said Committee or Court of Direction, for such time and no longer as the Person or Persons in whose Room or Stead he or they shall be so elected would have continued in Office.

XXV. And be it further enacted, That no Person who shall hold any Contract or enjoy any Place of Profit created by this Act, or be beneficially employed, or in any manner interested or concerned directly or indirectly in supplying any Articles or Materials for the Use of the said Company, shall have any Voice or be entitled to a Vote at any Meeting or Meetings of the said Committee or Court of Direction during the time that he shall be so employed, concerned or interested as aforesaid; and in case any Person being a Member of the said Committee or Court of Direction, shall hold any Contract or enjoy any Place of Profit created by this Act, or shall be in any manner beneficially employed or concerned, directly or indirectly, in supplying any Article or Materials for the Use of the said Company, and shall vote at any such Meeting or Meetings of the said Committee or Court of Direction, then and in every such case every such Person so voting at any such Meeting or Meetings, shall forfeit and pay,

Member of
Committee ne-
glecting to
attend for Three
Months, another
appointed.

No Person con-
cerned in any
Contract, &c. to
vote in Com-
mittee.

Penalty.

for every such Offence, the Sum of One hundred Pounds, together with full Costs of Suit, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case, or by Bill, Plaint or Information, wherein no Essoign, Protection or Wager of Law, or more than One Imparance shall be allowed, and One Moiety of such Penalty when recovered, shall be paid to the Person or Persons who shall sue for the same, and the other Moiety shall be paid to the said Company, to be applied to the Purposes of this Act, and the Person or Persons so convicted shall be absolutely disqualified from acting any longer as a Member or Members of the Committee or Court of Direction of the said Company, and no Proprietor of the said Company, or any Member of the said Committee or Court of Direction of the said Company interested in any such Contract, Matter or Thing as aforesaid, shall vote in any Question touching or concerning the same.

Assemblies of Proprietors specially convened.

XXVI. And be it further enacted, That if it shall at any time appear, that for the more effectually putting this Act into Execution a Special General Assembly of the said Company of Proprietors is necessary to be holden, it shall and may be lawful to and for any Ten or more of the said Proprietors who collectively may be possessed of or entitled to One hundred Shares at the least in the said Undertaking, by a Notice under their Hands to be given to the Clerk of the said Company to require the said Clerk to give Notice of such Special General Assembly, and the said Clerk shall and he is hereby required, within Seven Days from the Receipt of such Notice, to give Fourteen Days Notice of such Special General Assembly in One or more of the *London Newspapers*, or in such other manner as the said Company of Proprietors may at any General Assembly direct and appoint, specifying in such Notice the Reason, Occasion and Intention of requesting such Special General Assembly, and the time when and Place where the same shall be holden, which Place shall be within Three Miles of the said Bridge, and the said Proprietors are hereby authorized to meet pursuant to such Notice; and such of them as shall be present at such Special General Assembly shall proceed to the Execution of the Powers by this Act given to the said Company of Proprietors, with respect to the Matters so specified in such Notice only; and all such Acts, Orders or Determinations of the said Proprietors, or the Majority of them met together at every such Special General Assembly, provided that the Proprietors present and represented by Proxy, shall be possessed in their own Right of at least Two hundred and fifty Shares in the said Undertaking, shall be as valid with respect to the Matters specified in such Notice, as if the same had been done at any stated General Assembly: Provided always, that in case the said Clerk shall not when so required call the said General Assembly, it shall and may be lawful for the said Ten Proprietors by a similar Notice to call such Special General Assembly; which said Special General Assembly shall have the same Power, Privilege and Authority, and be in all Respects considered the same as if it had been called by the Clerk of the said Company.

Notice.

Proviso.

Committee to appoint Officers.

XXVII. And be it further enacted, That it shall and may be lawful to and for the Committee or Court of Direction for the managing and conducting the Affairs of the said Company of Proprietors,

rietors, and they are hereby authorized and required, from time to time, to nominate and appoint a Treasurer or Treasurers, Engineer or Engineers, Architect or Architects, Surveyor or Surveyors, Clerk or Clerks, Collector or Collectors, Receiver or Receivers of the Rates and Tolls herein allowed to be demanded and taken, and such other Officers as to the said Committee or Court of Direction shall seem proper, and from time to time to remove any such Treasurer or Treasurers, Engineer or Engineers, Architect or Architects, Surveyor or Surveyors, Clerk or Clerks, Collector or Collectors, Receiver or Receivers, or other Officers, or any of them, and to nominate and appoint another Person or Persons in his or their Room or Stead in manner aforesaid, taking such Security from every such Treasurer, Engineer, Surveyor, Architect, Clerk, Collector or Receiver, or other Officer, for the due Execution of their respective Offices, and granting to them respectively such Salary and Compensation as the said Committee or Court of Direction shall think proper; and such Clerk or Clerks shall, in a proper Book or Books to be provided by the said Committee or Court of Direction for that Purpose, enter and keep a true and perfect Account of the Names and Places of Abode of the several Proprietors of the said Undertaking, and of the several Persons who shall from time to time become Owners and Proprietors of, or entitled to any Share or Shares herein, and of all Acts, Proceedings and Transactions of the said Company of Proprietors and Committee or Court of Direction respectively; and each of the said Proprietors of the said Undertaking shall and may, at all convenient times, have Recourse to and peruse and inspect the same, paying for such Perusal and Inspection the Sum of One Shilling and no more, and may demand and have Copies hereof, or of any Part thereof, paying for every One hundred Words so to be copied the Sum of Nine Pence, and so in Proportion for any greater or less Number of Words; and if any such Clerk or Clerks to the said Company of Proprietors shall refuse to permit any Proprietor or Proprietors so interested as aforesaid, to inspect or peruse such Book or Books of Accounts and Proceedings at all convenient Times or Seasons, or refuse to make any such Copy or Copies at the Rate or Price aforesaid, he shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

Inspection of
Proceedings.

Penalty.

XXVIII. And be it further enacted, That it shall and may be lawful to and for the said Committee or Court of Direction to remove any Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver or other Officer or Servant of the said Company; and in case any such Treasurer, Engineer, Surveyor, Architect, Clerk, Collector, Receiver or other Officer or Servant of the said Company, shall die, be removed from, or quit the Service of the said Company of Proprietors, or of the said Committee or Court of Direction, then and in every such case it shall and may be lawful to and for the Committee or Court of Direction to appoint any other fit Person or Persons to execute such Office or Offices in the Place of the Person or Persons who shall die, be removed from, or quit the Service of the said Proprietors, or of the said Committee or Court of Direction; and it shall and may be lawful to and for the Committee or Court of Direction of the said Company to suspend any Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver or other Officer or Servant of the said Company, and to ap-

Appointment of
Officers in case
of Vacancies.

point

point any other fit Person or Persons to execute such Office or Offices in the Room and Stead of the Person or Persons so suspended from the Service of the said Company, and also from time to time to appoint any new Officer or Officers as they the Committee or Court of Direction shall think necessary for the Affairs of the said Company, consequent upon such Suspension.

Officers, &c.
to account.

XXIX. And be it further enacted, That every such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver or other Officer or Servant of the said Company so to be appointed as aforesaid, shall, under his or their Hand or Hands, at such time and times, and in such manner as the said Company of Proprietors or such Committee or Court of Direction shall direct, deliver to the said Company of Proprietors or to such Committee or Court of Direction, or to such Person or Persons as they respectively shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to his or their Charge by virtue of this Act, and also of all the Monies which shall have been by such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver or other Officer or Servant of the said Company and Person or Persons respectively received by virtue and for the Purposes of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper and legal Receipts or Vouchers for such Payments, and shall pay all such Monies as shall remain in his or their respective Hand or Hands to the said Company of Proprietors, or to such Committee or Court of Directors (a), or to such Person or Persons as they shall respectively appoint; and if any such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or other Person, shall refuse to produce or deliver up such Accounts, Receipts or Vouchers, or to make Payment as aforesaid, or shall not deliver to the said Company of Proprietors, or to such Committee or Court of Direction, or to such Person or Persons as they shall respectively appoint, within Twenty Days after being thereunto required by the said Company of Proprietors, or by such Committee or Court of Direction, all Books, Papers and Writings in his or their Custody or Power, relating to the Execution of this Act, or shall refuse or neglect to pay such Monies as upon the Balance of any Account or Accounts shall appear to be in his or their respective Hands to the said Company of Proprietors, or to such Committee or Court of Direction, or as they shall respectively direct and appoint, then and in either of the cases aforesaid, the said Company of Proprietors may, and they are hereby authorized and empowered to bring or cause to be brought any Action or Actions against the said Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons so neglecting or refusing as aforesaid, in order for the Recovery of the Monies that shall be in the Hands of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons respectively; or if Complaint shall be made by the said Company of Proprietors, or by such Committee or Court of Direction, or by such Person or Persons as they respectively shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any Two or more Justices of the Peace for the County, City or Place wherein the said Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer

(a) [So in Original MS.]

or Officers, Person or Persons so neglecting or refusing, without some reasonable Excuse, shall be and reside, such Justices may and they are hereby authorized and required, by a Warrant or Warrants under their Hands and Seals, to cause the Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons so neglecting or refusing, to be brought before them, and upon his, her or their appearing, or not being to be found, to hear and determine the Matter in a summary way; and if upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath, it shall appear to such Justices that any of the Monies that shall have been collected, raised or received by virtue of this Act shall be in the Hands of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons, such Justices may, and they are hereby authorized and required, upon Non payment thereof, by Warrant or Warrants under their Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons respectively: and if no Goods or Chattels of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons, shall still persist in refusing or neglecting to deliver up all such Monies, Accounts, Receipts, Vouchers, Books, Papers and Writings as aforesaid to the said Company of Proprietors, or to such Committee or Court of Direction, or other Person or Persons as they respectively shall appoint, then and in any or either of the cases aforesaid, such Justices shall commit every such Offender to the Common Gaol for such County, City or Place, there to remain without Bail or Mainprize, until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Company of Proprietors, or with the said Committee or Court of Direction, and shall have paid such Composition, in such manner as they respectively shall appoint, and until he shall deliver up such Monies, Accounts, Receipts, Vouchers, Books, Papers and Writings as aforesaid, or give Satisfaction in respect thereof to the said Company of Proprietors, or to such Committee or Court of Direction; but no Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Person so committed for want of sufficient Distress shall be confined or detained in Prison by virtue of this Act for any longer Space of time than Three Months.

Imprisonment.

XXX. And be it further enacted, That all the Powers and Authorities hereby vested in or directed to be exercised by the said Committee or Court of Direction, may be done and exercised by the major Part of the Persons present at their respective Meetings, the whole Number present not being less than Three, and every such Committee or Court of Direction shall from time to time make Report of their Proceedings to the said General Assemblies of the Proprietors, and shall obey their Orders and Directions; and the said Committee or Court of Direction shall (subject nevertheless at all times to such Orders and Directions as aforesaid) meet at such Times and Places, and shall from time to time

Powers of Committee.

adjourn

adjourn themselves to such other Times and Places as they shall think fit; and in order to defray the Expences of their Meetings the said Committee or Court of Direction shall from time to time receive out of the Capital Stock of the said Company of Proprietors such Sum or Sums of Money as shall be directed, adjusted and settled by the said Company of Proprietors at such General Assemblies; and the said Committee or Court of Direction shall and may contract for and agree for the Purchase of the Lands, Tenements and Hereditaments that may be taken or used for the Purposes of the said Bridge, Street or Streets, or other Works thereunto belonging, and shall and may make Agreements, Contracts and Bargains with the Workmen, Agents, Undertakers and other Persons employed or concerned in making, continuing and completing the said Bridge, Street or Streets, or other Works hereby authorized, and all and every Part or Parts thereof; and the said Committee or Court of Direction shall (subject nevertheless to the Orders and Directions of such General or Special General Assemblies as aforesaid), have full Power and Authority to direct and manage all and every the Affairs of the said Company of Proprietors, and the said Committee or Court of Direction shall by themselves or the Clerk or Clerks for the said Company of Proprietors keep a full, correct and true Account of all Monies disbursed and Payments made by the said Committee or Court of Direction, and by all and every Person and Persons employed by or under them, and of all and every Sum and Sums of Money which they shall receive on Behalf or in respect of the said Undertaking from any Collector or Collectors of the said Rates or Tolls, or from any other Officer or Officers, or from any other Person or Persons whomsoever employed in or having any Concerns, Dealings or Transactions with the said Undertaking, or in or with any Part or Parts thereof, and shall regularly by themselves or their Clerk or Clerks of (a) the said Company as aforesaid, write, insert and enter in a Book or Books to be from time to time provided at the Expence of the said Company of Proprietors, Notes, Minutes or Copies (as the case shall require), of any such Contract, Bargain, Receipt and Disbursement, and of all their Orders and Proceedings, which Book or Books shall be deposited with and kept under the Care and Direction of the said Committee or Court of Direction, or the Clerk or Clerks of the said Company aforesaid: Provided always, that every Proprietor in the said Undertaking shall have free Access thereto upon every reasonable Desire for his or her Inspection, on Payment for such Inspection of the Sum of Two Shillings and Six Pence. (a) [*See in Original A.B.*]

Proviso.

Proceedings entered in Books of Company, Evidence.

XXXI. And be it further enacted, That all Orders and Proceedings of the said Company of Proprietors at their several and respective General or Special General Assemblies, or of their Committee or Court of Direction, or any Three or more of them, at their several Meetings shall be entered in a Book or Books to be kept for such Purposes respectively, and such Orders and Proceedings so entered shall be signed respectively by the Chairman of such General or Special General Assembly, or by the Clerk of the said Company, or by the Chairman of such Committee or Court of Direction, or by their Clerk, and such Order and Proceedings respectively shall be deemed and taken to be Originals.

Committees may make Calls.

XXXII. And it enacted, That the said Committee or Court of Direction, shall have Power from time to time, to make such Call or Calls

Calls of Money from the Subscribers to and Proprietors of and in the said Undertaking, to defray the Expences of or to carry on the same, as they the said Committee or Court of Direction, from time to time shall find wanting and necessary for those Purposes, so that no such Call shall exceed the Sum of Ten Pounds for every One hundred Pounds, (except as hereinafter mentioned) and such Calls shall not be made but at the Distance of Thirty Days at least from each other, and Twenty one Days Notice at least shall be given of all such Calls as aforesaid, by Advertisement in One or more of the *London Newspapers*, or in such other manner as the said Company of Proprietors shall at any General Assembly direct and appoint; provided that it shall not be lawful to make any further Call upon any Proprietor or Proprietors who shall have paid to the said Company in Obedience to their said Calls or otherwise, the full Amount of the Sum which by his, her or their Subscription, he, she or they had undertaken to pay, or his, her or their said Share or Shares, and every Owner or Owners, Proprietor or Proprietors, of any Share or Shares in the said Undertaking, shall pay his, her or their rateable Proportions of the Monies to be called for as aforesaid, to such Person or Persons, and at such Time and Place as the said Committee or Court of Direction shall from time to time order and direct; and if any Person or Persons shall neglect or refuse to pay his, her or their rateable or proportionable Part of the Money so called for as aforesaid, at the Time and Place appointed by such Committee or Court of Direction, or within Fourteen Days next ensuing, he, she or they so neglecting or refusing, shall forfeit and pay the Sum of Twenty Shillings for every Share he, she or they shall have in the said Undertaking; and in case such Person or Persons shall continue to neglect or refuse to pay his, her or their rateable Call or Calls as aforesaid, for the Space of Three Months next after the time so appointed for Payment thereof, then and in every such case, he, she or they so neglecting or refusing, shall forfeit his, her or their respective Share and Shares in the said Undertaking, and all the Profits and Benefits thereof, all which Shares so forfeited, shall be vested in the said Company of Proprietors, in trust for, and for the Benefit of all the rest of the said Proprietors, in proportion to their respective Interests in the said Undertaking, or shall at the Discretion of any of the said General or Special (a) Assemblies, be publicly sold for the Use of the rest of the said Proprietors, whose Shares and Interests shall not have been forfeited as aforesaid: Provided nevertheless, that no Forfeiture of any Share or Shares in the said Undertaking shall be, or be deemed to be incurred, save and except personal Notice of such Call or Calls in Writing, signed by the Clerk or Clerks to the said Committee or Court of Direction, shall have been given to or left at the last or usual Place or Places of Abode, of the Owner or Owners of such Share or Shares respectively, and in case the Place or Places of Abode of any such Owner or Owners shall not be known to the Clerk or Clerks of the said Committee or Court of Direction, then such Notice shall be inserted once in the *London Gazette*, nor until all such Share or Shares shall likewise have been declared to be forfeited at some General or Special General Assembly of the said Company of Proprietors. (a) [So in Original Act.]

Proviso.

Calls not paid.

Penalty.

Shares forfeited.

No Advantage taken of Forfeiture without Notice.

XXXIII. Provided always, and be it enacted, That the respective Persons who have subscribed, or who shall hereafter subscribe or advance

Subscribers to pay Subscriptions on Calls by Committee.

advance any Money for and towards the said Undertaking, or shall be Owner or Owners, Proprietor or Proprietors of any Share or Shares in the said Undertaking, shall, and he, she and they is and are hereby required to pay the Sum or Sums by them respectively subscribed (or such Parts and Proportions thereof as shall from time to time be called for by the Committee or Court of Direction of the said Company of Proprietors, by virtue of and agreeable to the Powers and Directions of this Act), at such Times and Places, and in such manner as shall be directed by the said Committee or Court of Direction; and in case any such Subscriber or Subscribers shall neglect or refuse to pay the same at the Time and Place and Manner so required for that Purpose, the said Company of Proprietors are hereby empowered to sue for and recover the same in any of His Majesty's Courts of Law or Equity whatever.

Failure.

Sued.

Proceedings in
Actions for Calls.

XXXIV. And be it thus enacted, That in all Actions brought by the said Company of Proprietors against any Person or Persons who hath or have subscribed, or who shall hereafter subscribe or advance any Money for and towards the said Undertaking, or against any Owner or Owners, Proprietor or Proprietors of any Share or Shares in the said Undertaking, to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and alledge that the Defendant or Defendants, being an Owner or Owners, Proprietor or Proprietors of such or so many Share or Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls in Arrear shall amount to for such and so many Call or Calls of such and so many Sum and Sums of Money upon such or so many Share or Shares belonging to the said Defendant or Defendants (as the case may happen to be), whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the Special Matter; and on the Trial of such Action, it shall be only necessary to prove, that the Defendant or Defendants, at the time of making such Call or Calls, was or were an Owner or Owners, Proprietor or Proprietors of some Share or Shares in the said Undertaking, and that such Call or Calls was or were in Fact made, and that such Notice was given thereof as is directed by this Act, and the said Company shall thereupon be entitled to recover what shall appear to be due, unless it shall appear that any such Call exceeded the Sum of Ten Pounds for every One hundred Pounds, or was made within the Distance of Thirty Days from the last preceding Call, or without Notice given as aforesaid; and after Judgment shall be given for the said Company in any such Action, Execution shall not be stayed by reason of any Writ of Error brought by the Defendant or Defendants therein, unless such Defendant or Defendants, with Two sufficient Sureties, shall first become bound to the said Company by Recognizance, to be acknowledged in the Court in which such Judgment shall be given, in Double the Sum adjudged to the said Company by such Judgment, to prosecute the said Writ of Error with Effect, and also, if the said Judgment shall be affirmed or the said Writ of Error be nonprossed, to satisfy and pay the Debt, Damages and Costs adjudged by the said Judgment, and all Costs and Damages to be awarded for Delay of Execution.

XXXV. Pro-

XXXV. Provided always, and be it enacted, That if any Subscriber or Subscribers to the said Undertaking shall be minded and desirous to pay and advance immediately into the Hands of the said Committee or Court of Direction, or of the Person or Persons whom they shall appoint to receive the same, the full Amount of his, her or their Subscription or Subscriptions for such Share or Shares, for which he, she or they, may have subscribed, or any Part thereof, not being a less Sum than One hundred Pounds, without waiting for the said Call or Calls to be made, then and in such case it shall be lawful for the said Committee or Court of Direction to pay to the said Subscriber or Subscribers so paying in Advance as aforesaid, out of the Funds of the said Company, Interest upon the Sum or Sums so advanced, at the Rate of Five Pounds *per Centum per Annum*, upon the Amount which such Payment in Advance may be over and above the said Calls, and from the time of advancing the same up to the period of each subsequent Call respectively, according to the Sum then in Advance over and above the Amount of the said Call.

Committee may allow Interest to Proprietors on Payment in Advance.

XXXVI. And be it further enacted, That all and every Person and Persons, Body or Bodies Corporate and Politic, his, her or their several and respective Successors, Executors, Administrators and Assigns, who shall have severally subscribed, and shall pay in the Sum or Sums of Money so subscribed by him, her or them, or such Part or Parts thereof as shall or may be demanded of him, her or them, from time to time in lieu thereof, on Account of his, her or their respective Subscriptions or Stock, towards the carrying on and completing the Works aforesaid, shall be entitled, with the Assent of a General Court of Proprietors held for that Purpose, to Interest on every Instalment so demanded and paid, at a Rate not exceeding Five Pounds *per Centum per Annum*, which Interest shall commence from the time or times that such Instalments shall have been respectively paid, or from such subsequent time or times as such General Court shall appoint.

Power to General Assemblies to give Interest.

XXXVII. And be it further enacted, That if any Owner or Owners, Proprietor or Proprietors, of any Share or Shares in the said Undertaking, shall happen to die before such Call or Calls shall have been made for the full Sum or Sums to be advanced on any Share or Shares which he, she or they shall have been possessed of or entitled to, without having made Provision by Will or otherwise how and in what manner such Share or Shares shall be disposed of, and how and by what means the future Calls in respect thereof shall be paid to the said Company of Proprietors for the Purposes of the said Undertaking, then and in such case the Executor or Executors, Administrator or Administrators of every such Owner or Owners, Proprietor or Proprietors so dying, or the Trustee or Trustees, Committee or Committees of any Lunatic or Lunatics, Guardian or Guardians of any Infant or Infants, or of any other Person or Persons entitled to the Estate and Effects of any such deceased Owner or Owners, Proprietor or Proprietors, shall be indemnified against all and every such Infant or Infants, and against all and every other Person or Persons whomsoever, for or on Account of his, her or their having paid any Sum or Sums of Money, when called for as aforesaid, to complete every such Subscription; and if such deceased Owner or Owners, Proprietor or Proprietors, shall not have left Assets sufficient, or in case the Executor or Executors, Administrator or Administrators,

On Death of Subscribers before Shares completed, Executors, &c. may do it.

Administrators, Trustee or Trustees, Committee or Committees, Guardian or Guardians, shall refuse or neglect to answer such Calls for the Space of Six Calendar Months after Notice in Writing, signed by the Clerk of the said Company of Proprietors, shall have been given to him, her or them, or left at his, her or their last or usual Place or Places of Abode, the said Company of Proprietors shall be, and they are hereby authorized and required to admit any other Person or Persons to be an Owner or Owners, Proprietor or Proprietors, of the Share or Shares of such deceased Owner or Owners, Proprietor or Proprietors, on Condition that he, she or they, so admitted, do and shall, on or before such Admission, pay to the Executor or Executors, Administrator or Administrators of such deceased Owner or Owners, Proprietor or Proprietors, or to the Trustee or Trustees, Committee or Committees, Guardian or Guardians, of the Infant or Infants, or other Person or Persons who may be entitled to his, her or their Effects, the full Sum or Sums of Money which shall have been paid by such Owner or Owners, Proprietor or Proprietors, in his, her or their Life-time, by virtue of any Call or Calls, or otherwise, upon such Share or Shares, or such other Sum or Sums of Money as the same can be sold for; and in case no Person or Persons shall be found who is or are willing to be admitted upon such Condition as aforesaid, then and in every such case such Share or Shares shall be forfeited to and become vested in the Rest of the said Company of Proprietors of the said Undertaking, in Trust for and for the equal Benefit of all the Rest of the said Proprietors in Proportion to their respective Interests in the said Undertaking; and shall be subject to be sold and disposed of in like manner as other forfeited Shares may be sold and disposed of by virtue of this Act.

Penalty.

Shares may be sold.

XXXVIII. And be it further enacted, That it shall and may be lawful to and for the said several Proprietors of the said Undertaking, his, her or their respective Executors, Administrators and Assigns, to sell and dispose of any Share or Shares to which he, she or they may be entitled therein, subject to the Rules and Conditions herein mentioned, the Conveyance of which Shares shall be in the Form or to the Effect following; *videlicet*,

Form of Conveyance of Shares.

‘ I *A. B.* of _____ in Consideration of
 ‘ _____ paid to me by *C. D.* of _____
 ‘ do hereby bargain, sell, assign and transfer to the said *C. D.* the
 ‘ Sum of _____ Capital Stock of and in the
 ‘ *Southwark* Bridge, being _____ of my Share
 ‘ _____ in the said Undertaking, To hold to
 ‘ the said *C. D.* _____ Executors, Administrators and
 ‘ Assigns, subject to the same Rules, Orders and Restrictions, and
 ‘ on the same Conditions that I held the same immediately before the
 ‘ Execution hereof; and I the said *C. D.* do hereby agree to take
 ‘ and accept the said Capital Stock or Share of _____
 ‘ subject to the same Rules, Orders, Restrictions and Conditions.
 ‘ As witness our Hands and Seals, this _____ Day of
 ‘ _____ in the Year of our Lord One thousand eight
 ‘ hundred and _____

And on every such Sale the said Deed or Conveyance (being executed by the Seller or Sellers, and the Purchaser or Purchasers of such

each Share or Shares) shall be kept by the said Purchaser or Purchasers for his, her or their Security, after the Clerk or Clerks to be said Company of Proprietors shall have entered in a proper Book or Books to be kept for that Purpose, a Memorial of such Transfer and Sale, for the Use of the said Company, and have testified and indorsed the Entry of such Memorial on the said Deed of Sale or Transfer, for which no more than Two Shillings and Six Pence shall be paid; and the said Clerk or Clerks is and are hereby required to make such Entry or Memorial accordingly, and until such Memorial shall have been made and entered as above directed, such Purchaser or Purchasers shall have no Part or Share of the Profits of the said Undertaking, nor any Interest for such Share or Shares paid to him, her or them, nor any Vote in respect thereof as a Proprietor or Proprietors of the said Undertaking.

Fec.

XXXIX. And be it further enacted, That after any Call of such Money shall have been made by the said Committee or Court of Direction as aforesaid, no Person or Persons shall sell or transfer any Share or Shares which he, she or they shall possess in the said Undertaking on Pain of forfeiting his, her or their respective Share or Shares therein to the said Company of Proprietors, in Trust for the benefit of all the said Proprietors, unless at the time of such Sale or Transfer, such Person or Persons shall have paid and discharged to the Treasurer of the said Company of Proprietors, the whole and entire Sum of Money which shall have been called for upon each Share so sold or transferred, such Forfeiture nevertheless to be notified and declared at a General or Special General Assembly, in manner before directed.

No Shares sold after a Call till Money paid.

XL. And whereas, in Cases where the original Subscriber or Subscribers of One or more Share or Shares in the said Undertaking shall marry, die, become Insolvent or Bankrupt, or go out of the Kingdom, or shall transfer his or her Right and Interest to some other Person, and no Register shall have been made of the Transfer thereof with the said Clerk, as directed by this Act, it may not be in the Power of the said Company of Proprietors, or their Treasurer or Clerk, to know who is the Owner or Proprietor of such Share or Shares, in order to give him, her or them Notice or Notices of Calls made on such Share or Shares, as is hereby required, and to maintain any Action or Actions against him, her or them for the Recovery of the same, or for the Purpose of safely paying to him, her or them the Interest or Dividends to which he, she or they may be entitled by virtue thereof; Be it therefore further enacted, That before any Person or Persons who shall claim any Part or Share of the Profits arising from the said Undertaking in Right of Marriage shall be entitled to receive the same, an Affidavit, containing a Copy of the Register of such Marriage, shall be made and sworn to by some credible Person before One of the Judges of His Majesty's Courts of Record at *Westminster*, or

Acquisition of Shares by Marriage, Will or in Course of Administration.

Master or Master Extraordinary in Chancery, or any One of His Majesty's Justices of the Peace, who are hereby authorized and empowered to swear any such Person to such Affidavit, and such Affidavit shall be transmitted to the Clerk or Clerks to the said Company for the time being, who shall file the same, and make an Entry thereof in the Book or Books which shall be kept by the said Clerk or Clerks for the Entry of Transfers and Sales of Shares

By Marriage

in

By Will or in
Course of Ad-
ministration.

in the said Undertaking; and that before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking, by virtue of any Bequest or Will, or in a Course of Administration, shall be entitled to receive the same, the said Will, or the Probate thereof, shall be produced and shewn to the said Clerk or Clerks, or an Affidavit containing a Copy of so much of such Will as shall relate to the Share or Shares of the Testator, or of the Letters of Administration in case the Proprietor shall have died Intestate, shall be made and sworn to by any Executor or Executors of such Will, or by any Administrator or Administrators of the Estate and Effects (as the case may happen to be) before One of the Judges of His Majesty's Courts of Record at *Westminster*, a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall also be transmitted to the said Clerk or Clerks, who shall file and enter the same in the manner herein mentioned, and that in all cases other than as hereinbefore mentioned, where the Right and Property in one or more Share or Shares in the said Undertaking shall pass from the original Proprietor thereof to any other Person or Persons by any other legal means than by a Transfer or Conveyance thereof as herein directed, an Affidavit shall be made and sworn to by Two credible Persons, before One of the Judges in (a) His Majesty's Courts of Record at *Westminster*, or a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, stating the manner in which such Share or Shares hath or have passed to such other Person or Persons; and the said Judges, Master or Master Extraordinary in Chancery, or Justices of the Peace, are hereby authorized and empowered to swear any such Person to such Affidavit, and such Affidavit shall be transmitted to the Clerk or Clerks of the said Company of Proprietors, to the Intent that he may and he is hereby required to enter and register the Name or Names of every such new Proprietor or Proprietors, in the Register Book or List of Proprietors in the said Undertaking; and that in all or any of the said cases it shall and may be lawful to and for the said Company of Proprietors, at any General or Special General Assembly, after Six Calendar Months Notice shall have been given by the said Treasurer or Clerk to the Person or Persons claiming by such Affidavit to be Owner or Owners thereof, and such Person or Persons shall not have paid his, her or their Proportion of the Money becoming payable by virtue of any Call or Calls as aforesaid, and after Notice thereof shall have been given Three times, at the Intervals of Seven Days between each Advertisement, in some One or more of the *London* Newspapers, to declare the same Share or Shares to be forfeited, and in such case the same shall be and become forfeited and sold, and disposed of in such manner as the said Company of Proprietors shall direct, or otherwise become consolidated in the General Fund of the said Company. (a) [*So in Original Act.*]

Names of Proprietors and Numbers of Shares entered, and Certificates of Number delivered.

XLI. And, for the better Security of the several Proprietors of the said Undertaking, as to their respective Shares therein, be it further enacted, That the said Company of Proprietors shall, and they are hereby required at their First or at some subsequent General Assembly, or as soon as conveniently may be, to cause the Names and proper Additions of the several Persons who shall be then entitled to any Share or Shares in the said Undertaking, with the Number of Shares which they are then respectively entitled to hold, and also the

he proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book or Books to be kept by the Clerk to the said Company of Proprietors, and after such Entry made, to cause their Common Seal to be affixed thereto, and shall also cause a Certificate or Instrument, with the Common Seal of the said Company affixed thereto, to be delivered to every such Subscriber upon Demand, specifying the Share or Shares to which he, she or they is or are entitled in the said Undertaking, or a Certificate for each separate and distinct Share, in case any Proprietor require more than One Share shall request the same, every such Proprietor paying to the Clerk Two Shillings and Six Pence, and no more, for every such Certificate or Instrument, and such Certificate or Instrument shall be admitted in all Courts whatever, as Evidence of the Title of such Subscribers, his, her or their Executors, Administrators and Assigns, to the Share or Shares therein specified, but the Want of such Certificate or Instrument shall not hinder or prevent the Owner or Proprietor of any Share or Shares from selling or disposing thereof; and in case any such Certificate or Instrument shall become defaced, worn out or damaged, or shall be ascertained to have been lost or destroyed, then and in such case another Certificate shall be made out and entered by the Clerk on the same Terms and Conditions as aforesaid.

XLII. And it is hereby further enacted, That all and every Sum and Sums of Money which shall, previous to the passing of this Act, have been paid by any Subscriber or Subscribers to the said Undertaking, for or on account of any Share or Shares therein, to any Person or Persons whomsoever, shall be accounted for by such Person or Persons, to the said Company of Proprietors, or their Committee, or Court of Direction, and shall be paid to the said Company of Proprietors, or their Committee or Court of Direction, or to such Person or Persons, and at such time or times as they shall respectively appoint; and in case of Non-payment thereof, the same shall and may be recovered by the said Company of Proprietors, from the Person or Persons to whom or to whose Account the same shall have been paid in such and the like manner, and by such ways and means, as if such Sum or Sums of Money had been advanced and paid by or received on Account of the said Company of Proprietors, after the passing of this Act.

Power to Proprietors to recover Money paid on account of Shares previous to passing of Act.

XLIII. And be it further enacted, That it shall and may be lawful for and for the said Company, and their Successors, their Deputies, Agents, Servants, Workmen and Assistants, and they are hereby authorized and empowered to design, direct, order and build, or cause to be built, and to complete, maintain and keep in Repair with Stone and Iron a Bridge across the River *Thames*, from the Bank or Shore thereof at or near a certain Wharf or Place on the North Side of the said River called the *Three Cranes*, in the Parishes of *Saint James Garlick Hythe*, and *Saint Martin Vintry*, in the City of *London*, to the opposite Bank on the South Side of the said River, in the Parish of *Saint Saviour*, in the County of *Surrey*, and to dig and make proper Foundations in the said River, and on the Lands and Grounds lying on each Side thereof, for the Piers and Abutments of the said Bridge, and to cut and level the Banks of the said River in such manner as shall be necessary and proper for building the said Bridge, and to cut, remove, take and carry away

Authority to Company to build Bridge.

all Trees, Roots of Trees, Beds of Gravel, Sand, Mud or any other Impediment whatsoever, which may in any wise tend to hinder the erecting and completing the said Bridge, and execute all other Things requisite and necessary, useful or convenient for erecting and building, maintaining and supporting the said Bridge, according to the Tenor and true Meaning of this Act; and further, that for the Purpose of erecting, building, maintaining, repairing and supporting the said Bridge, the said Company shall, from time to time, have full Power and Authority to land on either Side of the said River, within One hundred Yards of the Scite of the said Bridge, all Materials and other Things to be used in and about the same, and there to work and use such Materials and Things, according as they the said Company, and the Persons to be by them appointed shall think proper, without any previous Agreement with the Owner or Owners of the Property on which such Materials and other Things shall be landed, worked or used, or of the Tenant or Tenants thereof; doing as little Damage as may be, and making such Satisfaction as hereinafter mentioned to the respective Owners and Occupiers of all Lands and Grounds, Tenements and Hereditaments, which shall be altered, damaged, spoiled, taken or made use of by means, or for the Purposes of this present Act.

To build Stairs
and plying
Places at each
Side of each End
of the Bridge.

XLIV. And be it further enacted, That there shall be constructed at each End of the said Bridge, and on each Side of each End thereof, convenient Stone Stairs and plying Places for the Use of the Watermen and Wherrymen rowing upon the River *Thames*, from *Windfor* in the County of *Berks* to *Gravesend* in the County of *Kent*; and that they the said Watermen and Wherrymen shall have the free Use of the said Stairs in the same manner as they have of the Stairs and plying Places at *Westminster* Bridge and *Blackfriars* Bridge, and which said Stairs and plying Places shall, at all times after the same shall be made, be kept in Repair by the said Company of Proprietors and their Successors.

Places for
Materials.

XLV. And be it further enacted, That the said Company shall be, and they are hereby empowered to take upon Lease, or to agree for the Use and Occupation of proper Places within Three hundred Yards of the Approach to the said Bridge on the South Side thereof, for the Purpose of depositing Stone, Iron, Timber and other Materials for building the said Bridge, and to sell the same, in such and the like manner as is hereinafter directed with respect to Lands not wanted for the Purposes of this Act.

A free Passage
left for the
Water of Six
hundred and
sixty Feet.

XLVI. And, to the Intent that the Navigation of the said River *Thames* may not be obstructed, be it further enacted, That there shall always be and remain a free and open Passage or Passages for the Water to pass and repass through the Arches of the Bridge to be built by virtue of this Act, so as to constitute a clear Water Way of Six hundred and sixty Feet, at the least, within the Banks of the River, and that none of the Arches shall have a less Waterway than Two hundred and ten Feet in Width through each and every of the said Arches; and that the said Company of Proprietors shall not make any Embankment or Embankments above or below the said Bridge, on either Side thereof, that shall extend more than Fifty Feet in Length, above or below the said Bridge, or make such Embankment to extend into the River, within Five Feet of the nearest Part of either of the Arches next to the River Banks.

XLVII. And

XLVII. And be it further enacted, That the said Company of Proprietors in building and erecting the said Bridge, shall not erect or place more than Two Centres at one time under the Arches or intended Arches of the said Bridge whilst the same shall be building, and shall not begin to erect any other Centre until One of the said Centres shall have been entirely removed, so that there shall not at any time be more than Two whole Centres standing, being or remaining under the Arches, or intended Arches of the said Bridge; nor shall the said Company of Proprietors cause or permit any other unnecessary Obstruction to the Navigation in the Erection of the said Bridge; and in case more than Two Centres shall be standing, erecting or remaining at the same time, or any other unnecessary Obstruction made as aforesaid, the said Company of Proprietors shall remove the same within Twenty Days after Notice in Writing shall be delivered to them, or left with any of their Agents, Clerks, Servants or Workmen, by or by the Order of the Lord Mayor for the time being of the City of London for that Purpose; and if the said Company of Proprietors shall neglect to remove within the time specified in such Notice, such Centres, or other Obstructions, then it shall be lawful for the said Lord Mayor for the time being, to remove, or cause the same to be removed, and from time to time as the same shall occur, and the Charges and Expences of any such Removal shall be forthwith paid by the said Company to the said Lord Mayor for the time being, or his Order, together with the Sum of Twenty Pounds or every Neglect to remove any such Centre or Centres, or Obstruction, when required as before mentioned; the said Sum of Twenty Pounds to be recovered by Action at Law in any of His Majesty's Courts of Record at *Westminster*.

Not more than Two Centres standing in the River at the same time.

Penalty.

XLVIII. And whereas it may happen that after the said Bridge shall have been completed and in use, the same may receive Damage by unforeseen Accidents, so that the Passage thereof may for a time become dangerous and impracticable; Be it further enacted, That when and as often as it shall so happen it shall and may be lawful to and for the said Company of Proprietors, or their Committee or Court of Direction, or any Three or more of them, or such Person or Persons as they shall and may appoint for that Purpose from time to time, as often as Occasion shall require, to erect or build a Temporary Bridge at such Place or Places near to the Scite of the said Bridge as they shall judge to be most proper and convenient, and there to take and receive for Passage over the River *Thames* by such Temporary Bridge such Tolls as are hereinbefore authorized to be taken for passing over the said Bridge: Provided always, that such Temporary Bridge shall continue for such time only as shall be necessary for repairing and rebuilding the said Bridge, and rendering the Passage over the same safe and commodious.

Temporary Bridge

removed.

XLIX. And be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors, at their own proper Costs and Charges, to lower or raise such Parts of a certain Street called *Queen Street*, in the City of *London*, and to widen and make other Alterations therein as may be deemed proper for the more convenient and suitable Access to the said Bridge, and to allot and lay out such Part thereof for Carriages, and such Part thereof for Foot Passengers as they shall think proper, and to cause to be dug up and carried away, out of, or to be brought into *Queen Street* aforesaid,

Company may widen *Queen Street*.

such Gravel, Stone, Sand and other Materials, and to employ such Artificers, Labourers, Carriers and others, and to do all other Acts which they shall judge necessary or conducive to the Purposes aforesaid, and to sell and dispose of the old Materials, and to apply the Money arising thereby towards re-imbursing their Charges, and likewise that it shall and may be lawful to and for the said Company of Proprietors, if they shall think fit, at their own proper Costs and Charges, to raise, sink or otherwise alter the Position of any of the Spurs, Steps, Areas, Cellar Windows and Watercourses, Pipes or Spouts belonging to any of the Houses, and also the Leaden or other Pipes, which for the Purpose of conveying Water into any House or other Place shall be laid into or from any Pipe laid down by any of the Companies or Societies who furnish the Inhabitants of the City of London with Water, and to remove and alter the Course and Direction of any Sewers or Drains, and to remove all other Obstructions, so as the same respectively be done with as little Detriment and Inconvenience to the said Companies, Societies and Inhabitants, as the Circumstances of the case will admit, and so as the said Company of Proprietors do relay all necessary Pavements, and make all necessary Drains and Sewers in the Room and Stead of those they shall so remove or alter as aforesaid: Provided always, that nothing herein contained shall extend to charge the said Company of Proprietors with repairing or making good such Pavements, Sewers, Drains or Alterations in future; but that from and after the same shall be so raised, altered, repaired and made good as aforesaid, the same shall for ever thereafter be kept in Repair by such Person or Persons, Companies or Societies as now are or hereafter shall be chargeable therewith.

Proviso.

Street from
Bankside to
Blackman Street.

L. And be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors, and they are hereby empowered to design, lay out, open and make a spacious and convenient Street, Way or Passage, not less than Sixty Feet in Width from House to House, from the South Side of the said Bridge, at or near a certain Place or Alley called *Horse Shoe Alley to Blackman Street*, both in *Southwark* aforesaid, so as to open opposite, or as nearly opposite as may be, a certain Road made or intended to be made pursuant to an Act made in the last Session (a) of Parliament, intituled, *An Act for making and maintaining a Road from the Borough of Southwark to the Kent Road in the County of Surrey.* (a) [This does not appear to be an Act of the last Session, but to be 49 G. 3. c. clxxvi. See Cap. clxxv. post.]

Company taking
Land belonging
to the See of
Winchester.

LII. Provided always, and be it enacted, That nothing herein contained shall extend or any wise be construed to extend so as to authorize and empower the said Company of Proprietors to take any further or greater Quantity of Lands or Hereditaments belonging to the See of *Winchester*, for the Purpose of making, completing and maintaining the said new Street intended to be made from *Horse Shoe Alley to Blackman Street* aforesaid, than shall be deemed necessary and sufficient for the making, completing and maintaining such new intended Street, without the Consent in Writing of the Lord Bishop of *Winchester*, and his Successors for the time being, first had and obtained for that Purpose.

‘ LII. And whereas, in order to make a gradual Ascent to the
‘ said Bridge, on the South Side thereof, without destroying or in-
‘ commoding the free Passage of Persons, Horses and Carriages,
‘ along

along the present Street or Road, called *Bankside, Southwark*, it may be necessary to construct an Arch over the said Road or Street, under the ascending Avenue or Entrance to the said Bridge, on the South Side thereof: And whereas in making the said Street to communicate with the said Bridge, on the South Side thereof, from *Blackman Street, Southwark*, it may be necessary to take up and remove the Pavements of divers Alleys, Lanes, Courts and Streets, through or over which the said new Street from *Blackman Street* aforesaid is intended to be made; Be it therefore further enacted, That it shall and may be lawful to and for the said Company of Proprietors, and they are hereby required, at their own proper Costs and Charges, to make or cause to be made an Archway over the said Street or Road called *Bankside* aforesaid, of a Width or being less than Twenty four Feet, at the Bottom or widest Space hereof, of a Height being not less than Fourteen Feet from the Centre of the said Arch to the Level of the said Road; and also, that it shall and may be lawful to and for the said Company of Proprietors, and they are hereby also required, at their own proper Costs and Charges, to take up or cause to be taken up, all or any Part of the Pavements of the several Alleys, Lanes, Courts and Streets aforesaid, through or over which the said new Street is intended to pass, and to repair, raise, relay and pave the Carriage-way of the said new Street with *Scotch Granite*, and the Foot-way with *Yorkshire Flag* stones, and put up and affix a sufficient Number of Posts, Lamp Posts and Lamp Irons, and otherwise make the said new Street fit for the Transit of Persons, Horses and Carriages, and to allot and lay out such Parts thereof for Carriages, and such Parts thereof for Foot Passengers, as the said Company of Proprietors, or their Committee, or Court of Direction, shall think proper, and to cause to be dug up, and carried away out of the said Alleys, Lanes, Courts and Streets aforesaid, and to be brought into the said intended new Street, such Gravel, Stones and other Materials, and to employ such artificers, Labourers, Carriers and others, and to do all other Acts which they shall judge necessary or conducive to the Purposes aforesaid, and to repair, raise and relay the Pavement of the Alleys, Lanes, Courts and Streets on each Side of the said intended new Street, through and over which the same is intended to pass, so as the free Passage of the said Alleys, Lanes, Courts and Streets may not be obstructed or impeded, and to sell and dispose of the old Materials, and to apply the Money arising thereby, towards re-imbursing their Charges; and likewise, that it shall and may be lawful to and for the said Company of Proprietors, if they shall think fit, at their own proper Costs and Charges, to raise, sink or otherwise alter the Position of any of the Spurs, Steps, Areas, Cellar Windows and Watercourses, Pipes or Spouts, belonging to any of the Houses, and also the Leadens or other Pipes, which for the Purpose of conveying Water into any House or other Place, shall be laid into or from any Pipe laid down by any of the Companies or Societies who furnish the Inhabitants of the said Borough of *Southwark* with Water, and to remove all Drains, Sewers and other Obstructions whatever, so as the same be done with as little Detriment and Inconvenience to the said Companies, Societies and Inhabitants, as the Circumstances of the Case will admit, and so as all proper new Drains, Sewers and Watercourses be substituted in the Room or Stead of such Drains, Sewers

Power to make
an Archway over
Bankside.

Proviso.

and Watercourses which shall or may be so removed as aforesaid: Provided always, that nothing herein contained shall extend or be construed to extend, to charge the said Company of Proprietors with repairing or making good such Streets or Ways, Pavements or Alterations in future, but that from and after the same shall be so made as aforesaid, the same shall for ever thereafter be repaired and maintained out of such Funds or Rates, and by such Person or Persons, Companies or Societies, as shall by Law be chargeable therewith.

Procuring
Gravel from the
River Thames.

LIII. Provided always, and be it further enacted, That all such Ballast, Sand, Gravel, Earth or other Materials as the said Company of Proprietors, or the Person employed or to be employed by them, shall at any time raise or take from and out of the said River Thames, for the Purpose of forming the said Streets, or any other Purpose whatsoever, under or by virtue of this Act, shall be raised and taken from such Parts of the said River only as the Lord Mayor of the said City for the time being, as Conservator of the said River, or the Person or Persons acting under his Authority, shall, on Request of the said Company of Proprietors in Writing, direct and appoint.

No Gravel, &c.
returned or
thrown back.

LIV. And be it further enacted, That all the Gravel, Ballast, Sand, Earth or other Materials which shall at any time or times hereafter be raised or taken from or out of the said River under the Authority of this Act shall be wholly removed, carried and conveyed from the said River, without screening or returning of any Part thereof into the said River after the same shall have been so raised or taken from and out of the said River; and in case any Person shall throw or return into the said River any Part of such Gravel, Ballast, Sand, Earth or other Materials so to be raised or taken from and out of the said River, after the same shall have been raised or taken from and out of the said River as aforesaid, every Person so offending shall, for every such Offence, forfeit and Pay the Sum of Twenty Pounds, to be recovered before the Mayor or either of the Aldermen of the said City, by Information upon the Oath of the Informer, or One or more Witnesses or Witnessess, and that One Moiety of the said Penalty, when recovered, shall be given to the Informer, and the other Moiety shall be paid to or for the Use of the Mayor, Commonalty and Citizens of the same City.

Penalty.

‘ LV. And whereas divers Wharfs, Warehouses, and other Buildings are situated on the Banks of the said River, near and contiguous to the Places from and to which the said Bridge is proposed to be erected and built;’ Be it therefore further enacted, That it shall and may be lawful to and for the said Company of Proprietors to take and use the Lands occupied by the said Wharfs, Warehouses and other Buildings, if requisite to be taken and used for and towards the Erection and Building of the said Bridge, and to take down and remove such Wharfs, Warehouses and other Buildings, upon giving Six Months Notice of such their Intention to the Owner or Owners, Occupier or Occupiers thereof, first making Satisfaction to the Owner or Owners, Occupier or Occupiers of such Wharfs, Warehouses and other Buildings, in manner hereinafter directed, in respect of the Owners of other Lands.

To take and
use Wharfs and
Warehouses on
Compensation,

LVI. And whereas it may be expedient and necessary to take down and remove certain Houses near and contiguous to the Place,
from

from and to which the said Bridge is proposed to be erected and built, for the Purpose of widening, enlarging and improving the Access to the said Bridge, Be it therefore further enacted, That it shall and may be lawful to and for the said Company of Proprietors to take down and remove any House or Houses which it may be deemed necessary and expedient to take down and remove, for the Purpose of erecting and building the said Bridge, and for widening, enlarging and improving the Accesses and Avenues thereto, upon giving Six Months Notice of such their Intention to the Owner or Owners, Occupier or Occupiers of such House or Houses, and first making such Satisfaction to the Owner or Owners, Occupier or Occupiers of such House or Houses in manner hereinafter directed, in respect of the Owners of Lands to be taken and used for the Purposes of this Act.

Power to take
down Houses on
Compensation.

LVII. And be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors to take and use any Lands, Grounds, Houses, Erections, Buildings, Tenements, Wharfs and Hereditaments which may be deemed necessary and convenient for the widening, making and constructing the Streets, Accesses or Avenues to and from the said Bridge which they the said Company of Proprietors are authorized to make and construct by virtue of this Act, upon giving Six Months Notice of such their Intention to the Owner or Owners, Occupier or Occupiers of such Lands, Grounds, Houses, Erections, Buildings, Tenements, Wharfs and Hereditaments, and first making Satisfaction to the Owner or Owners, Occupier or Occupiers of such Lands, Grounds, Houses, Erections, Buildings, Tenements, Wharfs and Hereditaments, in manner hereinafter directed: Provided always, that no Wharf, Ground, Warehouse, House or Building, Garden, Planted Walk or Yard belonging to a House, shall be taken or made use of by the said Company of Proprietors for the Purpose of this Act, except such as are mentioned in the Schedules hereunto annexed, without the Consent in Writing of the Owner or Owners thereof being first had and obtained for that Purpose.

Power to take
Lands for
Streets and Ac-
cesses to and
from Bridge.

Proviso.

LVIII. Provided always, and be it further enacted, That the said Company of Proprietors by virtue of this Act shall not be entitled or authorized to take down and remove any of the Tenements or Buildings now in the Occupation of Messrs. Child and Sons, situate on the West Side of Horse Shoe Alley aforesaid, except the Tenement used for a Press Shop, without first giving Eighteen Months Notice to the said Messrs. Child and Sons, or the Occupier or Occupiers of the said Premises, of such their Intention to take down and remove the same.

Proviso for Pre-
mises of Messrs.
Child.

LIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to authorize or empower the said Company of Proprietors to take any Lands, Grounds, Houses, Tenements or Premises, for the Purposes of this Act, or to proceed with the Works herein authorized to be made, until a sufficient Number of Subscribers shall have been obtained, who will undertake to raise the Sum of Three hundred thousand Pounds, such Subscription to be obtained within the Space of Eighteen Calendar Months from the passing of this Act, to be proved to the Satisfaction of the Lord Mayor, and Court of Aldermen of the City of London, or to the Justices of the Peace for the County of

Company to
have 300,000l.
raised before Act
carried into
Execution.

Surrey, assembled at any General Quarter-Sessions of the Peace to be holden in and for the said County, and to be subject to all the Provisions and Enactments herein contained in respect of any other such Sum or Sums of Money mentioned in this Act.

Proviso as to
Misnomer or
wrong Descrip-
tions in Schedule

LX. Provided always, and be it further enacted, That if any of the Houses, Lands, Grounds, Gardens, Yards, Buildings, Erections, Wharfs and Hereditaments mentioned and described in the Schedules hereunto annexed, or any of the Persons in whose Possession or Occupation the same or any Part thereof are or is stated or described to be shall happen to be omitted, misnamed or inaccurately described, then and in such case, on the same being certified by any Two of His Majesty's Justices of the Peace for the County, City or Place where the same shall lie or be situated, such Omission, Misnomer or inaccurate Description shall not prevent or retard the Execution of this Act; but the same Premises, and every Part thereof shall and may be purchased and sold, or assessed and valued in manner hereinafter mentioned, and conveyed, disposed of and applied for and to the Purposes of this Act, as fully and effectually as if the same was or were properly named or described in the said Schedules.

30,000l. invested
in Names of
Trustees pre-
vious to Lands
being purchased
or Works begun.

LXI. And be it further enacted, That before any Lands, Grounds, Erections, Buildings, Houses, Tenements, Wharfs or Hereditaments shall be purchased or taken by virtue of the Powers and Authorities of this Act, and before the said Bridge or Streets and Accesses thereto shall be begun to be erected, built, widened or made, the said Company of Proprietors shall and they are hereby required to invest in the Three Pounds *per Centum* Consolidated Bank Annuities, in the Names of Sir Charles Price and Sir William Curtis Barons, and of George Holme Sumner, Samuel Thornton, and William Mellish Esquires, or the Survivor or Survivors of them, the Sum of Thirty thousand Pounds, which Sum, when so invested, together with all the Interest and Dividends to accrue therefrom, and which are hereby directed to be invested from time to time as they shall become payable, in the said Fund, in Accumulation with the said Sum of Thirty thousand Pounds shall be and continue in Trust for the Purposes hereinafter directed concerning the same; and when and as soon as it shall appear to the Satisfaction of the said Trustees for the time being, or the Majority of them, that the said Bridge and Streets, and the Works connected therewith shall be so far erected, built and made, that the said Sum of Money so invested in the Three Pounds *per Centum* Consolidated Bank Annuities as hereinbefore directed, together with the Accumulations as aforesaid, will be sufficient to finish and complete the said Bridge, Streets and Works, then the said Trustees shall and they are hereby authorized and required to transfer the same to the said Company of Proprietors, or as they shall direct, to be applied for that Purpose; and in case the said Company of Proprietors shall not within Ten Years from and after the passing of this Act complete the said Bridge, Streets and Works, then the said Sum of Thirty thousand Pounds, together with the Accumulations before mentioned, shall be applied in removing such Parts of the Bridge and Works as shall or may be then erected and left unfinished in such manner as they the said Trustees, or a Majority of them for the time being, shall order and direct; or in case the said Company of Proprietors shall at any time after the passing of this Act neglect or omit, for the Space of Six
Calendar

Calendar Months in Succession to proceed with or make reasonable Progress in erecting, building and making the said Bridge, Streets and Works, it shall and may be lawful for the said Trustees, or the Majority of them for the time being, if they shall in their Discretion think proper, forthwith to apply the said Trust Funds and Accumulations in removing such Part or Parts of the said Bridge or Works as shall have been erected, built and made, and which shall have been left unfinished in the same manner as if the aforesaid Term of Ten Years had actually expired.

LXII. And it is hereby further enacted, That it shall and may be lawful for the said Committee or Court of Direction, and they are hereby authorized and empowered to make Call or Calls from the subscribers to and Proprietors of and in the said Undertaking, for his, her or their rateable and proportionable Part of the said Sum of four hundred thousand Pounds according to the Amount of his, her or their respective Subscriptions; and if any Person or Persons shall refuse or neglect, on having been duly required by Notice to be given in the manner last hereinbefore mentioned, to pay within Thirty Days from the Date thereof the Amount of his, her or their rateable or proportionable Part of the Money so to be called for as aforesaid; when and in such case, and immediately thereupon he, she or they so refusing or neglecting shall forfeit his, her or their Share or respective Shares in the said Undertaking, and all the Profits and Benefits hereof; all which Shares so forfeited as last mentioned shall be publicly sold for the Use of the rest of the said Proprietors whose Shares and Interests shall not have been forfeited as last aforesaid; and the Purchaser or respective Purchasers of such Share or Shares shall, within Fourteen Days next after such Purchase or respective Purchases shall be made, pay such rateable or proportionable Part of the Money so to be called for as aforesaid, on the Amount of the Share or Shares which they shall so purchase, or so much thereof as shall not have been paid by the Person or Persons to whom such Share or respective Shares shall have previously belonged, or otherwise such their respective Shares so purchased shall again be subject to Forfeiture and Sale in the same manner as hereinbefore provided in case of Nonpayment by the said Subscribers or Proprietors.

Committee empowered to call for 400,000l.

Penalty.

LXIII. Provided always, and it is hereby further enacted, That if often as any of the said Trustees hereby appointed, shall die or refuse to act, or on any Account become incapable of acting during the Existence of any of the Trusts hereby created, it shall be lawful for the surviving or remaining Trustees, or the major Part of them, by Writing under their respective Hands, to nominate and appoint One or more fit Person or Persons to be a Trustee or Trustees in the Place of him or them so dying, refusing to act, or becoming incapable of acting, and the Person or Persons so elected shall have the same Powers and Authorities as the Trustees herein named.

New Trustees instead of those dying.

LXIV. And be it further enacted, That if the said Company of Proprietors shall not within Ten Years from and after the passing of this Act complete the said Bridge, and also the said Street from the said Bridge to *Blackman Street* aforesaid, so as to make the same passable for Horses and Carriages, that then and from thenceforth all and singular the Powers and Authorities vested in them by this Act shall cease and determine to all Intents and Purposes whatsoever.

Bridge and Street completed in Ten Years.

LXV. And

Bodies Politick
and other inca-
pacitated Per-
sons empowered
to sell and con-
vey Lands, &c.

LXV. And be it further enacted, That after any Lands, Grounds, Erections, Buildings, Houses, Tenements, Wharfs or Hereditaments shall be set out and ascertained for building the said Bridge, and for making, widening and constructing the Streets, Accesses and Avenues thereto, or any Part or Parts thereof, or any of them, it shall and may be lawful to and for all Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, and to and for all Tenants for Life, and Tenants in Fee Tail, General or Special, or for Years determinable on any Life or Lives whether in Possession, Reversion, Remainder, Expectancy or otherwise, and to and for all Husbands, Guardians, Trustees and Feoffees in Trust for Charitable and other Purposes, Committees, Executors and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their *Cestuique* Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons, and to and for all Femes Covert who are or shall be seized, possessed of or interested in their own Right, or entitled to Dower or other Interest therein, and to and for all and every other Person or Persons whomsoever, who is, or are, or shall be seized, possessed of or interested in any Lands, Grounds, Erections, Buildings, Houses, Tenements, Wharfs or Hereditaments which shall be so set out and ascertained for the Purposes aforesaid, to contract for, lease, sell and convey the same and every Part thereof to the said Company of Proprietors, and all such Contracts, Agreements, Leases, Sales, Conveyances and Assurances shall be made at the Expence of the said Company of Proprietors, which said Leases, Sales, Conveyances and Assurances shall be kept by the Clerk or Clerks to the said Company of Proprietors; who shall from time to time, when requested, deliver attested Copies thereof to any Person or Persons interested therein requiring the same, and shall have and receive Nine Pence for every One hundred Words of each such attested Copy, and so in proportion for any less Number of Words; and every such Conveyance to be made by virtue of this Act, in the Manner and Form aforesaid, shall be valid and effectual to all Intents and Purposes whatsoever; any Law, Statute, Usage or Custom to the contrary thereof in any wise notwithstanding.

Satisfaction
made.

LXVI. Provided always, and be it further enacted, That all and every Body and Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, and Tenant and Tenants for Life, and Tenant and Tenants in Fee Tail, General or Special, or for Years determinable on any Life or Lives, whether in Possession, Remainder, Reversion, Expectancy or otherwise; and all Feoffees in Trust, Executors, Administrators, Femes Covert, Husbands, Guardians, Committees, Trustees, and all and every other Person or Persons who is or are seized, possessed of or interested in any Lands, Grounds, Erections, Buildings, Houses, Tenements, Wharfs and Hereditaments through, in or upon which the said Bridge, Streets, Accesses or Avenues thereto, and other Works hereby authorized to be built, made and constructed, are intended to be built, made and constructed, may accept and receive Satisfaction for the Value of such Lands, Grounds, Erections, Buildings, Houses, Tenements, Wharfs and Hereditaments, and for the Damages to be sustained by the making and completing the said Works herein directed and authorized to be made, either in gross Sums or by annual Rents (except in cases of Spiritual Persons

Persons to whom Compensation for Glebe and Tythes shall be made a manner hereinafter directed), as shall be agreed upon by and between the said Parties interested respectively, or any of them, and the said Company of Proprietors or their Committee or Court of Direction, and in case the said Parties so interested in the said Lands, Grounds, Waters (a), Erections, Buildings, Houses, Tenements, Wharfs and Hereditaments, or any of them, and the said Company of Proprietors, or their Committee or Court of Direction, cannot agree as to the Amount or Value of such Satisfaction, the same shall be settled and ascertained as is hereinafter directed; and all such yearly Rents or Sums as shall be agreed on between the said Company of Proprietors, or their Committee or Court of Direction, and the said Parties so interested in such Lands, Waters (a), Erections, Buildings, Houses, Grounds, Tenements, Wharfs and Hereditaments, or any of them, or as shall be so ascertained and settled, shall be charged on the Tolls and Rates arising by virtue of this Act; and such Rents or Sums shall be paid by the said Company of Proprietors either Yearly or Half Yearly, as the same shall be agreed to become due and payable; and in case the same shall not be paid within Thirty Days next after the same shall so become due and payable, it shall and may be lawful to and for any of His Majesty's Justices of the Peace for the County where such Lands, Grounds, Erections, Buildings, Houses, Tenements, Wharfs or Hereditaments may happen to lie, upon Affidavit made before them that the same has been due and payable for upwards of Thirty Days, and is not yet paid and discharged, by an Order under their Hands to appoint one or more Person or Persons to receive the Rates and Tolls hereby granted and made payable, and to pay the same to such Person or Persons to whom such yearly Rents or Sums shall be due and unpaid as aforesaid, the said Justices taking such Security from every such Person for the due and faithful Execution of his Office, as they shall judge proper and sufficient, and every such Person so appointed shall be deemed a Collector of the said Rates and Tolls, and shall have the same Power and Authority for collecting the same, and shall be subject to the same Penalties, Rules and Regulations, and shall receive and retain thereout such reasonable Satisfaction or his Trouble therein as the said Justices respectively shall determine, in like manner as if he had been appointed a Collector of the said Rates and Tolls by the said Company of Proprietors, or their said Committee or Court of Direction, until such yearly Rents or Sums, together with all Costs and Damages by reason of the Nonpayment hereof, shall be fully satisfied and paid; and it shall and may be lawful to and for such Bodies Politic, Corporate, Collegiate, Ecclesiastical or Civil, and Tenant and Tenants for Life, whether in Possession, Remainder, Reversion or Expectancy, and Tenant or Tenants in Fee Tail, General or Special, or for Years determinable in any Life or Lives; and all Feoffees in Trust, Executors, Administrators, Femes Covert, Husbands, Guardians, Committees, Trustees and all and every other Person or Persons to whom such yearly Rents or Sums shall be due and owing as aforesaid, to sue for and recover the same with full Costs of Suit, by Action of Debt in any of His Majesty's Courts of Record at Westminster, or otherwise to seize and distrain the Tolls and Rates arising by virtue of this

(a) [See in Original Act.]

Act, (Information of such Distress being immediately given to the said Company of Proprietors, or their Committee or Court of Direction, by Notice in Writing delivered at the Office of the Clerk of the said Company, or affixed to some of their Gates or Toll Houses, near to the Place where such Distress was made) and to detain as much of the said Rates and Tolls as shall amount to such Sum or Sums of Money so due and unpaid as aforesaid, together with the reasonable Charges attending such Distress.

If Parties dissatisfied, Jury.

LXVII. Provided always, and be it further enacted, That if any such Body Politick, Corporate or Collegiate, or any Feoffee or Feoffees in Trust, Executor, Administrator, Husband, Guardian, Trustee, Committee of or for any Idiot or Lunatic, or any Feme Covert, or any Person whether Tenant for Life, or in Fee Tail, General or Special, or for Years determinable on any Life or Lives, or any other Person or Persons so interested or entitled as aforesaid, cannot agree with the said Committee or Court of Direction, respecting the Purchase of or the annual Rent for any Lands, Tenements or Hereditaments, or the Satisfaction to be made for any Damages that may be sustained from time to time by him, her or them, by the making, widening or maintaining of the said Bridge or Streets, or any Part or Parts thereof, or any of the Works to be made and maintained by virtue of this Act, and shall give Notice in Writing to the Clerk of the said Company, or of the said Committee or Court of Direction, requiring a Jury to be summoned for the Purpose of determining such Purchase, annual Rent or Satisfaction; or if any such Body Politic, Corporate or Collegiate, or any Person or Persons so interested or entitled as aforesaid, shall, upon Notice in Writing, given by the Clerk of the said Company, or of the said Committee or Court of Direction, to the principal Officers of any such Body Politic, Corporate or Collegiate, or to such Feoffee or Feoffees in Trust, Executors, Administrators, Husband, Guardian, Trustee, Committee of or for any Idiot, Lunatic or any Feme Covert, or to such Tenant for Life, or in Fee Tail, General or Special, or for Years determinable on any Life or Lives, or other Person or Persons so interested or entitled as aforesaid respectively, or left at the last or usual Place or Places of his, her or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of any Lands or other Hereditaments, to be made use of for the Purposes of this Act, for the Space of Twenty one Days next after such Notice, neglect or refuse to treat, or shall not agree with the said Company of Proprietors, or by reason of Absence, or otherwise, shall be prevented from treating, or through Disability, by Nonage, Coverture or other Impediment, cannot treat for themselves, or make such Agreement or Agreements as shall be necessary for the Purposes aforesaid, or shall not within the before mentioned Space of Twenty one Days, produce and fully disclose the State of the Title to the Premises which he, she or they respectively is or are, or shall be in Possession of, and the Interest which he, she or they respectively may claim therein, then and in every such Case the said Committee or Court of Direction, or any Three or more of them, shall, and they are hereby empowered and required within Twenty one Days after the Receipt of such Notice by the Clerk to the said Company of Proprietors, or of the said Committee or Court of Direction, in case Security in manner herein required shall be given, or after the Expiration of Twenty one Days after the Delivery of such

uch Notice by the said Clerk (as the case may be) to issue a Warrant under their Hands and Seals, directed to the Sheriffs of *London*, or to the Sheriff of the County of *Surrey*, as the case shall require, and in case the said Sheriff or Sheriffs, or his or their Under Sheriff shall be One of the said Company of Proprietors, or enjoy any Office or Place of Profit or Trust under them, or shall be otherwise interested in the Matter in question, then to any One of the Coroners of the said City or County who shall not be so interested as aforesaid, and in case all the said Coroners of the said City or County shall be so interested, then to the last Person or Persons who filled the Office of Sheriffs of *London*, or Sheriff of the County of *Surrey*, who shall not be interested as aforesaid; commanding such Sheriffs or Sheriff, Under Sheriff, Coroner or such other Person to impanel, summon and return a Jury, and the said Sheriffs or Sheriff, Under Sheriff, Coroner or such other Persons or Person, are and is hereby required accordingly to impanel, summon and return a Jury of Twenty four honest, sufficient and indifferent Men, qualified according to the Laws of this Realm to be returned for the Trials of Issues in His Majesty's Courts of Record at *Westminster*, to appear before the said Sheriffs or Sheriff, Under Sheriff, Coroner or such other Person or Persons at such Time and Place, as in such Warrant shall be appointed, each time not being less than Eight or more than Fourteen Days after such Warrant shall be served upon the said Sheriffs or Sheriff, Under Sheriff, Coroner or such other Persons or Person, and Eight Days Notice at the least in Writing, under the Hands of the said Committee or Court of Direction, or any Three or more of them, hereby required to be given to such Owners, Proprietors, Occupiers, Corporations, Trustees or any other Persons or Person as aforesaid, interested in any such Lands or other Hereditaments or to be set at the respective Dwelling Houses or Places of Abode of such Person or Persons, or of the Head Officer or Officers of such Corporation, or at the House of the Tenant in possession of such Lands or other Hereditaments of the Time and Place of the said Jury being impanelled, summoned and returned, and the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person, are hereby required, out of the Persons so impanelled, summoned and returned, or out of such of them as shall appear upon such summons, to swear or cause to be sworn Twelve, who shall be the Jury for the Purposes aforesaid, and in default of a sufficient Number of Jurymen, the said Sheriffs or Sheriff, Under Sheriff, Coroner, or such other Persons or Person, shall return other honest, sufficient and indifferent Men of the Standers-by, or that can be speedily procured, to attend that Service (being qualified as last aforesaid) to make up the said Jury to the Number of Twelve; and it shall and may be lawful to and for all Persons concerned, by themselves, their Counsel and Solicitors, to attend and be heard, and to adduce Evidence before the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person respectively, and such Persons shall also have their lawful Challenges against any of the said Jurymen, when they come to be sworn, but shall not challenge the Array; and the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Person or Persons, is and are hereby empowered and required, by a Summons or Notice to be signed by such Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person, either previous to

Jury impanel-
ling.

Jury sworn.

Challenge.

or at the time of any such Meeting or Meetings, to call before them all and every Person or Persons who shall be thought necessary and proper to be examined as a Witness or Witnesses upon Oath, touching and concerning the Premises; and the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person, may order and authorize the said Jury, or any Three or more of them, to view the Place or Places, or Matter or Matters in question, if there be Occasion, and to use all other lawful ways and means, as well for his and their own as for the Jury's better Information in the Premises, as the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person shall think fit; which Jury upon their Oaths (which Oaths, as well as the Oaths to such Person or Persons as shall be called upon to give Evidence, the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person, are and is hereby empowered and required to administer) shall enquire of, assess and ascertain the Sum of Money or annual Rent to be paid for the Purchase of such Lands or other Hereditaments, or what Damages will be sustained by and what Recompence and Satisfaction shall be made to such Owners, Occupiers or other Person or Persons interested for or on account of the taking of such Lands or other Hereditaments for the Purposes of this Act, or of turning any Part or Parts of the said Street or Streets, Avenues or Accesses to the said Bridge, into, over or through the same Lands or other Hereditaments, and shall assess separate Damages for the same; and after the said Jury shall have enquired of, ascertained and settled such Damage, Recompence and Satisfaction, the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person, shall thereupon order the Sum or Sums of Money so assessed by the said Jury to be paid by the said Company of Proprietors, or by the said Committee or Court of Direction on their Behalf, to the said Owners or Occupiers of or other Person or Persons interested in the said Lands or other Hereditaments, according to such Verdict or Inquisition of the said Jury, and shall give Judgment for such Purchase Money, Rent, Recompence or Satisfaction to be assessed by such Jury, which said Verdict or Inquisition, Order and Judgment, thereon pronounced as aforesaid, shall be signed by the said Sheriffs or Sheriff, Under Sheriffs, Coroner or such other Persons or Person, and shall be final, binding and conclusive to all Intents and Purposes, against all Parties and Persons whomsoever claiming any Estate in Fee Simple or Fee Tail, for Life or Lives, in Possession, Reversion, Remainder, Expectancy, or otherwise, their Heirs, Successors, Executors and Administrators, Infants, Issue unborn, Females Covert, Persons beyond the Seas, and under any other Disability whatsoever, Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, as well as all other Persons whomsoever, and shall not be removed by *Certiorari* or other Process into any of His Majesty's Courts of Record at *Westminster*, or any other Courts; any Law or Statute to the contrary thereof notwithstanding.

LXVIII. And be it further enacted, That if any Sheriffs or Sheriff, Under Sheriff, Coroner, or such other Persons or Person so directed to impanel, summon and return a Jury as aforesaid, or his or their Deputy or Agent, shall make Default in the Premises, he or they shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds, to be recovered by Action of Debt, or on the Case, in any

Examining Witnesses.

Damages.

Proceedings Final.

Certiorari.

Sheriff, &c. to summon Jury.

Penalty.

of His Majesty's Courts of Record at *Westminster*, by the said Company of Proprietors, or by such Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, or any other Person or Persons interested in the Matter in question; and if any Person so impannelled, summoned and returned as aforesaid upon such Jury shall not appear, without some reasonable Excuse, or, appearing, shall refuse to be sworn on the said Jury, or, being so sworn, shall refuse to give, or shall not give his Verdict, or shall in any other manner wilfully neglect his Duty therein, contrary to the true Intent and Meaning of this Act, he shall be liable and subject to the same Regulations, and to the same Pains and Penalties for such Default, as if he had been impannelled, summoned and returned for the Trial of any Issue joined in any of His Majesty's Courts at *Westminster*; and if any Person so summoned and required to give Evidence before the said Jury, touching the Premises, shall neglect or refuse to appear, or shall not allege a sufficient Excuse to the said Sheriffs or Sheriff, Under Sheriffs, Coroner, or such other Persons or Person, for not appearing, or, appearing, shall refuse to be sworn and examined, or to give Evidence, then and in every such case, every such Person so offending, upon Proof thereof made before One of His Majesty's Justices of the Peace for the City or County, in which the Matter or Question shall arise upon the Oath of One or more credible Witness or Witnesses, shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, according to the Discretion of the said Justice; and in case any such Penalty shall not be forthwith paid, it shall and may be levied by virtue of any Warrant under the Hand and Seal of the said Justice, by Distress and Sale of the Goods and Chattels of the Person so offending, rendering to such Person the Overplus, after such Penalty and the Charges of such Distress and Sale shall be deducted, and every such Penalty which shall be paid by or recovered from any Person who shall be impannelled, summoned and returned on such Jury, or to give Evidence as aforesaid, shall go and be paid to the Person or Persons, who shall appear to the said Justice to be injured by the Default of such Persons.

Summons and
Neglect.

Penalty.

LXIX. And be it further enacted, That all and every Person or Persons, who, in any Examination to be taken upon Oath by virtue of this Act, shall wilfully and corruptly give false Evidence, or otherwise forswear themselves, before any such Jury, or before any Justice of the Peace, acting as such in the Execution of this Act, shall and may be prosecuted for the same, and, upon Conviction thereof, shall be subject and liable to such and the same Pains and Penalties, as Persons guilty of wilful and corrupt Perjury, are by the Laws in being subject and liable to.

Perjury.

LXX. And be it further enacted, That all and every Body and Bodies Politick, Corporate or Collegiate, Ecclesiastical or Civil, and Person or Persons requesting a Jury to be summoned, shall (before such Warrant shall be issued for that Purpose) enter into a Bond with Two sufficient Sureties to the Clerk or Treasurer to the said Company of Proprietors, in a Penalty of Two hundred and fifty Pounds, with Condition to pay and bear the Costs and Expences of summoning such Jury, and taking such Verdict, in case the same shall be given for no greater or for a less Sum or Rent than had been offered by or on behalf of the said Company of Proprietors, before the impannelling, summoning and returning the said Jury or Juries for the

Persons request-
ing Juries, to
enter into Bonds.

the Purchase of, or as a Recompence for any Lands or other Hereditaments, or as a Compensation for any Damages, or in case no Verdict shall be found for Damages where the whole Dispute was whether any Damages were or were not done as aforesaid.

Company not to notice Complaint, unless previous Application.

LXXI. And be it further enacted, That the said Company of Proprietors, or their said Committee or Court of Direction shall not, nor shall any of them be obliged or allowed, by virtue of this Act, to receive or take Notice of any Complaint or Complaints to be made by any Person or Persons whomsoever, for any Injury or Damage by him, her or them sustained or supposed to be sustained by virtue or in consequence of this Act, unless Notice shall have been given thereof, by or on behalf of such Person or Persons to the Clerk of the said Company, or of the said Committee or Court of Direction, within the Space of Two Calendar Months next after the time that such supposed Injury or Damage shall have been sustained, or the doing or committing thereof shall have ceased.

Satisfaction for Tythes.

LXXII. And be it further enacted, That full Recompence, Satisfaction and Compensation shall be made by the said Company of Proprietors for all the Tythes both Great and Small, of the Lands which shall or may be taken or made use of by the said Company for the Purposes and in pursuance of the Powers of this Act, to the respective Persons entitled or who would have been entitled to such Tythes, in case such Lands had not been so taken or made use of according to their respective Interests therein, such Tythes to be estimated at the average Value of Four Years, commencing at *Michaelmas*, in the Year of our Lord One thousand eight hundred and six, such average Value to be ascertained (in case of any Difference concerning the same) in like manner as the Value of any Lands or other Hereditaments is hereinbefore directed to be ascertained: Provided always, that the Recompence and Satisfaction to be given by virtue of this Act for all Glebe Lands and Tythes, belonging to Spiritual Persons, shall be made to such Persons by an annual Rent.

Proviso.

Expence of Jury and Witnesses, by whom paid.

LXXIII. And be it further enacted, That in each and every case where a Verdict shall be given for more Money, or for a greater annual Rent, for a Recompence or Satisfaction for the absolute Sale of any Lands, Tenements or other Hereditaments of or belonging to any Body or Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, or to any Person or Persons unknown, or as a Compensation for any Damages done or to be done to any Lands, Tenements, Hereditaments or other Property than had been previously offered by or on behalf of the said Company of Proprietors, or their Committee or Court of Direction, or where any Verdict shall be found for any Damages where the Dispute is for Damages only, and where no Compensation, or a smaller Sum than shall be given by such Verdict had been previously offered or tendered in respect thereof, by or on behalf of the said Company of Proprietors, or their Committee or Court of Direction, or where by reason of Absence in Foreign Countries, or other Impediment or Disability as aforesaid, there shall not be found any Person or Persons at hand who may be legally capacitated to enter into a Contract with and make Conveyances to and receive Compensations from the said Company of Proprietors, or their Committee or Court of Direction as hereinbefore mentioned, then and in all such cases all the Expences of impanneling, summoning and returning

returning such Jury, and taking such Verdict, shall be settled by the said Sheriffs or Sheriff, Under Sheriffs, Coroner, or such other Persons or Person so impannelling, summoning and returning such Jury, and taking such Verdict as aforesaid, and be defrayed by the said Company of Proprietors; but if any Verdict shall be given for the same Sum or Rent as had been previously offered by or on behalf of the said Company, or their Committee or Court of Direction, or for a less Sum than had been so previously offered, or for Damages where the Dispute is for Damages only; or in case of such Refusal or Neglect to enter into Treaty with or make Conveyances to or receive Compensation from the said Company of Proprietors, or their Committee or Court of Direction, by any Body or Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, by any Person or Persons whomsoever, who is or are by the Provisions of this Act or otherwise legally capacitated to treat and convey, or receive such Compensation as aforesaid, then and in all such cases (except where by reason of Absence or otherwise any Person or Persons shall have been prevented from treating and agreeing as aforesaid, when such Costs and Expences shall be paid by the said Proprietors), the Costs and Expences of impannelling, summoning and returning such Jury, and taking such Verdict, shall be settled in like manner by the said Sheriffs or Sheriff, Under Sheriffs, Coroner, or such other Persons or Person so impannelling, summoning and returning such Jury and taking such Verdict, and be borne and paid by the Body or Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, or other Person or Persons with whom the said Company of Proprietors, or their Committee or Court of Direction, shall have such Concerns, Disputes or Controversies, which said Costs and Expences having been so settled, shall and may be deducted out of the Money so assessed, and adjudged as so much Money advanced to and for the Use of such Body or Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, or other Person or Persons as aforesaid, and the Payment or Tender of the Remainder of such Sum or Sums of Money shall be deemed and taken, to all Intents and Purposes, to be a Payment or Tender of the whole Sum or Sums so assessed and adjudged; and in case no Damages shall be given by such Verdict, where the Dispute is for Damages only, such Costs and Expences, after having been so ascertained and settled as aforesaid, shall and may be recovered by the said Company, by such ways and means as are herein provided for the Recovery of any Penalty or Forfeiture incurred by this Act.

LXXIV. And be it further enacted, That the said Sheriffs, Under Sheriffs, Coroner, or such other Persons or Person, and Juries respectively, in their Awards, Determinations, Adjudications, Judgments and Verdicts, concerning the Value of Lands, Tenements and other Hereditaments shall separately and distinctly proportion off any particular Estate, Terms or Interests, and also any Damages sustained or to be sustained by any Body Politic or Bodies Politic, Corporate, Collegiate, Ecclesiastical or Civil, or any other Person or Persons whomsoever, by or in consequence of the Execution of any Powers of this Act, and shall assess and adjudge the Value set upon such Estate, Term and Interest, and the Money assessed and adjudged for such Damages as aforesaid distinct and apart from each other.

LXXV. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money, or giving Security for Payment

The Value of Lands and Compensation for Damages assessed separately.

Lands to vest in Company on Payment or give

ing Security for
Value or
Amount of
Damages.

ment of any such annual Rent as shall have been contracted or agreed for between the Parties, or adjusted and determined by the said Committee or Court of Direction, or assessed by such Juries in manner respectively as aforesaid for the Purchase or Rent of any such Lands, Tythes or other Hereditaments, or as a Recompence for any yearly Produce or Profits thereof as hereinbefore mentioned to the Proprietor or Proprietors of such Lands, Tythes or other Hereditaments, or to such other Person or Persons as shall be interested therein, or entitled to receive such Purchase Money or Rent respectively, or his, her or their Agent or Agents at any time after the same shall have been actually so agreed for, determined or assessed, or depositing the same in the Bank of *England*, in manner by this Act directed, it shall and may be lawful to and for the said Company of Proprietors and their Agents, Workmen and Servants, immediately to enter upon such Lands, Tenements or other Hereditaments respectively (or before such Payment or Tender or Security given by Leave of the Owners or Occupiers thereof) and then and thereupon such Lands, Tenements and other Hereditaments, together with the yearly Profits thereof, and all the Estate, Use, Trust and Interest of any Person or Persons therein shall from thenceforth be vested in and become the sole Property of the said Company of Proprietors to and for the Purposes of this Act for ever; and such Payment, Tender or Deposit shall not only bar all Right, Title, Claim, Interest or Demand of the Person or Persons to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail and other Estates, in Reversion, Remainder, Expectancy or otherwise of his, her or their Issue, and of all and every other Person and Persons interested therein: Provided nevertheless, that before such Payment, Security, Tender, Investment or Deposit made or given as aforesaid shall be made, it shall not be lawful to or for the said Company of Proprietors, or any Person or Persons acting under or by virtue their of Authority, to dig or cut or otherwise affect any Lands or Grounds, or to take down, remove or otherwise affect any Lands or Grounds, Tenements or other Hereditaments of the Person or Persons entitled to such Payment or Security for the Purpose of building or erecting the said Bridge, or of making or constructing any of the Streets, Accesses or Avenues to or from the same, or any of the Works thereunto belonging, without the Leave and Consent of such Person or Persons respectively.

Proviso.

Verdicts of Juries recorded.

LXXVI. And be it further enacted, That the said Judgments and Verdicts so given shall be transmitted to and be kept by the respective Clerks of the Peace, or other Person or Persons having the Custody of the Records of the Quarter-Sessions of the said City of *London* and County of *Surrey* respectively, where such Verdict shall have been given, and shall be deposited with and be deemed to be Records of such Quarter-Sessions respectively, to all Intents and Purposes, and the same, or true Copies thereof, shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have Liberty to inspect the same, paying for such Inspection the Sum of One Shilling, or to have Copies thereof, paying for every Copy the Sum of Nine pence for every One hundred Words; and so in Proportion for any greater or less Number of Words.

Inspection.

LXXVII. And be it further enacted, That the Conveyance of any such Estate or Interest of any Feme Covert to the said Company of Proprietors, or any Person or Persons in Trust for them, by Indenture or Indentures of Bargain and Sale, sealed and delivered by such Feme Covert in the Presence of and attested by Two credible Witnesses, and duly acknowledged and enrolled in the Court of Hustings of the City of London, in case the Premises in question lie within such City or the Liberties thereof; but if not within such City or Liberties, then to be enrolled in the High Court of Chancery within Six Calendar Months after the making thereof, shall as effectually and absolutely convey the Estate and Interest of such Feme Covert in the Premises as any Fine or Fines, Recovery or Recoveries would or could do if levied or suffered thereof in due Form of Law; and further, that all Bargains and Sales whatsoever to be made of any such Houses, Buildings, Lands, Tenements and Hereditaments, shall be purchased by the said Company of Proprietors by virtue of and for the Purposes of this Act, and enrolled as aforesaid, shall have the like Force, Effect and Operation in Law, to all Intents and Purposes, as any Fine or Fines, Recovery or Recoveries whatsoever would have had if levied or suffered by the Bargainer or Bargainers, or any Person or Persons seized of or entitled to any Estate or Interest in the Premises, in Trust for such Bargainer or Bargainers, in any legal Manner or Form whatsoever.

Bargains and Sales to have the force of Fines and Recoveries.

LXXVIII. And be it further enacted, That in all Grants and Conveyances to be made by the said Company of Proprietors, under or by virtue, and in pursuance of the several Powers and Authorities to them hereby given, the Words "grant, bargain and sell," shall amount to and be construed and adjudged in all Courts of Judicature to be express Covenants to the Grantee, Lessee or other Purchaser, his, her and their Heirs, Executors, Administrators and Assigns, from the said Company of Proprietors, for themselves and their Successors, that they the said Company of Proprietors, notwithstanding any Act done by them, were at the time of the Execution of every such Grant or Conveyance seized of the Hereditaments and Premises hereby granted, conveyed and sold of an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances, for quiet enjoyment thereof, against the said Company of Proprietors, their Successors and Assigns, and all claiming under them; and that all such Purchasers shall be indemnified and saved harmless by the said Company of Proprietors and their Successors.

The Words 'grant, bargain and sell,' to operate as Covenants for Title.

LXXIX. And whereas, in order to carry into Effect the Purposes of this Act, and to avoid Disputes with the Owners of Lands, Grounds, Erections, Buildings, Houses, Tenements, Wharfs or Hereditaments which may be affected by building the said Bridge, and by making, widening and constructing the Streets, Avenues and Accesses, the said Company of Proprietors may purchase Lands, Grounds, Erections, Buildings, Houses, Wharfs, Tenements or Hereditaments not necessary to be made use of for the Purposes of this Act; Be it therefore further enacted, That it shall and may be lawful to and for the said Company of Proprietors to sell and dispose of and by Indenture under their Common Seal, absolutely to grant and convey such Part or Parts of the Lands, Grounds, Erections, Buildings, Houses, Wharfs, Tenements or Hereditaments which shall be so purchased by and conveyed to the

Company empowered to resell Lands which may not be wanted.

the said Company of Proprietors as aforesaid, and which shall not be wanted for the Purposes of this Act; and also to lay out and appropriate any Part of the said Lands, Grounds, Erections, Buildings, Houses, Wharfs, Tenements and Hereditaments, as and for a Street or Streets, Way or Ways, Avenue or Avenues, Passage or Passages, and that all such Conveyances from the said Company of Proprietors shall be valid and effectual; any Law, Statute or Custom to the contrary thereof in any wise notwithstanding; and upon Payment of the Money which shall arise by the Sale or Sales of such Lands, Grounds, Erections, Buildings, Houses, Wharfs, Tenements or Hereditaments, or any Parts or Parcels thereof, it shall be lawful for the Treasurer or Treasurers, for the time being, to the said Company of Proprietors to sign and give Receipts for the Money for which the same shall be sold, which Receipts shall be sufficient Discharges to any Person or Persons for the Purchase Money for such Lands, Grounds, Erections, Buildings, Houses, Wharfs, Tenements or Hereditaments, or any Parts or Parcels thereof as shall be sold, or for so much thereof as in such Receipts respectively shall be expressed to be received; and such Person or Persons shall not afterwards be answerable or accountable for any Loss, Misapplication or Non-application of such Purchase Money or any Part thereof: Provided always, That the said Company of Proprietors, before they shall sell and dispose of such Lands, Grounds, Erections, Buildings, Houses, Tenements or Hereditaments, or any Estate or Interest therein, shall first offer to resell the same to any Person or Persons from whom they shall have purchased the same, for such Estate or Interest as such Person or Persons had therein, and sold to the said Company of Proprietors for and at a Price to be paid by the said Company; and in case the said Company and such Person or Persons shall differ and not agree as to the Price or Prices thereof, and such Person or Persons shall nevertheless signify his, her or their Desire to purchase the same by a Notice in Writing to be given or left with the Clerk of the said Company within Fourteen Days after such Offer, at a Price to be adjusted and settled by a Jury to be summoned as in case of Purchases made by the said Company as herein mentioned, *mutatis mutandis*, which Notice shall be deemed an actual Contract for purchase of the said Premises, as against the Party or Parties giving the same at the Price which shall be adjusted and settled by such Jury; and in case such Person or Persons shall not agree to repurchase such aforesaid Interest therein, or shall not give such Notice of his, her or their Intention of purchasing the same within Fourteen Days after such Offer of Sale, then and in every such case, an Affidavit being made and sworn before a Master or a Master Extraordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the City or County where such Lands, Grounds, Erections, Buildings, Houses, Tenements or Hereditaments shall be situated, by some competent Person or Persons stating that such Offer was made by or on the Behalf of the said Company of Proprietors, and was not then and thereupon agreed to by the Person or Persons to whom the same was so made: and that such Notice as aforesaid was given, shall in all Courts be sufficient Evidence and Proof that such Offer was made and was not agreed to by the Person or Persons to whom it was made (as the case may be), and that such Notice as aforesaid was not given; and that

Proviso for Offer
by Company to
resell.

Affidavit.

that all Money which shall arise by any Sale or Sales, or Demise or Demises which may be made by the said Company of Proprietors of such Premises, Estates and Interests as aforesaid, shall be applied to the Purposes of this Act; but the Purchaser or Purchasers, Lessee or Lessees thereof shall not be answerable or accountable for any Misapplication or Non-application of such Money.

LXXX. And be it further enacted, That all and every Person or Persons who would be entitled to recover the Mesne Profits of the Premises, against the Person or Persons in Possession, in case the same had not been conveyed to or vested in the said Company of Proprietors as aforesaid, shall be entitled to recover Interest after the Rate of Five Pounds *per Centum per Annum*, on such Sum or Sums so paid by the said Company of Proprietors, for the Purchase of such Premises, by Action of Debt or otherwise, against the Person or Persons who shall receive the same.

LXXXI. And be it further enacted, That all Sum and Sums of Money which are to be paid to any Bodies Politic, Corporate or Collegiate, Ecclesiastical or Civil, Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees or other Trustees, acting as Guardians, Committees or other Trustees, for or on Behalf of any Lunatics, Idiots, Females Covert or other *Cestuique* Trusts; or to any Person or Persons whose Lands, Tenements or other Hereditaments, are limited in Strict or other Settlement; or to any Person under any other Disability or Incapacity whatsoever, for the Purchase of or the Damages to be done to any such Lands, Tenements or other Hereditaments, by virtue of the Powers in this Act contained, shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte*, *The Southwark Bridge Company*, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition, to be preferred in a summary way, by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements or other Hereditaments, in the Redemption or Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Charge or Incumbrance or Part thereof, as the said Court shall authorize to be paid affecting the same Lands, Tenements or other Hereditaments, or affecting other Lands, Tenements or other Hereditaments standing settled therewith, to the same or the like Uses, Intents or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Messuages, Tenements or Hereditaments, which shall be conveyed and settled to, for and upon such and the like Uses, Trusts and Purposes, and in the same manner as the Lands, Tenements and Hereditaments which shall be so purchased, taken and used as aforesaid, stood settled or limited, or such of them as at the time of making such Conveyance and Settlement shall be existing, undetermined and capable of taking Effect, and in the mean time, and until such Purchase shall be made, the said Money shall, by Order of the said Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name, in the

Persons entitled to Mesne Profits, may recover Interest of Purchase Money.

Purchase Monies, and Compenfations to Corporate Bodies, &c. laid out to the same Uses.

Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities: and in the mean time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Proceeds of the said Consolidated or Reduced Bank Annuities, shall from time to time be paid by Order of the said Court, to the Person or Persons who would for the time being have been entitled to the Rents and Profits of the said Lands, Tenements or other Hereditaments, so hereby directed to be purchased in case such Purchase and Settlement were made.

Application where Purchase Money is less than 200l. and above 20l.

LXXXII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements or other Hereditaments purchased, taken or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such cases the same shall, at the Option of the Person or Persons for the time being entitled to the Rents and Profits of the Lands, Tenements and Hereditaments so purchased, taken or used, in respect whereof the same shall be paid, or of his, her or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, Trustee or Trustees, Receiver or Receivers, or other Person or Persons acting as such as aforesaid, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privy of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in manner hereinbefore directed, or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Three or more of the said Committee or Court of Direction of the said Company (such Nomination and Approbation to be signified under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon may be applied in manner hereinbefore directed, so far as the case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery.

Application where Money is less than 20l.

LXXXIII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the time being have been entitled to the Rents and Profits of the Hereditaments in respect whereof the same shall be paid, in such manner as the said Committee or Court of Direction, or any Three or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons acting as such, to and for the Use and Benefit of such Person or Persons so entitled respectively, and the Receipt or Receipts of the Person or Persons to whom the said Committee or Court of Direction, or any Three or more of them, shall direct the same to be paid, shall be a sufficient Discharge for the same.

How Monies paid in case of Failure in

LXXXIV. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for

for the Purchase of any Lands, Tenements or other Hereditaments to be purchased, taken or used by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Committee or Court of Direction, or any Three or more of them; or in case the Person or Persons entitled to such Lands, Tenements or Hereditaments be not known or discovered, then and in every such case it shall and may be lawful to and for the said Committee or Court of Direction, or any Three or more of them, to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privy of the Accountant General of the High Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements and Hereditaments, (*describing them*) subject to the Order, Controul and Disposition of the said Court of Chancery, which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, or to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making Claim thereto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is or are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

LXXXV. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person or Persons to any Money to be paid into the Bank of *England*, in the Name and with the Privy of the Accountant General of the High Court of Chancery in pursuance of this Act, for the Purchase of any Lands, Tenements or other Hereditaments, or of any Estate, Right or Interest in any Lands, Tenements or other Hereditaments to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements or other Hereditaments, in respect whereof such Money shall have been so paid at the time of passing this Act, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements or other Hereditaments according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery, and the Dividends or Interests of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities shall be paid, applied and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, or that some other Person or Persons was or were lawfully entitled to such Lands, Tenements or Hereditaments, or to some Estate or Interest therein.

Where Question as to Title to Money, the Person in Possession of Lands, &c. deemed entitled thereto.

The Court may order reasonable Expences to be paid by Company.

LXXXVI. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation entitled to any Lands, Tenements or other Hereditaments, to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court, and to be applied in the Purchase of other Lands, Tenements or Hereditaments, to be settled to the like use in pursuance of this Act, it shall and may be lawful to and for the said Court to order the Expences of all Purchases from time to time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Company of Proprietors, or their Committee or Court of Direction, who shall from time to time pay such Sum and Sums of Money for such Purposes as the said Court shall direct and order.

Tenants at Will to deliver Possession at Three Months' Notice.

LXXXVII. And be it further enacted, That every Tenant at Will, or Lessee for a Year, or from Year to Year, shall deliver up the Possession of such Premises to the said Company of Proprietors, or to such Person or Persons as they shall appoint to take Possession of the same, upon having Three Calendar Months Notice to quit such Possession, from the Clerk to the said Company of Proprietors, or from the Person or Persons so authorized by them to take such Possession; and such Person or Persons in Possession shall, at the End of the said Three Calendar Months, whether such Notice be given with Reference to the time or times of such Tenants holding or not, or so soon after as he, she or they shall be required, peaceably and quietly deliver up the Possession of the said Premises to the said Company of Proprietors, or to such Person or Persons authorized by them to take Possession thereof, such Authority being signified under the Hands of the Committee or Court of Direction of the said Company of Proprietors, or any Three or more of them; and in case any such Person or Persons so in Possession as aforesaid, shall refuse to give such Possession as aforesaid, all reasonable Satisfaction being first made or tendered, it shall be lawful for the Committee or Court of Direction of the said Company, or any three or more of them, to issue their Precept or Precepts to the Sheriffs of London, or Sheriff of the County in which the Premises shall be situate, to deliver Possession of the said Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same; and the said Sheriffs or Sheriff are and is hereby required to deliver Possession of the said Premises accordingly, and to levy such Costs as shall accrue from the issuing and Execution of such Precept or Precepts on the Person or Persons so refusing to give Possession as aforesaid, by Distress and Sale of his, her or their Goods.

Mortgages to convey.

LXXXVIII. And be it further enacted, That all and every Person and Persons who shall have any Mortgage or Mortgages on such Lands, Tenements and Hereditaments, not being in Possession thereof by virtue of such Mortgage or Mortgages, shall, on the Tender of the Principal Money and Interest due thereon, together with the Amount of Six Calendar Months Interest on the said Principal Money by the said Company of Proprietors, or their said Committee or Court of Direction, or by such Person or Persons as they shall appoint; or in case such Mortgagee or Mortgagees shall have Notice

in Writing from the said Company of Proprietors, or their said Committee or Court of Direction, or from such Person or Persons as they shall appoint, that they will pay off and discharge the Principal Money and Interest which shall be due on the said Mortgage or Mortgages at the End or Expiration of Six Months, to be computed from the Day of giving such Notice, then and in such case, at the End of the said Six Months, on Payment of the Principal and Interest so due, such Mortgagee or Mortgagees shall convey, assign and transfer his, her or their Interest in the Premises to the said Company of Proprietors, or their said Committee or Court of Direction, or to such Person or Persons as shall be appointed in Trust for them; and in case such Mortgagee or Mortgagees shall refuse to convey or assign as aforesaid, on such Tender or Payment, then and in such case all Interest on every such Mortgage or Mortgages shall from thenceforth cease and determine: Provido. Provided always, that in case the Sum due upon any such Mortgage or Mortgages, with all Interest due thereon, shall amount to more than the real Value of the Premises, to be ascertained as directed by this Act, then and in such case the said Company of Proprietors shall not be liable to pay the Mortgagee or Mortgagees more than the real Value of such Premises so ascertained as aforesaid: Provided also, that in case any such Mortgagee or Mortgagees shall neglect or refuse to convey or assign as aforesaid, then upon Payment of the Principal Money and Interest due on any such Mortgage or Mortgages as aforesaid, into the Bank of *England*, at the End of Six Months from the Day of giving such Notice as aforesaid, for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank shall give a Receipt or Receipts for the said Money in like manner as is hereinbefore directed in cases of other Payments into the Bank; and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim and Demand, of the said Mortgagee or Mortgagees, and of all and every Person and Persons, in Trust for him, her or them, shall vest in the said Company, and they shall be deemed to be in the actual Possession of the Premises comprised in such Mortgage or Mortgages, to all Intents and Purposes whatsoever.

LXXXIX. And be it further enacted, That the said Company of Proprietors, or their Committee, shall and may erect and set up, or cause to be erected and set up, One or more Gate or Gates, Turnpike or Turnpikes, in, upon and across the said intended Bridge, or within Twenty Yards thereof, together with Toll Houses and proper and necessary Buildings, Conveniencies and Fences, near to each Gate or Turnpike, across the said intended Bridge, or the Street or Avenue immediately communicating therewith, and within Twenty Yards of the said Bridge; and that the respective Tolls following may be demanded and taken by such Person or Persons as the said Company of Proprietors, or their Committee or Court of Direction, shall from time to time appoint at each of the said Gates or Turnpikes, for each and every Time of passing over the said Bridge; that is to say,

For every Coach, Berlin, Landau, Vis-a-Vis, Chariot, Chaise, Tolls. Calash and Pleasure Carriage, and for every Hearse, Litter, or other such Carriage having Four or Three Wheels, and drawn by Six Horses or other Beasts of Draught, a Sum not exceeding One Shilling and Six Pence:

For

For any of the like Carriages or Vehicles, drawn by Four Horses or other Beasts of Draught, a Sum not exceeding One Shilling :

For any of the like Carriages or Vehicles, drawn by less than Four Horses or other Beasts of Draught, and more than One Horse or other Beast of Draught, a Sum not exceeding Nine Pence :

For every Chaise, Chair or other such Vehicle drawn by One Horse or other Beast of Draught, a Sum not exceeding Four Pence :

For every Waggon, Wain, Dray, Car, Cart or such other Four Wheeled Carriage as last aforesaid, laden with Hay or Straw, having Wheels of the Breadth of Six Inches or upwards on the Bottom or Sole thereof, being horizontal on the Surface of the Tire, and rolling an even Surface, drawn by Six or more Horses or other Beasts of Draught, a Sum not exceeding One Shilling :

For every Waggon, Wain, Dray, Car, Cart or such other Four Wheeled Carriage as last aforesaid, drawn by Four and not more than Six Horses or other Beasts of Draught, a Sum not exceeding Eight Pence :

For every such Waggon, Wain, Dray, Car, Cart or other Four Wheeled Carriage as last aforesaid, drawn by Two or Three Horses, or other Beast of Draught, a Sum not exceeding Six Pence :

For every such Waggon, Wain, Dray, Car, Cart or other Four Wheeled Carriage as last aforesaid, drawn by One Horse or other Beast of Draught, a Sum not exceeding Four Pence :

For every Cart, Car or other Two Wheeled Carriage drawn by One Horse or other Beast of Draught, a Sum not exceeding Three Pence :

For every Horse, Mare, Gelding, Mule or Ass, laden or unladen, and not drawing, a Sum not exceeding One Penny Halfpenny :

For every Foot Passenger, a Sum not exceeding One Penny :

For every Drove of Oxen or Neat Cattle, a Sum not exceeding Eight Pence *per* Score, and so in proportion for any greater or less Number :

For every Drove of Calves, Hogs, Sheep or Lambs, a Sum not exceeding Four Pence *per* Score, and so in proportion for any greater or less Number.

XC. And be it further enacted, That the said Company of Proprietors shall have full Power from time to time at any General or Special General Assembly to lower or reduce all or any of the said Tolls, but no Reduction of any such Tolls shall be made or take place unless a Majority of the Proprietors present at such General or Special General Assembly as hereinbefore directed shall assent thereto ; and it shall and may be lawful to and for the said Company of Proprietors in like manner again to raise the said Tolls to such Sum or Sums as they shall think proper, not exceeding the Sums before mentioned, as often as it shall be deemed necessary for the Interest of the said Undertaking.

XCI. Provided always, and be it enacted, That no Person or Persons having Occasion to pass through any Turnpike or Toll Bar erected or to be erected where the Toll is or shall be taken by virtue of this present Act with any Coach, Berlin, Chariot, Landau, Calash, Chaise, Chair, Hearse, Litter, Waggon, Wain, Cart or other Carriage, Horse, Gelding, Mare, Mule, Ass, Oxen, Cows, Hogs, Sheep or any other Sort of Cattle, and who shall return the same

Day

Tolls may be altered.

Carriages may return Toll-free.

Day through the same Turnpike or Toll Bar before Twelve of the Clock at Night with the same Coach, Berlin, Chariot, Landau, Calash, Chaife, Chair, Hearse, Litter, Waggon, Wain, Cart or other Carriage, Horse, Gelding, Mare, Mule, Ass, Oxen, Cows, Hogs, Sheep or any other Sort of Cattle for which such Tolls have been paid, shall be liable or compelled to pay on his, her or their Return the said Tolls at such Turnpike or Toll Bar.

XCII. Provided always, and be it enacted and declared, That no Toll whatsoever shall be demanded or taken for any Horse, Beast, Cattle or Carriage of whatever Description, employed or to be employed in conveying, fetching or guarding Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying, fetching or guarding such Mails or Expresses, or returning back from conveying or guarding the same, or for any Soldiers upon their March, or upon Duty, or for any Horse, Beast, Cattle or Carriages attending them with their Arms and Baggage, or returning after having been so employed, nor for any Waggon, Wain, Cart or other Carriage whatsoever, or the Horse or Horses, or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack or Commissariat or other publick Stores, of or belonging to His Majesty, or for the Use of His Majesty's Forces, or for any Horse, Beast, Cattle or other Carriage, travelling with Vagrants, sent by legal Passes, or for any Volunteers upon their March, or upon Duty, or in going to or returning from the Place appointed for and on the Days of Exercise, or for any Horse, Mare or Gelding, furnished by or for or belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons be dressed in the Uniforms of their respective Corps, and have their Arms, Furniture and Accoutrements, according to the Regulations provided for such Corps respectively, at the time of claiming such Exemptions as aforesaid, or for any Coach, Berlin, Landau, Chariot, Calash, Chair or other Carriage, or Passenger on Horseback, going to or returning from any Election of a Member or Members to serve in Parliament for the City of *London*, or County of *Surrey*, on the Day or Days of such Election, or on the Day before or after such Election shall begin or be concluded; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, such Person or Persons for every such Offence, shall forfeit and pay any Sum not exceeding Forty Shillings, to be recovered and applied as other Penalties are by this Act directed to be recovered and applied.

General Exemptions from Tolls of Bridge.

Penalty.

XCIII. Provided always, and be it further enacted, That the said Gates, Turnpikes, or Toll Houses, shall not in any manner or by any means whatever obstruct or impede the free Passage and Transit to, from and through the several Streets, Lanes, Courts, Yards, Alleys or Passages, situate on the South Side of the said intended Bridge, or subject any Person or Persons, or any Horse, Beast, Cattle, Carriage or other Thing, passing and repassing to, from or through the several Streets, Lanes, Courts, Yards, Alleys or Passages last aforesaid, to the before mentioned Tolls, or any of them.

Turnpikes not to impede Passage of Streets.

XCIV. And be it further enacted, That it shall and may be lawful to and for the Collector or Collectors of the said Tolls, or any of them,

To enforce Payment of Tolls.

them, to stop and prevent the Passage of any Person or Persons neglecting or refusing to pay the said Tolls, or any of them, or of the Horse, Beast, Cattle, Carriage or other Thing, for or in respect whereof the said Tolls ought to be paid; or it shall and may be lawful to and for the said Collector or Collectors to seize and detain the Goods and Chattels of such Person or Persons, or such Horse, Beast, Cattle, Carriage or other Thing; and in case the said Tolls shall not be fully paid and satisfied, together with all reasonable Costs and Charges of making, detaining and keeping such Distress, within the Space of Fourteen Days, the said Collector or Collectors shall and may sell the same, rendering the Overplus (if any) after deducting such Costs and Charges of making, detaining, keeping and selling such Distress to the Owner or Owners thereof.

Disputes respecting Tolls and Charges how settled.

XCIV. And be it further enacted, That if any Dispute shall arise about the Quantity of Tolls due, or the Costs and Charges of distraining, keeping or selling any Distress, it shall and may be lawful to and for the Collector or Person so distraining to detain the Distress or the Money arising from the Sale thereof, until the Quantity of the Tolls or the Charges of distraining, keeping and selling the Distress, as the Case may be, shall be ascertained by some Justice of the Peace for the County, City or Place wherein such Dispute shall arise, who upon Application made to him for that Purpose shall examine the said Matters upon the Oath or Oaths of the Parties or other Witnesses or Witnesses, and shall determine the Quantity of Tolls due, and shall also assess the Charges of such Distress and Sale, and all other reasonable Costs; all which Sum or Sums so determined or assessed shall be paid to the Collector before he shall be obliged to return the said Distress, or the Overplus after the Sale thereof, or of any Part thereof.

Counterfeiting Toll Tickets.

XCVI. And be it further enacted, That if any Person or Persons shall forge, counterfeit or alter, or shall deliver to or receive of any other Person or Persons any Note or Ticket which shall be given to any Person by the Collector of the said Tolls, with Intent to avoid the Payment of any or any Part of the said Tolls, or if any Person or Persons shall unload or cause to be unloaded any Goods or Merchandize upon the Bridge, then and in every such case every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, to be recovered in like manner as any other Penalties or Forfeitures can or may be recovered by virtue of this Act, One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied in such manner as other Penalties and Forfeitures are herein directed to be applied.

Penalty.

Collectors of Tolls may give Evidence.

XCVII. And be it further enacted, That in case any Dispute, Suit or Litigation shall arise touching or in any wise relating to the said Tolls or any of them, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Company of Proprietors, shall not be disqualified from giving Evidence in any such Dispute, Suit or Litigation, by reason of his, her or their being appointed to collect such Tolls.

Toll Collectors to put up their Names.

XCVIII. And be it further enacted, That every Gate Keeper, Toll Gatherer or Collector or Receiver of the Tolls on or near the said intended Bridge shall and he and they is and are hereby required to place his Christian and Surname, painted on a Board in White Letters on a Black Ground, in fair legible Characters of such Size as the

the Committee or Court of Direction of the said Company of Proprietors or any Three or more of them shall direct, in the Front of the Toll House where he or they shall be stationed to collect the said Tolls immediately on his coming on Duty, and shall continue the same so placed during the whole time he shall be upon such Duty; and if any Collector or Receiver of the said Tolls shall not place such Board as aforesaid in the manner and during the time aforesaid, or shall demand or take a greater or less Toll from any Person than he shall be authorized to do by virtue of the Powers of this Act, or shall refuse to permit or suffer, or shall in any wise hinder any Person or Persons from reading such Christian or Surname, or shall refuse to tell his Christian or Surname to any Person or Persons who shall demand the same, upon having paid the said Tolls or any of them, or shall give a false Name or Names upon such Demand, then and in every such case every such Collector or Receiver shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence, and such Penalty shall be recovered and applied as other Penalties are by this Act directed to be recovered and applied.

Penalty.

XCIX. And be it further enacted, That the Tolls that shall be collected and received under or by virtue of this Act, shall be applied and disposed of in manner hereinafter mentioned; that is to say, in the First Place, in paying the Expences for the time being of carrying this Act into Execution, and of keeping the said Bridge in proper Repair and Condition, and of lighting and watching the same, and in the Payment of any yearly Rents, Rates, Assessments or Contributions, which may be charged upon or reserved or made or become payable for or in respect of any of the Lands or Hereditaments to be purchased or taken under or for the Purposes of this Act; and in the next Place, in paying to the Mortgagees and Annuity holders under this Act, the Interest and Annuities to which they shall be respectively entitled in manner hereinbefore provided; and the Surplus thereof shall be divided amongst the said Proprietors in proportion to the Amount of their respective Shares, in manner following; that is to say, the said Proprietors shall be entitled to and receive out of the Tolls hereinbefore allowed to be taken and received, Interest after the Rate of Five Pounds *per Centum per Annum* upon the respective Sum or Sums of Money which shall have been paid from time to time upon their respective Shares for and towards the Execution of the said Undertaking, which Interest shall commence and be computed from the time or respective times of Payment of such Sum or Sums of Money, or of the Instalments thereof respectively, and from and after the time when the said Bridge shall be opened for the Passage of Horses and Carriages over and across the same, the said Proprietors shall be entitled to and receive an Interest and Dividend upon their respective Shares out of the said Tolls, so as that such Proprietors do not receive more than Ten Pounds *per Centum per Annum* upon or in respect of the Amount of such Shares, from the time of the Opening of the said Bridge; and if, and when and as soon as such Surplus shall be more than sufficient to pay such Ten Pounds *per Centum* as last mentioned, then the Excess shall from time to time be laid out in the Name of the said Company of Proprietors, in the Purchase of Three Pounds *per Centum* Consolidated Bank Annuities; and the Income resulting therefrom shall be accumulated in the nature of Compound Interest, until such Excess and Accumulations shall be

Application of Tolls, and when to cease.

sufficient to yield, by the Dividends thereof, Ten Pounds *per Centum per Annum* to the said Proprietors upon the Amount of their respective Shares; and when and as soon as such Excess and Accumulations shall be sufficient for the Purpose last mentioned, the Stock arising therefrom, or the Produce of such Stock, shall be divided amongst the said Company of Proprietors in Proportion to the Amount of their respective Shares; who shall thereupon cease to receive or be entitled to any further Proportion of the said Tolls, or any Payment in respect thereof; and the said Tolls shall be subject after the Payment of such Expences, Rents, Interest and Annuities as aforesaid, from thenceforth be laid out (a) and invested in the Purchase of Three Pounds *per Centum* Consolidated Bank Annuities, and accumulated in like manner as last hereinbefore directed, until a Sum shall be raised sufficient for the paying off the then subsisting Mortgages under this Act, which Sum when raised shall be applied accordingly; and that after such Application as last mentioned, such Tolls, subject as aforesaid, shall be accumulated in manner hereinbefore mentioned, until a further Sum shall be raised sufficient by the Dividends or Interest thereof, to pay such yearly Rents as aforesaid, and the Annuities that may then be subsisting under this Act, and which shall be applied accordingly, and also to produce the annual Sum of Six hundred Pounds; which said last mentioned annual Sum, as well as the Dividends or Interest of the Fund which shall be raised as last mentioned, for the Payment of the said Rents and Annuities, subject to the Payment thereof, shall be appropriated towards paying the Expences of repairing, lighting and watching the said Bridge, as and when there shall be Occasion; and when and as soon as the said last mentioned Sum shall be raised, the Tolls and Duties hereby authorized to be collected and taken, on and for the said Bridge, shall wholly cease.

(a) [*The Reading is so in Original Act.*]

Repair of Bridge
in case Tolls
insufficient.

C. Provided always, and be it further enacted, That in case the said Bridge shall be at any time or times out of Repair, and the Tolls to be collected under or by virtue of this Act during the current Year shall be insufficient to defray the Expences of such Repairs and other Expences and annual Payments provided for and directed to be paid by this Act previously to a Division of such Tolls, or the Surplus thereof, amongst the said Proprietors, and also to pay to the said Proprietors the Sum of Ten Pounds *per Centum per Annum* on the Amount of their respective Shares, and there shall be at such time or times a subsisting accumulated Fund from the Surplus of the said Tolls theretofore collected; then and in each and every such case such accumulated Fund shall be applied in the first Place in defraying the Expences of such Repairs, in the next Place in paying the other Expences and annual Payments provided for and directed to be paid by this Act previously to a Division of such Tolls, or the Surplus thereof, amongst the said Proprietors, and afterwards in paying or making good to the said Proprietors the Sum of Ten Pounds *per Centum per Annum* on the Amount of their respective Shares; and in case such subsisting accumulated Fund shall be insufficient for the Purposes last hereinbefore mentioned, then the future Tolls to be collected and received under or by virtue of this Act shall be applied in making good such Deficiency before any further Accumulation of the Surplus of such future Tolls shall be made.

CI. And be it further enacted, That the said Company of Proprietors, and their Successors who shall or may be Proprietors of Shares at the time when the said Tolls are hereinbefore directed to cease, shall be and they are hereby constituted and appointed a Company, to continue and be Trustees of the said Bridge, and have a Committee or Court of Direction continued and regulated as before-directed, and subject to all other Regulations, Rules, Orders and Restrictions, Penalties and Forfeitures hereinbefore provided in respect of the said Company or their Committee or Court of Direction, and the said Company, or their Committee or Court of Direction, or any Three or more of them, shall have Power and Authority to do and perform all Matters and Things which to them shall seem meet and necessary in and about the maintaining, repairing and supporting of the said Bridge, and the several Lamps, Watch Boxes and other Works, Matters and Things to be maintained, repaired and supported by virtue of this Act, in such manner as to them the said Company, or their Committee or Court of Direction, or any Three or more of them, shall seem meet; and such Company or their Successors, or their Committee or Court of Direction, or any Three or more of them, shall have Power and Authority, by an Order or Draft under the Common Seal of the said Company, or under the Hands of at least Three of the Committee or Court of Direction of the said Company, which Seal or Signatures shall be attested by the Clerk to the said Company for the time being, to disburse the Interest or Dividends of the Money hereinbefore directed to be raised and applied for that Purpose, as may be required, and to apply the same in and about such Repairs, Paving, Watching, Lighting, or any other Matters or Things relating or appertaining to the said Bridge, Lamps, Watch Boxes and other Matters and Things to be maintained, repaired and supported by virtue of this Act as aforesaid; and when all such Expenses, Costs and Charges of repairing, paving, watching or lighting the said Bridge, or of any other Matters or Things relating or appertaining thereto, shall be fully paid and satisfied out of the Interest or Dividends aforesaid, the said Company may, and they are hereby empowered to make and declare a Dividend of the Overplus or Interest of such Interest Money as aforesaid, among the said Company or their Successors, according to the Shares they may respectively be entitled to.

Company to continue Trustees of Bridge.

CII. And be it further enacted, That if the said Bridge or the said Lamps, Watch Boxes, or other Works to be maintained and repaired by virtue of this Act, or any Part or Parts thereof, shall become and be out of Repair, or if the said Bridge, or any Part or Parts thereof, shall not continue to be watched or lighted in manner hereinbefore directed, then the said Company, or their Committee or Court of Direction, or any Three or more of them, shall forthwith cause the said Bridge, Lamps, Watch Boxes, and other Works to be repaired, or the said Bridge to be watched or lighted as hereinbefore directed; and in case the said Company, or their Committee or Court of Direction, or any Three or more of them, shall fail within One Week after Notice to their Clerk to that Effect, to commence such Repairs, or to cause the said Bridge to be watched or lighted as hereinbefore directed, then it shall be lawful to or for any Person or Persons to prefer or prosecute any Bill or Bills of Indictment against the said Company for such Failure, and if the said Company shall be found

Company may be indicted for Failure of Repair.

Guilty upon the Trial of such Bill or Bills of Indictment, they the said Company shall forfeit and lose to the Person or Persons who shall have preferred and prosecuted such Bill or Bills of Indictment, the Sum of Fifty Pounds for every such Failure, and shall be subject and liable to commence such Repairs as aforesaid, and to cause the said Bridge to be watched and lighted as hereinbefore is directed, within Twenty one Days after such Verdict or Verdicts on such Bill or Bills of Indictment, and in case of Failure in the Whole or in any Part thereof, the said Company shall again become subject and liable to such Bill or Bills of Indictment, and so *toties quoties* until the said Repairs on the said Bridge shall be completed, or the Pavement thereof shall be repaired and relaid, or the same shall be watched and lighted as hereinbefore directed.

Fixing Lamps.

CIII. And be it further enacted, That it shall be lawful for the said Company of Proprietors, or their Committee or Court of Direction, and they are hereby empowered and required from time to time, to cause such and so many Lamp Irons or Lamp Posts to be put up or affixed in, upon or along the Sides of the said Bridge, and upon any Wall or Palisade, adjoining to and connected with the said Bridge, as they shall think proper; and also to cause such Number of Lamps of such Sizes and Sorts, to be provided and affixed, to be put upon such Lamp Irons and Lamp Posts as they shall think necessary for lighting of the said Bridge, and every or any Part thereof.

Wilfully damaging Lamps.

CIV. And be it further enacted, That if any Person or Persons shall wilfully break, throw down, or otherwise damage or destroy any of the said Lamps which shall be so erected or continued by the said Company of Proprietors, or their Committee or Court of Direction, or any of the Posts, Irons, or other Furniture thereof, or take away, or throw any of the Oil from or out of the said Lamps, or extinguish any of the said Lamps when lighted, it shall be lawful for any One or more Justice or Justices of the Peace for the City or County in which the Offence shall be committed, and he and they is and are hereby required, upon Oath made of the Commission of any such Offence, to issue a Warrant or Warrants for apprehending the Party or Parties accused; and it shall be lawful for any Person or Persons whomsoever, who shall see such Offence committed, to apprehend, as also for any other Person or Persons to assist in apprehending the Offender or Offenders, and by the Authority of this Act, and without any other Warrant to convey him, her or them, or to deliver him, her or them into the Custody of a Peace Officer, in order to be secured and conveyed before any such Justice of the Peace as aforesaid, to be dealt with as hereinafter is directed, and the Party or Parties accused being brought before any such Justice, or Oath being made before him that such Party or Parties cannot be found and apprehended, such Justice shall proceed to examine upon Oath any Witness or Witnesses who shall appear or be produced to give Information touching such Offence, and if the Party or Parties accused shall be convicted of such Offence, either by his, her or their own Confession, or upon such Information as aforesaid, he, she or they so convicted shall forfeit any Sum not exceeding Ten Shillings for each Lamp, Furniture and Oil so broken, damaged, destroyed, taken away, thrown out or extinguished as aforesaid, and for the second Offence, any Sum not exceeding Twenty Shillings, and for the Third and every other subsequent Offence, any Sum not exceeding

Penalty.

ing Forty Shillings; and full Satisfaction shall be made to the said Company of Proprietors, or their Committee or Court of Direction, or to their Surveyor, by such Offender or Offenders for the Damage so by him, her or them done as aforesaid; and in case such Offender or Offenders shall not on Conviction pay such Forfeiture by him, her or them incurred, and make such Satisfaction as aforesaid, the Justice before whom such Offender or Offenders shall be convicted, is hereby required to commit him, her or them to the House of Correction for the respective City or County where the Offence shall be committed, there to be kept to hard Labour for any time not exceeding Six Months, and such Offender or Offenders shall not be discharged before the Expiration of the time for which he, she or they shall be committed, unless such Forfeiture and Satisfaction shall be sooner paid and given; and if any Person shall negligently or accidentally break, throw down or otherwise damage, destroy, take away or waste any of the said Lamps or Oil, or any of the Posts, Irons, or other Furniture thereof, and shall not upon Demand make Satisfaction to the said Company or their Committee or Court of Direction, or to their Surveyor for the Damage by such Person so done, it shall be lawful for any Justice of the Peace as aforesaid, and he is hereby required, upon Complaint to be made by the said Company or their Committee or Court of Direction, or any Three or more of them, or by their Clerk or Surveyor, to summon the Party complained of, and upon his or her Appearance, or making Default to appear (Oath being made that the Party complained of was served with such Summons, or that the same was left at his, her or their Dwelling House or Place of Abode, if known, or that he or she could not be found), such Justice shall proceed to examine the Matter of the said Complaint, and upon Proof thereof, either by the Confession of the Party complained of, or by the Oath of One or more credible Witness or Witnesses, shall award and order such Satisfaction to be made by the Party complained of, and for the Damage so by him or her done, as to such Justice shall appear just and reasonable, and shall cause the Sum so awarded, in case the same shall not be paid forthwith upon the making of such Award, to be levied by Distress and Sale of the Goods and Chattels of the Offender, rendering to him or her the Overplus (if any be) upon Demand, after the Charges of prosecuting such Complaint, and of such Distress and Sale, shall be deducted; and in case sufficient Distress cannot be found, such Justice shall commit the Party complained of to the Common Gaol or House of Correction for the City or County where the Offence shall have been committed, for any time not exceeding Six Calendar Months, or until he or she shall pay the Sum so awarded, together with Costs and Charges as aforesaid.

CV. And be it further enacted, That the said Company of Proprietors, or their said Committee or Court of Direction, are hereby empowered from time to time, if they see Occasion, to appoint such Number of fit and able bodied Men, as they shall think proper, to be armed and clothed in such manner as the said Company of Proprietors, or their said Committee or Court of Direction, shall direct, to be employed as Watchmen, Guards or Patroles, either on Foot or on Horseback, upon the said Bridge, and to appoint any Person or Persons to be Superintendent or Superintendants thereof, and from time to time to remove any of the said Superintendants, Watch-

Guarding and
watching Bridge.

men, Guards or Patroles, and to appoint others in their Room, and from time to time to make such Rules, Orders and Regulations, for the better governing the Superintendants, Watchmen, Guards or Patroles, and for the watching and guarding the said Bridge, and keeping the Peace thereon, and on every of them, as the said Company of Proprietors shall think proper.

Duty of Patrole
and Watchmen.

CVI. And be it further enacted, That the Superintendants, Watchmen, Guards and Patroles, shall use their best Endeavours to prevent Fires, Murders, Burglaries, Robberies, Disturbances, Breaches of the Peace, and all Outrages, Misdemeanors and Disorders on the said Bridge, and to that End are hereby jointly and severally empowered and required, without further Warrant, to arrest, apprehend and detain in the Watch House of the Parish or Place, wherein the Offence shall be committed, or in any other Watch House or convenient Place, (whether provided or appointed by the said Company or otherwise), all Malefactors, Rogues, Vagabonds and other disorderly and suspicious Persons, who shall be found committing any Disorder or Offence, or loitering, wandering or misbehaving themselves, or whom the said Superintendants, Watchmen, Guards or Patroles, shall have just cause or reason to suspect of any evil Design, and the Person or Persons so apprehended, to convey as soon as conveniently may be before One or more of His Majesty's Justices of the Peace acting in and for the City or County wherein such Arrest, Apprehension or Detention shall take place, to be examined and dealt with according to Law.

Bridge deemed
to be in London
and Surrey.

CVII. And, in order to remove all Doubts where and before whom Offences committed on the said Bridge shall and may be cognizable, and how and by whom the Offenders in such cases may be punished, be it further enacted, That the Half of the said Bridge, when built, next adjoining to the City of *London*, shall be deemed to be in the said City and Part of and in the Parish of *Saint Martin Vintry*, and the other Half of the said Bridge in the County of *Surrey* shall be deemed to be in the said County of *Surrey*, and Part of and in the Parish of *Saint Saviour Southwark*; but such Bridge shall not be deemed or taken to be a County Bridge, so as to subject the said City of *London* or County of *Surrey*, or any of the Parishes or Places hereinbefore mentioned, or either of them, to the repairing or supporting of the same.

Proviso for
Rights of Com-
missioners of
Sewers in Lon-
don.

CVIII. Provided also, and be it further enacted, That no Alteration shall be made in any of the Pavements, Sewers or Drains in the City of *London* under or by virtue of this Act, without the Consent and Approbation of the Commissioners of Sewers for the City of *London*, and that all such Alterations shall be executed under the Direction of the Surveyor to the said Commissioners for the time being; and that nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, alter or take away any the Rights, Powers or Authorities vested in the Commissioners of Sewers for the City *London* aforesaid; but that all the Rights, Powers and Authorities vested in them shall be and remain as good, valid and effectual in all respects as if this Act had not been made.

Proviso for Acts
for Pavement of
Southwark.

CIX. And be it further enacted, That nothing in this Act contained shall extend or be construed to give to or invest the said Company of Proprietors, or any other Person or Persons whomsoever, with any Right, Power or Authority which may at all interfere with the
Rights,

Rights, Powers, Authorities or Provisions heretofore granted by an Act passed in the Sixth Year of the Reign of His present Majesty, 6 G. 3. c. 24. intituled, *An Act for paving the Streets and Lanes within the Town and Borough of Southwark, and certain Parts adjacent, in the County of Surrey; and for cleansing, lighting and watching the same; and also the Courts, Yards, Alleys and Passages adjoining thereto; and for preventing Annoyances therein*; and by an Act passed in the Eleventh 11 G. 3. c. 17. Year of the Reign of His present Majesty, intituled, *An Act to explain and amend so much of an Act of the Sixth Year of His present Majesty, for paving the Town and Borough of Southwark in the County of Surrey, as relate to the Commissioners of Sewers; and for regulating the Manner of taxing Churches and other public Buildings within the Limits of the said Act*; and also by another Act passed in the Twenty 26 G. 3. c. 120. sixth Year of the Reign of His present Majesty, intituled, *An Act for paving, cleansing, lighting and watching the Streets, Lanes and other public Passages and Places within the Manor of Southwark, otherwise called The Clink, or Bishop of Winchester's Liberty, in the Parish of Saint Saviour Southwark in the County of Surrey; for the Removal of present and preventing of future Incroachments, Nuisances and Annoyances therein; for laying out Two new Streets, and widening and regulating several other of the Streets and Passages within the said Liberty; for discontinuing the Passage through Globe Alley; and for shutting up, in the Night time, the Way leading from Clink Street, in the said Liberty, to the River Side*; or by an Act passed in the Twenty sixth Year of the Reign of His present Majesty, intituled, 26 G. 3. c. 132. *An Act for making, widening and keeping in Repair certain Roads in the several Parishes of Lambeth, Newington, Saint George Southwark, Bermondsey and Christ Church, in the County of Surrey; and for watching and lighting the said Roads*; and also by an Act passed in the Twenty eighth Year of the Reign of His present Majesty, 28 G. 3. c. 68. intituled, *An Act for enabling the Commissioners for putting in Execution an Act made in the Sixth Year of the Reign of His present Majesty, for paving the Streets and Lanes within the Town and Borough of Southwark, and certain Parts adjacent, in the County of Surrey; and for cleansing, lighting and watching the same, and also the Courts, Yards, Alleys and Passages adjoining thereto; and for preventing Annoyances therein; to open, widen and better regulate the several Streets, Lanes and Passages within the East Division in the said Act described*; and also by another Act passed in the Forty fourth Year 44 G. 3. c. lxxxvi. of the Reign of His present Majesty, intituled, *An Act for altering and amending an Act passed in the Sixth Year of the Reign of His present Majesty, for paving the Streets and Lanes within the Borough of Southwark, and certain Parts adjacent, in the County of Surrey, and for cleansing, lighting and watching the same, and also the Courts, Yards, Alleys and Passages adjoining thereto, and for preventing Annoyances therein, so far as the same relates to the West Division thereof, as therein mentioned*; and by another Act passed in the Forty 47 G. 3. Sess. 2. c. cxv. seventh Year of the Reign of His present Majesty, intituled, *An Act for enlarging the Powers of an Act of the Twenty sixth Year of His present Majesty, for making and keeping in Repair certain Roads in the Parishes of Lambeth, Newington, Saint George Southwark, Bermondsey and Christ Church, in the County of Surrey, and for watching and lighting the same Roads*; and also of an Act passed in the Forty second Year of the Reign of His present Majesty, inti- 42 G. 3. c. lxxvi. tuled,

titled, *An Act for repealing the Act passed in the Twenty fifth Year of the Reign of His present Majesty King George the Third, for more effectually repairing the Roads leading from the Stones End in Blackman Street in the Borough of Southwark in the County of Surrey, to Highgate in the County of Suffex, and several other Roads therein mentioned; and for granting other Powers for those Purposes; but all the Rights, Powers and Authorities vested in the several Commissioners for carrying the said several Acts respectively into Execution, shall be as good, valid and effectual as if this Act had not been made, save and except as in and by this Act is herein particularly otherwise declared and enacted.*

Compensation
to Commissioners
of Borough and
Clink Pavements
for Rates.

CX. Provided always, and be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors, or their Committee or Court of Direction, or their Treasurer or Treasurers for the time being, and they are hereby authorized, empowered and directed, by and out of the Monies to arise and be received under and by virtue of this Act, to pay or cause to be paid to the respective Commissioners appointed for carrying into Execution the before mentioned and recited Acts of Parliament of the Sixth, Eleventh, Twenty sixth and Forty fourth Years of the Reign of His present Majesty, and their Successors, Commissioners for the time being, or any Five or more of them, or to their respective Collectors or Receivers duly appointed under and by virtue of the said several Acts or any or either of them, such annual Sum and Sums of Money as shall have been actually paid to the said respective Commissioners, or their Collectors or Receivers as aforesaid, in pursuance of the said several Acts, or any or either of them, by and from the Owners and Occupiers of such Houses as are situate within the aforesaid Divisions, or either of them (and which shall be pulled down by or under the Authorities or for the Purposes of this Act), for and towards the Rates or Assessments made in pursuance of the said several Acts of the Sixth, Eleventh, Twenty sixth and Forty fourth Years of His present Majesty's Reign, or any or either of them, within the Year preceding the twenty fifth Day of *March* One thousand eight hundred and eleven, after deducting the Expences payable thereout, for and in respect of the paving, cleansing, lighting and watching the said Streets, Lanes or Passages, or Part of Streets, Lanes and Passages, to be included in the said new intended Street, as an Equivalent for the Loss the said respective Commissioners may sustain by the Nonpayment of the said Rates or Assessments from the said Owners and Occupiers of the said House or Houses within the aforesaid Divisions, or either of them, so pulled down as aforesaid; and they the said respective Commissioners and their Successors, or any Five or more of them, or the said respective Collectors or Receivers may, and they are hereby fully authorized and empowered, from time to time, as often as the said Rates or Assessments shall be made and allowed, conformable to the Directions of the said several Acts, or any or either of them, to demand, recover and receive the same, of and from the said Company of Proprietors, or their Committee or Court of Direction, or their Treasurer or Treasurers for the time being, as an Equivalent and in lieu of such Rates or Assessments payable as aforesaid: Provided also, that when and so soon as a sufficient Number of Houses shall be erected and built on the Sides of the said intended Street from *Horse Shoe Alley* to *Blackman*

Proviso.

Street aforesaid, and shall be rated by virtue of the said several recited Acts, or any or either of them, and the Rates thereof shall amount to as much Money as the Houses before mentioned were rated at, at the time of their being pulled down as aforesaid, that then and from thenceforth the Equivalent above mentioned and directed to be paid by the said Company of Proprietors, or their Committee or Court of Direction, or their Treasurer or Treasurers for the time being, to the said respective Commissioners and their Successors, or to their respective Collectors or Receivers as aforesaid, shall cease and be no longer payable; and that when and so soon as any House or Houses shall be built, and the Rates thereon not sufficient to answer the said Equivalent, that then the said respective Commissioners and their Successors as aforesaid, and also their said respective Collectors or Receivers, shall allow and give Credit to the said Company of Proprietors, or their Committee or Court of Direction, or their Treasurer or Treasurers for the time being, for so much Money as shall be received in respect of the said several Rates or Assessments, from the Owners and Occupiers of such House or Houses, in Discharge of the said Equivalents, as far as the same will extend, they the said Company of Proprietors, or their Committee or Court of Direction, or their Treasurer or Treasurers for the time being, paying and being liable to pay the Remainder of the said Equivalent: Provided also, that the said Deductions shall only be made from the said Equivalents, until the said new intended Street shall be repaired and maintained by the said respective Commissioners; and in case any Difference or Dispute shall arise with respect to the Amount of the Equivalents to be paid as aforesaid by the said Company of Proprietors, or their Committee or Court of Direction, or their Treasurer or Treasurers for the time being, the same shall be adjusted and settled by any Two or more of His Majesty's Justices of the Peace acting in and for the said County of *Surrey*, whose Adjustment and Determination shall be binding and conclusive on all Parties concerned.

CXI. And be it further enacted, That the said Company of Proprietors, or Three or more of them, shall be, and are hereby empowered and required, before the said Bridge shall be completely finished and made passable, to settle, assess and determine the Recompence fit and proper to be made to the Company of Watermen, Wherry-men and Lightermen, for and in respect of the *Sunday Ferries*, from the *Three Cranes* in the City of *London* to the opposite Shore, and the Stairs and Places adjacent thereto; and in case such Recompence cannot be settled by Agreement between the said Company of Proprietors and the said Company of Watermen, Wherry-men and Lightermen, then the said Company of Proprietors shall be, and are hereby empowered and required, within the Space of Two Calendar Months, to be computed from the Day the said Bridge shall be completely finished and made passable, to proceed to assess the same by a Jury or Juries of the City of *London*, by the same Methods and in the same manner as is hereinbefore directed in the case of assessing Damages of Houses or Ground directed to be purchased by this present Act, and the Verdict of such Jury thereupon shall be binding to all Parties; and the said Company of Proprietors are hereby authorized and required to cause the Sum of Money so to be settled and determined by the said Company of Pro-

Compenfation to
Watermen.

prietors, or given by the Verdicts of the said Jury, as the case may be, to be made and paid out of the Monies intended to be raised for the Purposes of this present Act, to the Rulers, Auditors and Assistants of the said Company of Watermen, Wherry-men and Lightermen, or such Person as they shall appoint to receive the same, within One Calendar Month after such Verdict or Judgment shall be obtained; which Sum or Sums of Money so to be paid, shall be laid out in the Public Funds, by the Rulers, Auditors and Assistants of the said Company of Watermen, Wherry-men and Lightermen, or distributed among the said Watermen, and the Interest and yearly Produce thereof shall be applied by the said Rulers, Auditors and Assistants of the said Company of Watermen, Wherry-men and Lightermen, after the Remuneration to be made to the Watermen suffering or sustaining a Loss by the building the said Bridge, as the Money arising from such Ferries hath hitherto been applied.

Destroying
Works.

CXII. And be it further enacted, That if any Person or Persons shall wilfully and maliciously, and to the Prejudice of the said Undertaking, break, throw down or destroy any of the Works to be erected and made by virtue of this Act, every such Person shall be judged guilty of Felony, and every such Person so offending, and being thereof lawfully convicted, shall be subject to the like Punishments and Penalties as in cases of Grand Larceny; and the Court by or before whom such Person shall be tried and convicted shall have Power and Authority to cause such Person to be punished in like manner as Felons are directed to be punished by the Laws and Statutes of this Realm; or in Mitigation of such Punishment such Court may award such Sentence as the Law directs in cases of Petit Larceny.

Punishment.

Removing An-
noyances.

CXIII. And be it further enacted, That it shall be lawful for the said Surveyor or Surveyors appointed or to be appointed by the said Company of Proprietors, or their Committee or Court of Direction, and such Persons as he or they shall respectively appoint, from time to time, to remove all Obstructions, Annoyances and Encroachments on the said Bridge, or on or by the Side or Sides of any Part of the said Bridge, or the Avenues immediately leading thereto, by any Erections whatsoever, within Fifty Feet of the said Bridge, or by Timber, Stone or Carriages, or by any Water Troughs, Tubs or other Things for watering Horses or Cattle, or for any other Purpose, or by Saw Pits, Hovels, Ashes, Rubbish, Stone, or otherwise by laying or placing Goods, Wares and Merchandize, or other Matters or Things in or upon the said Bridge, or in Front of any House within Fifty Feet of the said Bridge, or by any other ways or means whatsoever, and to turn any Watercourses, Sinks or Drains running along into the River *Thames* out of any Street which shall interfere with the said Bridge, and be necessary to be removed for the Construction, Preservation and Safety thereof, and to turn any Watercourses, Sinks or Drains running along into the said River *Thames*, or out of any Street, to the Prejudice and Hurt of the said Bridge, and to open, scour, cleanse, widen or make deeper any Watercourses adjoining or near thereto, and make the same as deep and large as they shall think necessary.

Throwing Rub-
bish on Bridge.

CXIV. And be it further enacted, That if any Person or Persons shall, from and after the said Bridge shall be erected, throw, cast or lay any Dust, Dirt, Ashes, Rubbish, Dung or other Filth or Annoyance

noyance in or upon the said Bridge, every such Person and Persons being convicted thereof shall forfeit and pay any Sum not exceeding Two Pounds for every such Offence, over and above the Charges of removing such Filth or Annoyance, which the said Surveyor or Surveyors is and are hereby authorized to remove; and all the said Forfeitures, as well as the Charges of removing such Annoyances, which Charges the Committee or Court of Direction of the said Company, or any Three or more of them, are hereby authorized to settle and ascertain, shall, by Warrant under the Hand and Seal of the Lord Mayor of the City of London, or any Alderman of the said City, or of One or more Justice or Justices of the Peace of the County of Surrey, who is and are hereby authorized and required to grant the same, directed to the Constable or Peace Officer for the same Parish or Place where the Offence shall be committed, be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so offending, rendering the Overplus upon Demand (if any) after all Charges paid to the Person or Persons whose Goods and Chattels shall be distrained and sold, and in Default of such Distress or Nonpayment of the said Penalty, the Offender or Offenders shall be committed to the Common Gaol by the said Lord Mayor or Alderman, or any such Justice or Justices as aforesaid, by Warrant under his or their Hand and Seal or Hands and Seals, there to remain without Bail or Mainprize for any time not exceeding Six Calendar Months: Provided nevertheless, that all and every Person and Persons so committed shall, upon Payment of such Forfeitures and Charges, be immediately released from his, her or their Confinement.

Penalty.

Distress.

Proviso.

CXV. And be it further enacted, That if any Person or Persons shall draw or cause to be drawn upon the said Bridge any Tree or Piece of Timber, or any Stone otherwise than upon Wheel Carriages, or shall suffer any Part of any Tree or Piece of Timber which shall be conveyed upon any Wheel Carriage to trail upon any Part of the said Bridge to the Prejudice thereof, every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding Two Pounds.

Drawing Timber.

Penalty.

CXVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, prejudice or derogate from the Rights, Interests, Privileges, Franchises, Jurisdictions or Authorities of the Mayor and Commonalty and Citizens of the City of London, or their Successors, or the Lord Mayor of the said City for the time being, or to prohibit, defeat, alter or diminish any Power, Authority or Jurisdiction which at the time of making this Act the said Mayor and Commonalty and Citizens, or the said Lord Mayor for the time being, as Conservator of the said River Thames or otherwise, did or might lawfully claim, use or exercise, other than and except to remove any Shelves, Gravel, Sand, Mud or other Obstructions, or to embank, deepen or widen the said River as aforesaid, in erecting the said Bridge, and making the Landing Places adjoining thereto, and for facilitating the Access or Accesses to the said Bridge, and to do and effect every other Matter or Thing which shall or may be necessary to be done and effected for the erecting, maintaining and supporting the said Bridge and Landing Places.

Proviso for Rights of Mayor and Corporation of London.

CXVII. Provided always, and be it further declared and enacted, That nothing in this Act contained shall extend or be deemed or construed

Rights of Commissioners of Sewers for

Surrey and
Kent.

strued to extend to prejudice, diminish, alter or take away any of the Rights, Powers or Authorities vested in the Commissioners of Sewers for the Limits extending from *East Mouldsey*, in the County of *Surrey*, to *Ravensbourne*, in the County of *Kent*, but all the Rights, Powers and Authorities vested in them shall be as good, valid and effectual, as if this Act had not been made.

Penalties how
recovered and
applied.

CKVIII. And be it further enacted, That all Penalties, Forfeitures and Fines hereby inflicted or authorized to be imposed (the manner of levying and recovering whereof is not herein otherwise directed) shall, upon Proof of the Offences respectively before any One of His Majesty's Justices of the Peace for the City, County or Place where the Offence or Offences shall be committed, either by the Confession of the Party or Parties offending, or by the Oath of One or more Witnesses (which Oath such Justice is hereby empowered to administer) be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand and Seal of such Justice, which Warrant such Justice is hereby empowered to grant for such Purpose, and the Overplus, after such Penalties, Forfeitures and Fines, and the Charges of such Distress and Sale are recovered and deducted, shall be returned upon Demand unto the Owner or Owners of such Goods and Chattels, and the Penalties, Forfeitures and Fines, when paid or levied (if not otherwise directed to be applied by this Act), shall be from time to time paid to the Treasurer or Treasurers of the said Company, and applied to the Purposes of this Act; and in case sufficient Distress shall not be found, and such Penalties and Forfeitures shall not be forthwith paid, it shall and may be lawful for any such Justice of the Peace as aforesaid, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol of such County, City or Place, there to remain without Bail or Mainprize, for any time not exceeding Six Months, unless such Penalties, Forfeitures and Fines, and all reasonable Charges, shall be sooner paid or satisfied.

Informers Part of
Penalties.

CXIX. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Company, from time to time, if they shall see Cause, to pay and apply such Part of the said Penalties, Forfeitures and Fines, or any of them, to and for the Use of the Informer or Informers, or any Person or Persons (not being a Witness or Witnesses) aiding or assisting in the Apprehension of any Offender or Offenders therein, or any of them; any thing herein contained to the contrary thereof in any wise notwithstanding.

Compelling Wit-
nesses to attend.

CXX. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to attend and give Evidence before any Justice of the Peace touching any Matter of Fact contained in any Information or Complaint for any Offence against this Act, either on the Part of the Prosecutor or the Person or Persons accused, shall, on being paid or tendered a reasonable Sum for his or her Loss of time, Cost's, Charges and Expences, refuse or neglect to appear at the time and Place to be for that Purpose appointed, without a reasonable Excuse for his, her or their Refusal or Neglect, or, appearing, shall refuse to be examined upon Oath (or in case of a Quaker or Quakers on solemn Affirmation) and to give Evidence before such Justice of the Peace, then and in every such case every
such

such Person shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds. Penalty.

CXXI. And whereas Persons guilty of Offences against this Act may be transient Persons unknown to the Collectors, Surveyors and other Persons under this Act, be it further enacted, That it shall and may be lawful to and for the said Collectors, Surveyors or other Officers respectively to seize and detain any such unknown Person or Persons guilty of any Offence against this Act, and to convey him or them before any One or more of the Justice or Justices of the Peace for the County or Place where any such Offence shall be committed, without any other Warrant or Authority than this Act for so doing. Transient Offenders secured.

CXXII. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every the Justice and Justices of the Peace, before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the case shall happen; that is to say, Conviction of Offenders.

BE it remembered, That on the Day of Form of Conviction.
in the Year of our Lord
A. B. is convicted before me C. D. [or before us C. D. and E. F.] One [or Two] of His Majesty's Justices of the Peace for the County of [specifying the Offence, and Time and Place when and where the same was committed, as the case shall be.] Given under my Hand and Seal, [or, our Hands and Seals] the Day and Year first above mentioned.'

CXXIII. And be it further enacted, That where any Distress shall be made for any Sum of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be considered a Trespasser or Trespassers on account of any Defect or Want of Form in the Information, Summons, Conviction, Warrant of Distress, or the Appointment of the Collector or Collectors, Receiver or Receivers, Surveyor or Surveyors, or in any other Proceeding relating thereto, nor shall the said Party or Parties distraining, be deemed or considered a Trespasser or Trespassers ab initio, on account of any Irregularity which shall afterwards happen to be done by the Party or Parties so distraining in making such Distress; but the Person or Persons aggrieved by such Irregularity, shall and may recover full Satisfaction for the special Damage which he, she or they shall have sustained thereby, with usual Costs, and no more, in an Action of Trespass, or on the Case, at the Election of the Person or Persons so aggrieved. Distress not unlawful for Want of Form.

CXXIV. Provided always, and be it enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, or left at his, her or their last or usual Place or Places of Abode Thirty Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in such Action if Tender of good and sufficient Amends shall have been made to him, her or them, or to his, her or their Attorney by or on the Behalf of the Defendant or Defendants, before such Action Plaintiff not to recover without Notice, after Tender of Amends.

Action brought; nor if such Tender of Amends shall be made at any time after the said Action brought, and before the Trial thereof, together with Costs of Suit to the time of such last mentioned Tender, but on Proof of such Tender on any Trial to be had in such Action, the Plaintiff or Plaintiffs shall suffer Judgment, as in cases of Nonsuit, with Treble Costs, to be recovered in the same manner as any Defendant or Defendants may recover Costs in any another case by Law; or in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by leave of the Court where such Action shall depend, at any time before Issue joined, to pay into Court such Sum of Money as he, she or they shall think fit; whereupon such Proceedings, Order and Judgment shall be had, made and given in, and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Appeal.

CXXV. And be it further enacted, That if any Person or Persons shall think himself, herself or themselves aggrieved by any Order or Judgment made or given in pursuance of any Rule, Bye-Law or Order of the said Company of Proprietors, or of their Committee or Court of Direction, or by any Order, Judgment or Determination of any Justice or Justices of the Peace, relating to any Matter or Thing in this Act mentioned or contained, then and in every such case such Person or Persons may, within Six Months next after such Order, Judgment or Determination shall have been made or given, appeal to the Justices of the Peace at the General or Quarter-Sessions of the Peace to be holden in and for the County, City or Place in which the Cause of Appeal shall arise, (first giving Fourteen Days Notice of such Appeal to the Person or Persons appealed against, and of the Nature and Matter thereof, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for such County, City or Place, with Two sufficient Sureties conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon;) and the said Justices shall, in a summary way, either hear and determine the said Appeal at such General or Quarter-Sessions, or if they think proper may adjourn the Hearing thereof to the next General or Quarter-Sessions of the Peace to be holden for such County, City or Place, and the said Justices may, if they see Cause, mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Bye-Law, Order, Judgment or Determination, and may also order and award such further Satisfaction to be made to the Party injured as they shall judge reasonable.

Notice.

Recognizance.

Limitation of Actions.

CXXVI. Provided always, and be it further enacted, That no Action or Suit shall be brought against any Person or Persons, Body or Bodies Politick, Corporate or Collegiate, for any thing done in pursuance of this Act, after Three Calendar Months after the Fact committed; and every such Action or Suit shall be laid, brought and tried in the City of *London*, or Counties of *Middlesex* or *Surrey*, (as the case may be) and not elsewhere, and the Defendant or Defendants in every such Action or Suit, may, at his, her or their Election, plead Specially, or the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and under the Authority of this Act; and

General Issue.

and if the same shall appear to be so done, or that such Action or Suit shall have been brought before Thirty Days Notice shall have been given, or after a sufficient Satisfaction made and tendered as aforesaid, or after the time limited for bringing the same as aforesaid, or shall be brought in any other City or County than the City of London, or Counties of Middlesex or Surrey, then and in every such case, the Jury shall find for the Defendant or Defendants, and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her or their Action or Suit, after the Defendant or Defendants shall have appeared, or if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for his, her or their Costs in any other cases by Law. Treble Costs.

CXXVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded. Public Act.

SCHEDULE to which this Act refers.

SCHEDULE, No. 1.

LIST of Owners and Occupiers on the North Side of the Bridge.

OCCUPIERS.	DESCRIPTION.	OWNERS.
William Backhouse, Askew Hillcourt and John Backhouse } John Man - - - - - }	Three Crane Wharf with the Crane Houses, &c. &c. }	Merchant Taylors Company.
- - - - - }	Dwelling House and Counting House on the Ground Floor Under Lease from Backhouse and Co. }	Same.
William Backhouse, Askew Hillcourt and John Backhouse }	Warehouse Ground Floor only	Same.
Messrs. Thomas Hodgson, Brothers and Co. }	House and Passage, Ground Floor Under Lease from Backhouse and Co. }	Same.
A Passage in Common	- - - - -	Same.
John Man - - - - - }	Brick Warehouses Under Lease from Backhouse and Co. }	Same.
Thomas Atkin - - - - - }	White Horse Alehouse on the East Side of Queen Street Under Lease from Backhouse and Co. }	Same.

Schedule, No. 1.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
William Backhouse, } Askeu Hillcourt } and John Backhouse }	Brick Warehouse - -	{ Merchant Taylors Company.
The same - -	Brick Warehouse - -	Same.
QUEEN STREET, East Side.		
Christopher Magnay } and William Pickering }	Stack of Brick Warehouses	Same.
Passages in Common - -	- - - -	Same.
William Jones and } Thomas Jones }	Two Houses, No. 56 and 57.	Same.
Benjamin Severn and } Frederick Benjamin }	House, No. 58. - -	Same.
King - -	- -	- -
The same - -	Brick Warehouses - -	Same.
The same - -	House, No. 59. - -	Same.
Richard and Benjamin } Tucker }	House Corner of Thames Street	Same.
Joseph Dempsey - -	House South Side Thames } Street - - - - }	Same.
John Thomas Skerrow	House South Side Thames } Street - - - - }	Vintners Company.
Vintners Company - -	Part of Vintners Hall Offices	Same.
QUEEN STREET, West Side.		
Adams - -	House, No. 41, Queen Street	Same.
Priest Shrubbs - -	Old House, No. 42. Do.	Same.
Samuel Pearson - -	Old House, No. 43. Queen } Street - - - - }	- -
	Part of Ground Floor } occupied by Vintners } Company - - - - }	Same.
Phillip Hurd - -	Do. No. 44. - -	Same.
John London - -	Do. No. 45. - -	Same.
Same - -	Do. No. 46. - -	Same.
Empty - -	Do. No. 47. - -	Same.
Empty - -	Do. 49. - -	Same.
Empty - -	Do. - - - -	Same.
Empty - -	Do. - - - -	Same.
Brown Young - -	Brick Warehouses - -	Same.
Jonathan Sills, Sons } and Co. - - - - }	House - - - -	Same.
Same - - - -	Warehouse - - - -	Same.
Same - - - -	House - - - -	Same.
Same - - - -	Warehouse - - - -	Same.

Schedule, No. 1.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
Jonathan Sills, Sons } and Co. - - - }	Hambro' Wharf, Crane } Houses and Sheds }	Vintners Company.
Same - - - -	Old Warehouses - -	Same.
- - - -	Scite of Church Lane Passage	Merchant Taylors Com- pany.
Messrs. Nash and Nash William and Thomas } Jones - - - }	Brick Warehouses - -	Same.
The same - - -	Brick Warehouses - -	Same.
John Man - - -	Ditto - - - -	Same.
The same - - -	Warehouse - - - -	Same.
- - - -	- - - -	Same.

SCHEDULE, No. 2.

LIST of Owners and Occupiers on the South Side of the Bridge.

OCCUPIERS.	DESCRIPTION.	OWNERS.
BANKSIDE.		
Matthew Sowden	House, No. 20. and Stone } Yard - - - }	St. Saviour's Grammar School.
Thomas Collyer	The Rose and Bell Alehouse, } Shed and Yard - - }	Same.
Messrs. Bowring and } Rivington - - }	Stack of Warehouses, No. 18.	Joseph Burnett.
Thomas Collins	House, No. 17. - -	Anthony Horne.
William and John Sutton	House, Yard, and Ware- } house, No. 16. - - }	Henry Westfield Bishop.
John Hamer	House, No. 15. Sheds, Ware- } houses and Yard - - }	Same.
Thomas Job Mowbray	House, No. 14. Kitchen and } Yard - - - }	Same.
John and Mead Raymond	Brick Warehouse, No. 13. } and Timber Warehouse }	Colonel Hammond.
HORSE SHOE ALLEY.		
William Child and Sons	Part of the Dyehouse on the } West Side, Engine House } and Yard, and Part of the } Scite of Horse Shoe Al- } ley, and Lean-too Ware- } house on West Side of } Horse Shoe Alley - - }	William Child and Sons, and Cordwainers Com- pany.
Messrs. Birkett and Co.	Wood Yard, small House and } Shed - - - }	Cordwainers Company.

Schedule, No. 2.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
Elizabeth Cooper	Windmill Alehouse, Yard and Shed - - } Scite of Horse Shoe Alley	Cordwainers Company.
MAID LANE.		
William Ilett	House, No. 9. Yard and } Workshop - - }	{ Thomas Powell, a Minor. John Hamer, Executor.
Richard Vickers	House, No. 10, Yard and Shed	
Edward Churcher	House, No. 11. Yard and } Shed, and Warehouse in } Smith's Rents - - }	Thomas Mann, of Poplar.
George Windfor	The Two Brewers Alehouse, } Sheds and Passage - }	— Powell.
SMITH'S RENTS.		
Hugh Stevens	House, No. 14. Passage and } Privy - - - }	{ Mary Stevens, Life Estate, then Thomas Mann.
John Bratt	House, No. 15. and Shed	
Jane Pugh	House, No. 16. - - -	Same.
Scite of Yard and Privies in } common - - - }		
John Byford	House, No. 17. - - -	Same.
William Simmons	House, No. 18. - - -	Same.
Abraham Norman	House, No. 19. - - -	Same.
John Churcher	Yard inclosed with Walls	Same.
John Evans	House, No. 13. Yard and } Washhouse - - - }	{ Peter Broadley Esq. and others.
John Jones	House, No. 12. Shed and } Yard - - - }	
John Callan	House, No. 11. Shed and Yard	Same.
Julia Butcher	House, No. 10. Shed and Yard	Same.
Martha Barker	House, No. 9. Shed and Yard	Same.
John Such	House, No. 8. Shed and Yard	Same.
Benjamin Elmes	House, No. 7. Shed and Yard	Same.
Abel Jones	House, No. 6. Shed and Yard	— Tanner of Dockhead.
Ellen Davis	House, No. 5. Shed and Yard	Same.
BANKSIDE <i>continued.</i>		
John Scott	House, No. 21, Warehouses, several Sheds and Yards	{ Part Freehold of John Scott, Part on Lease to John Scott for 999 Years at a Peppercorn, other Part the Parish of Bread Street.

Schedule, No. 2.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
SMITH'S RENTS <i>continued.</i>		
Joseph Hallam	House, No. 4. and Yard	Joseph Burnett.
John Bird	House, No. 3. and Yard	Same.
John Griffiths	House, No. 2. and Yard	Same.
George Bell	House, No. 1. and Yard	Anthony Horne.
MAID LANE <i>continued.</i>		
Robert Drury, John Channing and James Scott	Dwelling House, Storehouses, Stables, Store Cellars, Cooperage, Vat Houses, Shops and Yards	Cordwainers Company.
William Child and Sons	Stable, Loft, Chaise House and Yard	
FOUNTAIN ALLEY.		
David Henderfon	House, No. 1. and Yard	} — Thornton of Oxford Street.
Sarah Brown and others	House, No. 2. and Yard	
John Jones	House, No. 3. and Yard	
Empty	House, No. 4. and Yard	
John Macdonald	House, No. 5. and Yard	
John Lambert	House, No. 6. and Yard	
Samuel Bridges	House, No. 7. and Yard	
Timothy Raerdon	House, No. 8. and Yard	
Joseph Horton	House, No. 9. and Yard	
William Knowles	House, No. 10. and Yard	
CASTLE LANE.		
Patrick Mahony	House, No. 16. and Yard	}
Empty	House, No. 17.	
Richard Shields	House, No. 18. and Shed	
GRUBB'S YARD.		
Robert Potkin	House, No. 2. and Yard	} Bishop of Winchester.
Robert Bayley	House, No. 2. and Yard	
Empty	Ruinous House and Yard	
John Butler	House and Yard	
John Davis	House and Yard	
Elizabeth Coyne	House, Yard and Shed	
Robert Drury, John Channing and James Scott	Yard only	
John Shears	House, Yard and Sheds	
Edward Greeley	Shed	
John Jones	House	
Ann Parish	House and Shed	
Elizabeth Walters	House and Shed	
	Scite of the Yard in Common	
CASTLE LANE <i>continued.</i>		
Richard Brown	House, Shed and Yard	

Schedule, No. 2.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
Elizabeth Airs	House, Shed and Yard	Bishop of Winchester.
	MORRIS'S WALK.	
Richard Hardon	House	
Samuel Mitchell	House and Yard	
William Bannister	House, Yard and Shed	
William Wyatt	House, Yard and Shed	
Joen Peck	House, Yard and Shed	
John Hufon	House, Yard and Shed	
Mary Skote	House and Yard	
Evan Lloyd	House and Yard	
Thomas Thomas	House, Shed and Yard	
	Vacant Ground	
Cornelius Miney	House and Yard	
Thomas Marys	House, Shed and Yard	
	Scite of Ground, Morris's Walk	
	CASTLE LANE <i>continued.</i>	
George Page	House, No. 21.	
Samuel and Isaac Day	Three Dwelling Houses, Stables, Smith's Shop, Wheeler's Shop, Wood House and Yards	
Robert Gill	House, No. 26. Shed and Yard	
John Ward	House, No. 27. Shed and Yard	
John Goddard	House, No. 28.	
Richard Oats	House, ——— and Shed	
Thomas Cliff	House, ——— and Yard	
	NEW COURT.	
Mary Ding and others	House	
William Mafon	House, No. 7. and Yard	
Robert Bennifon	House, No. 6. and Yard	
David Mahony	House, No. 5. and Yard	
	Scite of Yard and Court in common	
Evan Jones	House, No. 4. and Yard	
John Twifleton	House, No. 3. and Yard	
Mark Hewett	House, No. 2. and Yard	
David Evans	House, No. 1. and Yard	
	CASTLE LANE <i>continued.</i>	
Sarah Vickery	House, No. 32. and Shed	
Empty	House, No. 33. and Sheds	
Thomas Cliff	House, No. 34. Shed and Yard	
—— Corfon	House, No. 35.	
Mary Thomas and others	House, No. 36.	
	IN THE COURT.	
Thomas Cliff	House	
Ann Cooper and others	House	
	The Court Yard and Shed	

Schedule, No. 2.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
David Davies — Carney and others	CASTLE LANE <i>continued.</i> House, No. 38. - - House - - -	
Elizabeth Collins Ann Ashford Thomas Adams	COLEMAN'S COURT. House, No. 1. - - House, No. 2. - - House, No. 3. - - Scite of Court and Privies.	
John Pearson Samuel Hutchins	CASTLE STREET. House, No. 38. Shed and Yard House, No. 36. Shed and Yard	
Robert and Arthur } Pott, Esqrs. } Empty - } Richard Hughes } Samuel Linton } — Goddard. Let } to Inmates - }	ORTON'S BUILDINGS. Stables and Coach House - House, No. 2. and Yard - House, No. 3. and Yard - House, No. 4. Passage, Yard } and Shed - } House, No. 5. Yard and Shed	
Richard Fairclough John Nash Charles Mountain John Klyne	AMERICA PLACE. Part of a Pavior's Yard - House, No. 12. and Shed - House, No. 13. Yard and Shed - House, No. 14. Yard and Shed -	Bishop of Winchester.
George Weedon Peter Thorne Samuel Abbott	AMERICA STREET. House, No. 15. and Yard - House, Yard and Shed - House, Yard and Shed -	
Robert Ramsay William Dixon	AMERICA PLACE <i>continued.</i> House, No. 14. Yard and Shed House, No. 15. Yard and Shed	
George Afton Elizabeth Clarke Robert Ayres	QUEEN STREET, North Side. House, No. 23. Workshops, } Yard and Shed - } House, No. 22. and Yard - House, No. 24. - - -	
William Cowell Samuel Tilley Philip Bishop	BROWN BEAR COURT. House, No. 1. - - House, Yard and Shed - House - - - Scite of Brown Bear Court	

Schedule, No. 2.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
QUEEN STREET <i>continued.</i>		
John Tree -	House, No. 25. Shop, Shed } and Yard - }	
Benjamin Wenman -	House, No. 26. - - }	
QUEEN STREET, South Side.		
John Gray -	House, No. 82. - - -	
William Clark	Brown Bear Alehouse, Sheds } and Yard - }	
William Hawkins	House, No. 84. Sheds and } Yard - }	
Thomas Norris	House, No. 85. Workshops, } Yard and Garden - }	
Henry James -	House, No. 86. Smith's Shop } and Yard - }	
William Cropman	Part of Yard in rear of } House, No. 87. - }	
Thomas Davidson	Stable, Shed and Yard -	
WHITE CROSS STREET, South Side.		
— Smith and Inmates	House, No. 9. and Yard -	} Bishop of Winchester
Frederick Morley	Paul's Head Alehouse, Yard } and Skittle Shed - }	
— Smith and Inmates	House and Yard -	
Same - -	House, No. 12. and Yard -	
Same - -	House, No. 13. and Yard -	
Same - -	House and Yard -	
Same - -	House, No. 17. Yard and } Passage - }	
William Sanders and } Inmates - }	House, No. 18. and Yard -	
John Nansen -	Part of Laystall and Yard -	
QUEEN STREET, North Side.		
Robert Ware -	House, No. 21. Shed and Yard	
AMERICA PLACE.		
George and Thomas } Sadler - }	House, Gateway, Oil and } Mustard Mills, Counting } House, Sheds and Yard }	
Benjamin Gilpin	Black Bull Alehouse, Shed } and Yard - }	
James Wagstaff	House, No. 4. Shed and Yard	
Owen Mac Carty	House, No. 5. Yard and } Workshops - }	

Schedule, No. 2.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.	
Richard Clark	House, No. 6. Sheds, Yard and Garden, and Part of Carmans Yard	}	
Margaret Ritchie	House, No. 11. Yard and Shed		
Ann Jackson	House, No. 10. and Yard		
ORTON'S BUILDINGS.			
Simon Hale	House, No. 6.	}	
William Halliwell	House, No. 7.		
Empty	House, No. 8.		
Charles Orley	House, No. 9.		
Richard Coling	House, Building and uncovered Ground		
Ditto	Ditto		
Ditto	Ditto		
CASTLE STREET.			
Ditto	Ditto	} Bishop of Winchester.	
WHITE CROSS STREET.			
Thomas Cooke	Coach House and Stable, No. 3.		
Ditto	Ditto No. 4		
William Lovegrove	Three Warehouses and Part of Yard		
Thomas Cooke	Two Timber Stables		
James Peters	Cart Shed, Warehouse and Two Rooms		
Empty	Large Range of Timber Warehouses		
Thomas Cooke	Timber Warehouse		
RED CROSS STREET.			
James Jones	House, No. 41. and Yard	} Unknown.	
Samuel Makepeace	House, No. 42. Sheds and Yard		
Samuel Lazarus	House, No. 43. and Shed		
Edward Heaver	House, No. 44. and Shed		
Thomas Cooke	Part of open Yard		
Ralph Woollett	Brick Shop		
William Blunt	Part of House and Front Shop		
Joseph Woollard	Part of the Duke's Head Alehouse	} Bishop of Winchester	
Robert Wear	House, No. 45.		
Ralph Woollet	House and Yard, and Workshops in Falcon Court		} Mrs. Jones, Residence unknown
LITTLE FALCON COURT.			
Richard Prior	House, No. 3. and Yard	} Bishop of Winchester	
William Williams	House, No. 4. and Yard		
Inmates	Part of Yard of No. 5.		
William Linton	Back Sheds of No. 6.		

Schedule, No. 2.—*continued.*

OCCUPIERS.	DESCRIPTION.	OWNERS.
	RED CROSS STREET <i>continued.</i>	
Thomas Price	House, Workshops, Shed and Yard	Colonel Bullock.
— Brunfden	PRINCE'S COURT. Timber House and Shed	
	The Scite of Passage and Yard	
John Sanders	House	
John Fisher	House and Yard	
John Sparks	House and Yard	
	BIRD CAGE WALK.	
Thomas Dawes	House, Workshops, Sheds and Yard	
Nancy Griffith	Workshops, Shed and Garden	
John Cooper	House, No. 1. Shed, Yard and Garden	
Thomas Sauntry	House, No. 2. Shed, Yard and Garden	
Henry Barnes	The Bull Alehouse and Yard	
William Hodges	House, Yard and Shed	
Sarah Ellis	Part of Yard	
Inmates	House	
Inmates	House	
Inmates	House	
	BOROUGH HIGH STREET.	
William Tanner	Dunn Horse Livery Stables; the House, Stables, Coach House and Part of Yard	Messrs. Holmer and Co.
Henry Pigeon and William Dixon	House, No. 158. Cooperage, Cart Houses, Warehouse and Distillery	
William and Richard Yate	House, No. 157. Buildings and Yard	
Anthony Sterry	House, No. 156. Buildings and Yard	
	MINT STREET.	
The same	House, No. 1. and Warehouse	Colonel Bullock
William Nott	House, No. 2. Shed and Yard	
John Welch	House, No. 3. Shed and Yard	
Benjamin Francis	House, No. 4. and Yard	
Samuel Bale	House, No. 5. and Slaughter House	
William Smith	The Scite of the Passage Part of Yard and Stable to No. 6.	

Schedule, No. 2.—continued.

OCCUPIERS.	DESCRIPTION.	OWNERS.
Empty	Yard and Skittle Ground to the King's Arms Alehouse	Colonel Bullock.
Henry Orgar	House, No. 1. and 2. and Passage	
BLACKMAN STREET.		
James Peters	House, No. 130.	City of London and Colonel Bullock.
Edward Peters	House, No. 129. and Shed	
John Birt	House, No. 128. and Shop in Rear	City of London and Colonel Bullock.
Thomas Snelling	House, No. 127. and Yard	

Cap. clxvii.

An Act for making a Navigable Canal between the Cities of *Bath* and *Bristol*; and also for supplying with Water the Inhabitants of the City of *Bristol*, and its Neighbourhood. [15th June 1811.]

[500,000 l. and if necessary 150,000 l. additional.]

Cap. clxviii.

An Act to vary and alter the Line of a Cut authorized to be made by an Act of the Thirty sixth Year of His present Majesty, for making a Canal from the River *Exe*, near *Topsham*, in the County of *Devon*, to the River *Tone*, near *Taunton*, in the County of *Somerset*; and to amend the said Act. [15th June 1811.]

86 D. 3. c. 46.

Cap. clxix.

An Act for confirming certain Articles of Agreement entered into between the Company of Proprietors of the *Grand Junction Canal* and certain Persons, for supplying with Water the Inhabitants of the Parish of *Paddington*, and the Parishes and Streets adjacent, in the County of *Middlesex*. [15th June 1811.]

See 38 G. 3. c. xxxiii.

Cap. clxx.

An Act to enable *The Company of Proprietors of the Grand Surrey Canal* to make a Collateral Cut communicating therewith in the Parish of *Saint Mary, Rotherhithe*, in the County of *Surrey*, and to enable the said Company to complete the said Canal; and for attending the several Acts relating thereto. [15th June 1811.]

41 G. 3. (U.K.) c. lxxi.
47 G. 3. Sess. 2. c. lxxx.
48 G. 3. c. xcix.

[150,000 l. additional may be raised.]

Cap. clxxi.

An Act for completing and maintaining the *East Country Dock at Rotterbithe*, in the County of *Surrey*. [15th June 1811.]

• **W**HEREAS divers Persons, Proprietors of certain Premises
 • called the *East Country Dock*, situated on the South Side
 • of the River *Thames*, in the Parish of *Saint Mary Rotterbithe*,
 • in the County of *Surrey*, adjoining the Dock lately called the
 • *Greenland Dock*, and now called the *Commercial Dock*, have sub-
 • scribed among themselves for the converting the same into a Dock,
 • for the Convenience of the Trade to the East Country, and for the
 • Reception of such Articles of Merchandize as are usually imported
 • in East Country Ships and other Goods, and have expended the
 • whole of the Money so subscribed in making the said Dock and
 • Premises thereto belonging: And whereas the said Dock and Pre-
 • mises are not yet complete, although the said Proprietors are
 • indebted in a large Sum of Money beyond the Sums subscribed,
 • and a further Sum will be necessary to complete the said Dock
 • and Premises: And whereas the said Proprietors are desirous of
 • raising the additional Sum necessary to complete the said Dock and
 • Premises by transferrable Shares, and also to become a Joint Stock
 • Company with transferrable Shares, as to the Sums already sub-
 • scribed, and also as to the Sums to be received in pursuance of this
 • Act: And whereas the Purposes of the said Dock and Premises
 • will be more conveniently answered, and great Advantage will arise
 • from the same being done: May it therefore please Your Majesty,
 that it may be enacted; and be it enacted by the King'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 and with the Authority of the same, That *Thomas*
Aston, *George Allen Aylwin*, *William Armstrong*, *Michael Andrew*,
John Powell Abley, *William Arbur*, *Thomas Aston*, *John Butter-*
worth, *John Branton*, *James Browning*, *Edward Browne*, *Thomas*
Burnest, *Joseph Boucock*, *James Bell*, *James Benson*, *John Bainbridge*,
Gilbert Burn, *John Cotton*, *John Collett*, *Mrs. Martha Coxson*,
Aaron Clark, *Miss Florellab Cohen*, *John Collins*, *Joseph Cobb*, *John*
Crouch, *Thomas Champion*, *Edmund Drayton*, *Charles Downes*, *Thomas*
Day, *Joseph Doane*, *Ralph Day*, *John Eykyn*, *Richard Eykyn*, *Walter*
Emmett, *William Forman*, *Richard Farmer*, *Charles Fisher*, *Arthur*
French, *William French*, *Philip French*, *Henry Fountain*, *Daniel*
Folkard, *Robert Grant*, *Samuel Garratt*, *Thomas Graves*, *John Henry*
Hecker, *James Hazlewood*, *Luder Hoffham*, *Matthew Hutchinson*,
William Hobson, *William Hebb*, *Solomon Hougham*, *Jeremiah Hobson*,
John Louten Hillier, *Matthew Heather*, *William Hewer*, *Robert*
Hitchins, *John Daniel Humbert*, *Thomas James*, *William Jourdain*,
Nicholas Jourdain, *Nicholas Jourdain*, *John Idle*, *John David Jones*,
Robert Kington, *George Leyburn*, *Richard Lloyd*, *Thomas Leonard*,
William Legge, *Samuel Langborn*, *Matthew Moody*, *Thomas Malby*,
Robert Humphrey Martin, *David Mathews*, *Henry Madgewick*,
Thomas Neck, *Nourse*, *Charles Price*, *Ralph Price*, *Richard*
Price, *Robert Pedder*, *Miss Harriet Perry*, *John Powell*, *Richard*
Pack, *Richard Parwin*, *William Parker*, *George Penny*, *Thomas Piper*,
Thomas

Names of Pro-
 prietors.

Thomas Paffard, Charles Seymour Pearson, Joseph Robbins, James Robins, Valentine Rutter, Thomas Reynolds, Thomas Raggett, Edward Robinson, Thomas Reeve, George Syme, Hasket Smith, Robert Henry Sparks, Miss Jane Sorel, Miss Eliza Sorel, Benjamin Sewell, William Thompson, Thomas Taylor, John Thornton, Samuel Thornton, Morris Tobias, John Tilstone, Samuel Ward, John Ward, Thomas Wilson, Thomas Wace, Thomas Wilde, Thomas Wilson, Joseph Wolfe, William Wade, together with such other Person or Persons, Body or Bodies Politic, Corporate or Collegiate, as shall, according to the Conditions and Restrictions in this Act contained, be possessed of any Part of the Joint Stock of the said Company, their several and respective Executors, Administrators and Assigns, being a Proprietor or Proprietors of any Share or Shares in the said Dock or Docks, shall have full Power and Authority to keep, direct and order the Docks, Basons, Quays, Wharfs and Works now erected and made, and to complete and maintain the same, and all other Basons, Quays, Wharfs, Works, Entrances, Bridges, Buildings, Machines and other Matters and Things appertaining thereto, and shall for that Purpose be a Joint Stock Company, by the Name and Stile of *The East Country Dock Company.*

II. And be it further enacted, That the said Company shall have full Power and Authority to supply the said Docks, Basons or other Works, or any of them, at all times with Water from the River *Thames*, and all such Brooks, Springs, Rivulets, Waters and Water-courses as are or shall flow or be found in the completing the said Docks and Basons, and other Works respectively.

Power to supply
Docks with
Water.

III. And be it further enacted, That the said *East Country Dock Company* shall have full Power and Authority by their Servants, Agents and Workmen, to enter on and deepen, and scour out the Beach and Bed of the River *Thames* at the Entrance to the said Docks, and for ever after maintain and preserve the Depth so made from the Docks, Piers or other Works, at the Entrance from the River to the said Docks, so as to admit Vessels navigating or entering into the said Basons and Docks from the said River *Thames*, with the same or a greater Depth of Water than is on the Sills of the Docks or Entrance to the said Basons or Docks.

To scour Bed of
the River.

IV. And be it further enacted, That all the Messuages, Lands, Tenements and Hereditaments, which now belong or may hereafter belong to the said Company, and all Buildings, Erections and other Matters and Things thereon and thereunto belonging, and also all Basons or Docks, Cuts, Quays, Wharfs, Works, Machines and requisite Roads, Ways, Sluices, Drains, Matters and Things, which shall be made, built, provided or established by the said Company, shall be and the same are hereby vested in the said Company; and it shall be lawful for the said Company, in the Name of the Treasurer of the said Company for the time being, to bring any Action or Actions, and to prefer or prosecute any Bill or Bills of Indictment against any Person or Persons, who shall cut, damage or injure, or cause to be cut, damaged or injured, any of the Works to be made, erected, established, amended or repaired by virtue of this Act, or who shall injure or destroy the same whilst doing, or impede the doing thereof, or shall steal, purloin or wrongfully take away Stones, Lead, Iron, Wood, Bricks or other Materials and Machines, Engines or Utensils, provided or to be provided from

Premises to vest
in Subscribers.

Power to bring
Actions.

time to time, or used, or intended to be used thereon, or for any other Purposes of this Act, or who shall wilfully do or suffer, or consent to do any thing whereby Damage may accrue to the Messuages, Erections and Buildings to be purchased, or the Works or Machines to be made or erected by virtue of this Act; and all the Damages which shall be so recovered by the said Company, by any Suit, Process or Action, after deducting the Costs of Suit, shall be applied as hereinafter directed.

General Meeting.

V. And be it further enacted, That a General Court of the said *East Country Dock Company* shall be held every Year at such time as the Directors shall appoint.

Special Meetings called at Request of Twelve Subscribers.

VI. Provided always, and be it enacted, That if any Twelve or more of the said Company, who shall severally be Proprietors of One hundred Pounds or upwards of the said Stock, shall judge it necessary or expedient for the carrying into Execution the Purposes of this Act, to have an extraordinary General Meeting of the said Company called, and shall request the same so to be called by Notice in Writing under their respective Hands, delivered to the Clerk or Treasurer of the said Company for the time being, specifying in every such Notice the Business intended to be proceeded upon at such Meetings, the Directors of the said Company to be appointed as hereinafter directed, or any Three or more of them, shall, within Ten Days after the Delivery of such Notice, and they and their Successors are hereby authorized and required to call such extraordinary Meeting to assemble at such Time and Place, within the Limits aforesaid, as they shall judge expedient within Twenty one Days from and after such Notice; and such Meeting shall be deemed a public one, and all Proceedings then duly had and confirmed by a subsequent Meeting, ordinary or extraordinary, shall be deemed as valid and effectual, to all Intents and Purposes whatsoever, as if the same had been done at Meetings in the manner hereinbefore appointed.

Present Directors.

VII. And be it further enacted, That *Thomas Wilson, John Branton, John Collett, Robert Grant, John Eykyn, James Benson, Hezekiah Smith, Thomas Maltby* and *Joseph Boucock*, shall be and continue Directors of the said Company until the Second *Thursday* in the Month of *May* One thousand eight hundred and twelve, unless such Directors or either of them shall die, be removed by the Court of Proprietors or otherwise, or dispose of his, her or their Shares in the said Stock, so as to reduce the same under the Number of Five, in any of which cases it shall and may be lawful to and for the next General Meeting of the said Company, ordinary or extraordinary, to nominate and appoint by Ballot a new or other Director in the Room of such Director or Directors so dying, being removed or having disposed of his or their said Stock, for the Remainder of the Term which such Director should have been in Office, and so on from time to time as Occasion may require; and that on the said Second *Thursday* in the Month of *May* One thousand eight hundred and twelve, Three of the present Directors, or of such of them as shall then remain in Office, and the Person or Persons who shall be substituted in the Place or Places of any of them who shall in the mean time cease to be a Director or Directors, shall retire from their said Office, and on the Second *Thursday* in the Month of *May* One thousand eight hundred and thirteen, Three of the remaining Six of the present Directors or the Person or Persons who shall have been appointed in

Three of the present Directors to retire on the 2d Thursday in May 1812.

Election of Directors

the

the Place or Places of any of them, shall retire in like manner; and it shall be decided amongst the Directors by Lot, which Three of the said present Directors, or of such Person or Persons as aforesaid, shall retire at the respective times aforesaid; and that after the said Second *Thursday* in the Month of *May* One thousand eight hundred and thirteen, Three Directors shall retire from Office on the Second *Thursday* in the Month of *May* in every subsequent Year; and the Directors so retiring shall be those Directors who shall have been in Office for Three Years, or who shall have been substituted in the Place of such Directors, as would, if they had not ceased to be Directors, have been then in Office for that Period; Provided always nevertheless, that no Person shall be eligible to be appointed a Director of the said Company, who shall not hold at least Five Shares of One hundred Pounds each, of the Stock of the said Company.

Retiring Directors decided by Lot.

Directors to hold Five Shares.

VIII. And be it further enacted, That not less than Three of the said Directors shall be a *Quorum* capable of acting in Execution of this Act, and that all Motions and Questions to be made and put at such Meetings shall be decided by a Majority of the Directors present; and if the Numbers on each Side shall happen to be equal, the Chairman of the Meeting shall in every such Case give the Casting Vote.

Quorum.

IX. And be it further enacted, That all and every Body and Bodies Politic, Corporate or Collegiate, or other Person or Persons who shall by virtue of this Act have subscribed or undertaken for One Share in the said Undertaking, his, her or their respective Executors, Administrators and Assigns shall have One Vote in the several Assemblies to be holden as hereinafter appointed for carrying on the said Undertaking; and the Holder or Holders of One Share shall have One Vote, and the Holder or Holders of Two Shares shall have One Vote, Three Shares Two Votes, Four Shares Two Votes, Five Shares Three Votes, Ten Shares Four Votes, Twenty Shares Five Votes; but no Holder or Holders of Shares shall, by reason of any Number of Shares, have more than Five Votes, which Vote or Votes may be given by him, her or them, or by his, her or their Proxy or Proxies, constituted under the Seal of such Body Politic, Corporate or Collegiate, or the Hand and Seal of such other Person, every such Proxy being a Proprietor in the said Undertaking; and every such Vote by Proxy shall be as good, sufficient and valid, to all Intents and Purposes, as if such Principal had voted in Person; and every Question, Matter or Thing which shall be proposed, discussed or considered in any General or Special Assembly of the said Company, shall be determined by the Majority of Votes and Proxies then present: Provided nevertheless, that no Person shall give or deliver in Proxies for more than Five Share-holders, the Appointment of which Proxies may be made according to the Form following:

Regulation of Votes.

Proxy.

Number of Proxies.

“ I *A. B.* One of the Proprietors of the *East Country Docks*, do hereby nominate, constitute and appoint *C. D.* of
 “ to be my Proxy in my Name, and
 “ in my Absence to vote or give any Assent or Dissent to any Measure, Business or Thing relating to the said Docks and Undertaking, that shall be mentioned or proposed at any Assembly of the Company of Proprietors of the said Docks, in such manner as he the said *C. D.* shall think proper, according to his Opinions and
 “ Judgment;

‘ Judgment, for the Benefit of the said Docks and Undertaking, or
 ‘ any thing appertaining thereto. In Witness whereof I have here-
 ‘ unto set my Hand and Seal the Day of

Power to raise
 Forty thousand
 Pounds.

X. And be it further enacted, That it shall and may be lawful to and for the said Company to raise and contribute amongst themselves, a competent Sum of Money for completing and maintaining the said Dock or Docks, and all the Feeders, Aqueducts, Ways, Roads, Bridges, Offices, Sluices, Wharfs and all other Works belonging or requisite thereto, and for paying such Sums of Money as may be due, by reason of the Expences already incurred in making the same, not exceeding in the whole the Sum of Forty thousand Pounds (save and except as hereinafter mentioned) in Addition to the Sum already subscribed; and the same shall be divided into Shares of One hundred Pounds each, and the said Shares, as well those already subscribed for, as those which shall be hereafter subscribed for, in pursuance of this Act, shall be and are hereby vested in the several Persons so subscribing, and their several and respective Executors, Administrators, Successors, and Assigns, to their and every of their proper Use and Benefit, proportionably to the Sums they shall severally raise and contribute; and all Bodies Politic, Corporate and Collegiate, and all Persons, their several and respective Successors, Executors, Administrators and Assigns, who shall severally subscribe for One or more Share or Shares, or such Sum or Sums as shall be demanded in lieu thereof towards completing the said Dock or Docks, and other the Purposes of the said Subscription, shall be entitled to and receive the entire and net Distribution of an equal proportionable Part, according to the Money so by them respectively paid, of the Profits and Advantages that shall and may arise and accrue by the Tolls, Rates, Wharfrage and other Sums of Money to be raised, recovered and received by the said Company by the Authority of this Act.

Joint Stock to
 be Personal
 Estate.

XI. And be it further enacted, That all and every the Shares and Proportions of all Bodies Politic, Corporate and Collegiate, and of all other Persons of and in the said Dock or Docks, or the Joint Stock or Fund of the said Company, shall be and are deemed to be the Personal Estate and transmissible as such, and distributable as such, and not in any respect of the Nature of Real Property.

Not liable to
 Attachments.

XII. And be it further enacted, That no Share or Shares of the said Dock or Docks shall be liable to be attached by any foreign Attachment within the City of *London* for any Debt or Demand; any Law, Usage or Custom of the City of *London* to the contrary thereof notwithstanding.

Power to raise a
 further Sum by
 new Shares.

XIII. And be it further enacted, That in case the Money hereinbefore authorized to be raised, shall be found insufficient for the completing and maintaining the said Dock or Docks, and other Works hereby authorized to be made, and all necessary Charges and Expences relating thereto, then, and in such case, it shall and may be lawful to and for the said Company, to raise and contribute amongst themselves in Manner and Form aforesaid, or to raise by the Admission of new Subscribers (the Consent of a General Meeting being previously had and obtained for that Purpose) any further or other Sum of Money for completing and perfecting the said Undertaking, not exceeding in the whole the Sum of Twenty thousand Pounds;

Pounds; and every Person or Persons, Body or Bodies Politic, Corporate or Collegiate, subscribing towards raising such further or other Sum of Money, shall be deemed a Member or Members of the said Company, and shall have all Rights and Privileges of the said Company in as full and perfect a manner as if he, she or they had been nominated and appointed at the General Meeting holden for the Purposes of this Act, and shall also be liable to such Forfeitures, and be interested in all the Profits of the said Undertaking, in proportion to the Sum he, she or they shall or may subscribe thereunto, as generally and extensively to all Intents and Purposes as if such further or other Sum hereby allowed to be subscribed for and raised, had originally been Part of the said first Sum.

XIV. And be it further enacted, That the Directors for managing the Concerns of the said Company, to be appointed as hereinafter is expressed, or any Three or more of them, shall have Power from time to time to call for, audit and settle all Accounts of Money laid out and disbursed for the Purposes of this Act, by Officers and Persons employed under the Authority of this Act, and to make such Call or Calls of Money from the Subscribers, their Executors, Administrators and Assigns, according to the Amount of their respective Subscriptions or Shares, for the Purpose of defraying the Expences of this Act or the carrying on the Works authorized or directed by this Act, as by them the said Directors, or any Three or more of them, shall from time to time be deemed necessary for those Purposes, so that no Call shall exceed the Sum of Twenty Pounds for every Hundred Pounds on the Sum or Sums so subscribed, and so as no Call to that Amount be made but at the Interval of One Calendar Month at the least from the preceding Call, which Money so called for shall be paid to such Person or Persons, and in such manner as the said Directors shall from time to time appoint or direct for the Use of the said Undertaking; and the Owner or Owners of Stock in the said Undertaking, shall pay his, her or their Proportion or Proportions of the Monies called for as aforesaid at such Time and Place, and in such manner as shall be appointed for that Purpose as aforesaid; and if any Person or Persons, Body or Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, shall neglect or refuse to pay his, her or their rateable or proportionable Part or Share, Parts or Shares of the said Monies to be called for as aforesaid at the Time and Place to be appointed by the said Directors, the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, so neglecting or refusing to pay the same, shall forfeit the Sum of Five Pounds for every Hundred Pounds of his, her or their respective Subscriptions or Stock, or Part and Interest in the said Undertaking; and in every such case, the said Dock Company are hereby empowered to sue for and recover in any Court or Courts of Law or Equity (as the case may require) every or any such Part or Share, or any Part thereof so neglected or refused to be paid, and also the said Penalty of Five Pounds *per* Share; and in case such Person or Persons, Body or Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, shall neglect or refuse to pay his, her or their rateable or proportionable Part or Parts, or Shares of the said Money to be called for as aforesaid, for the Space of One Month

Directors to
audit Accounts,
and make Calls.

No Call exceed
20l.

Calls recovered
by Action.

Penalty.

Month after the time or any of the respective times to be appointed for Payment thereof as aforesaid, then and in every such case the same may be sued for and recovered by the said Dock Company, as last hereinbefore is mentioned; or otherwise at the Option of the said Directors, or of any Three or more of them, of the Person or Persons, Body or Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, so neglecting to pay the same, shall forfeit all his, her or their respective Stock or Part and Interests in the said Undertaking and Premises, all which Forfeitures shall go to and for the Benefit of the rest of the Proprietors, their Successors, Executors, Administrators and Assigns, (holding for the time being Shares of the said Stock) in proportion to their respective Interests.

Penalty.

No Advantage taken for Forfeiture until Notice, and until declared forfeited at General Meeting.

XV. Provided always, and be it further enacted, That no Advantage shall be taken of any Forfeiture of any such Stock or any Part thereof, until Notice of such Forfeiture in Writing shall have been previously given or left by some Officer of the said Company to or with the Owner or Owners of such Stock, or left at his, her or their usual or last known Place of Abode, nor unless the same shall be declared to be forfeited at some General Meeting of the said Company, to be held within Six Calendar Months next after such Forfeiture shall happen to be made; and in case of such Forfeiture, the same shall be an Indemnification to and for every Proprietor so forfeiting all his or her Stock, Part and Interest as aforesaid against all and every Action or Actions, Suits or Prosecutions whatsoever to be commenced or prosecuted for any Breach of Contract or other Agreement betwixt such Proprietor or Proprietors so forfeiting, and the rest of the Proprietors with regard to carrying on the said Works.

In case of Death, Executors, &c. answerable for Calls.

XVI. And be it further enacted, That if any Person or Persons subscribing or holding any Stock of the said Company, shall die before such Call or Calls shall have been made for the full Sum to be advanced on the Sum or Sums so subscribed, without having made Provision by Will, or otherwise in Writing, how the Money shall be paid upon Calls for the future, then, and in every such case, the Executors or Administrators of such Owner or Owners, shall be chargeable in respect of such Calls as for the Debts of that Testator or Intestate; and in case the Executors and Administrators, or Person or Persons entitled to the Personal Estate, shall refuse or neglect for the Space of Three Calendar Months to answer such Calls and Payments, the said Company shall be at Liberty, and are hereby authorized and required to admit any other Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, to be Proprietor or Proprietors of the Stock of such Owner or Owners so deceased, on Condition that he, she or they so admitted, do and shall on or before such Admission, pay to the Executors or Administrators of such deceased Owner or Owners, the full Sum or Sums of Money which shall have been paid by such Owner or Owners in his, her or their Lifetime, by virtue of any such Call or Calls, or otherwise upon such Share or Shares of such Stock, or such other Sum or Sums of Money as the same can be sold for, first deducting the Penalties that may have been incurred.

Subscribers may sell Shares.

XVII. And be it further enacted, That it shall and may be lawful to and for the said several Proprietors of the said Undertaking, his, her or their respective Executors and Administrators, to sell and dispose

pose of any Share or Shares to which he, she or they may be entitled therein, subject to the Rules and Conditions herein mentioned; the Conveyance of which Shares shall be in the Form following:

‘ I *A. B.* of _____ in Consideration Form of Transfer.
 of _____ paid to me by _____
 of _____ do hereby bargain, sell, assign and
 transfer to the said _____ the Sum of _____
 Capital Stock of and in the *East Country Dock*,
 being part [*or, the whole, as the case may be,*] of my Share in the
 Dock, To hold to the said _____ Executors,
 Administrators and Assigns, subject to the same Rules, Orders and
 Restrictions, and on the same Conditions that I held the same
 immediately before the Execution hereof; and I the said *C. D.*
 do hereby agree to take and accept the said Capital Stock or
 Share of _____ subject to the same Rules,
 Orders, Restrictions and Conditions. As Witness our Hands and
 Seals the _____ Day of _____.

And on every such Sale the said Deed of Conveyance (being executed Transfer kept by Purchaser.
 by the Seller or Sellers, and the Purchaser and Purchasers of such
 Share or Shares) shall be kept by the said Purchaser or Purchasers
 for his, her or their Security, after the Solicitor or Clerk or Clerks
 to the said Company of Proprietors shall have entered in a proper
 Book or Books, to be kept for that Purpose, a Memorial of such
 Transfer and Sale for the Use of the said Company, and have testified
 or indorsed the Entry of such Memorial in the said Deed of Sale or
 Transfer, for which no more than Five Shillings shall be paid; and
 the said Solicitor or Clerk or Clerks is and are hereby required to
 make such Entry or Memorial accordingly; and until such Memorial
 shall have been made and entered as above directed, such Purchaser
 or Purchasers shall have no Part or Share of the Profits of the said
 Dock, nor any Interest for such Share or Shares paid to him, her or
 them, nor any Vote in respect thereof as a Proprietor or Proprietors
 of the said Dock.

XVIII. And be it further enacted, That after any Call of such No Person to sell after Call, till paid.
 Money shall have been made by such Committee as aforesaid, no
 Person or Persons shall sell or transfer any Share or Shares, which
 he, she or they shall possess in the said Dock, on Pain of forfeiting
 his, her or their respective Share or Shares therein to the said Com-
 pany of Proprietors, in Trust for the Benefit of all the said Pro-
 prietors, unless he, she or they, at the time of such Sale and Trans-
 fer, shall have paid and discharged to the Treasurer of the said
 Company of Proprietors the whole and entire Sum of Money which
 shall have been called for upon each Share so sold or transferred, such
 Forfeiture nevertheless to be notified and declared at a General or
 Special Assembly in manner before directed; Provided always, that Power to raise Twenty thousand Pounds by Mortgage.
 in case the said Company shall be desirous of raising the said Sum, not
 exceeding Twenty thousand Pounds, by Mortgage of the said Under-
 taking, or shall at any time hereafter be desirous of raising by such
 Mortgage a Sum not exceeding Twenty thousand Pounds of the
 Capital Sum subscribed, it shall and may be lawful to and for the
 said Company to borrow and take up at Interest all or any Part of
 the said Sums on the Credit of the Rates, Tolls or Profits of the said
 Docks,

Docks, and to assign the Property of the said Docks, and the Rates and Profits arising or to arise to the said Company by or from the said Docks, or to mortgage any Part or Parts thereof (the Costs and Charges of assigning the same to be paid out of such Rates and Profits as a Security to any Person or Persons, or to his, her or their Trustee or Trustees who shall advance the same,) all which said Assignments shall be made and signed by Three or more of the Directors of the said Company, and shall be in the Form or to the Effect following; that is to say,

Form of Mortgage.

‘ BY virtue We, the
 ‘ Company of Proprietors of the *East Country Dock Company*, in
 ‘ Consideration of the Sum of
 ‘ to us in Hand paid by of
 ‘ do hereby bargain, sell and assign to the said
 ‘ his Executors, Administrators
 ‘ and Assigns, the said Dock or Docks, and all and singular the
 ‘ Profits arising therefrom, or payable to us by virtue
 ‘ and all our Estate, Right, Title and Interest
 ‘ of, and in and to the same, To hold unto the said *A. B.* his Exe-
 ‘ cutors, Administrators and Assigns, until the said Sum of
 ‘ with the Interest for the same,
 ‘ after the Rate of *per Centum per Annum*,
 ‘ shall be fully paid and satisfied.’

Not to have Preference.

And all and every Person or Persons to whom such Assignment shall be made, shall be equally entitled, one with the other, to their Proportions of the said Rates, and Profits and Purchases, according to the respective Sums in such Assignments mentioned to be advanced, without any Preference whatsoever; and the Date, Name or Names of Assignees, with their Addition or Additions, the Sum of Money borrowed, and Rate of Interest, shall, within Twenty one Days from the Date of every such Assignment, be entered in One or more Book or Books, to be kept by the Clerk to the said Company, which Book or Books shall and may be inspected at all reasonable times by any of the Proprietors or Creditors of the said Dock, and any other Person or Persons interested therein, upon Payment for every such Inspection of the Sum of Two Shillings and Six Pence; and the Person or Persons to whom such Assignment shall be made as aforesaid, or who shall be entitled to the Money due thereon, shall and may from time to time transfer his, her or their Right or Interest therein to any Person or Persons by Writing under his, her or their Hand and Seal or Hands and Seals, in the Form or to the Effect following; that is to say,

Mortgage entered, and open to Inspection.

Mortgages transferrable.

‘ I *A. B.* of
 ‘ in Consideration of the Sum of
 ‘ paid by the said *C. D.* of do hereby
 ‘ transfer a certain Mortgage made by the Company of Proprietors
 ‘ of the *East Country Docks*, bearing Date
 ‘ the Day of for securing
 ‘ the Sum of and all the Interest
 ‘ now due and to become due thereon, and all my Right and Property
 ‘ therein, to the said *C. D.* his Executors, Administrators and
 ‘ Assigns, dated this Day of

Form of Transfer.

And

And every such Transfer shall, within Seven Days after the Date thereof, be produced to the Solicitor or Clerk of the said Company, who shall cause a Memorial to be made thereof, for which the said Solicitor or Clerk shall be paid the Sum of Five Shillings and no more; and every such Entry made of such Transfer shall from thenceforth vest all Interest in the said Mortgage in the Assignee or Assignees, his, her or their Executors, Administrators and Assigns; and the Interest of the Money which shall be borrowed or raised by Mortgage as aforesaid, shall be provided for and paid to the several Persons entitled thereto, before any Interest or Dividends due to the said Company of Proprietors or any of them shall be paid, made or divided.

Transfer entered.

Interest paid before Dividends.

XIX. Provided also, and be it further enacted, That no Person shall be capable of voting by reason of any Mortgage or Assignment, or any Transfer of the same, either as Principal or Proxy at any Assembly or Meeting of the said Company, for or on account of his or her having lent or advanced any Money on the Credit of such Assignment.

Mortgagees not to vote.

XX. And be it further enacted, That no Person or Persons, Bodies Politic, Corporate or Collegiate, who may be Proprietor or Proprietors of any Shares of the said Company, shall be liable to his, her or their Real or Personal Estates being chargeable with any Debt or Demand whatsoever, due or to become due from the said Company, beyond the Extent of his, her or their Share or Shares in the Stock of the said Company; any Law, Custom or Usage to the contrary thereof in any wise notwithstanding.

Subscribers not liable beyond Shares.

XXI. And be it further enacted, That when the Docks and Works shall be completed for the Reception of Shipping, or as soon after as a competent Judgment can be formed of the Profits which may accrue, the said Company shall, and they are hereby empowered and directed to make and declare such Dividend or Dividends on the Stock of the said Company to be paid Yearly or Half yearly out of the Profits which shall accrue to the said Company, as may and shall be settled and approved by a General Meeting of the said Company, to be from time to time called for the Purpose of making and declaring Dividends.

Power to make Dividends.

XXII. And be it further enacted, That it shall and may be lawful for the said Directors or any Three or more of them to appoint a Solicitor, Clerk or Clerks, Collector or Collectors, Receiver or Receivers, Treasurer or Treasurers, Watchman or Watchmen, and such other Officers and Servants as they shall find necessary for the Purposes of this Act, taking such Security or Securities for the faithful Execution of their respective Offices as the said Directors, or any Three or more of them, shall from time to time think fit; and out of the Money to be raised by this Act to pay or allow unto such Person or Persons such Salaries, Allowances or Recompences yearly or otherwise, for their Time and Trouble, as to them shall seem meet and reasonable, and from time to time to remove and suspend them, or any of them, and appoint others in their Stead, or in the Room of such as shall die or be removed, suspended or become incapable of performing their Office or Offices.

Directors to appoint Officers.

XXIII. And be it further enacted, That the said Company, or the major Part of them in General Court assembled, shall and may make, ordain and constitute such and so many Bye-Laws, Constitutions,

Power to make Bye-Laws.

stitutions, Rules and Ordinances, as to them, or the major Part of them, so assembled as aforesaid shall seem meet and convenient for the better governing, regulating, ordering and managing of the said Company, and the Officers, Servants and Persons employed on or to be employed in and about the Affairs of the said Company, and to alter, change, revoke, repeal or make void the same from time to time, and as often as they or the major Part of them so assembled as aforesaid, shall judge necessary and expedient; provided that such Bye-Laws, Constitution, Rules and Ordinances be printed, and be not contrary or repugnant to the Statutes, Customs or Laws of that Part of the United Kingdom called *England*, or to the Provisions in this Act contained; but no Order, Bye-Law, Constitution, Rules or Ordinance so made shall be good and valid, without being confirmed at a subsequent General Meeting of the said Company, ordinary or extraordinary, to be held as hereinafter mentioned.

Limitation of
Penalty in Bye-
Laws.

XXIV. Provided always, and be it enacted, That no Penalty to be imposed by any Bye-Law, made, ordained and constituted by Authority of this Act, shall exceed the Sum of Five Pounds.

Destroying
Works, &c.

XXV. And be it further enacted, That if any Person or Persons shall steal, take away, break, demolish or throw down any Lamp or Lamps, Lamp Irons or Posts, which the said Company shall or may set up near, unto and about the said Dock or Docks and other Works, or any of the Premises belonging to the said Company, or shall wilfully extinguish the Lights within the same Lamp or Lamps, or damage the Iron or other Furniture thereof, it shall be lawful for any Person or Persons who shall see such Offence committed, and also for any other Persons to assist, when called upon, to arrest the Offender or Offenders by Authority of this Act, and, without any other Warrant, to convey him, her or them into the Custody of a Peace Officer, in order to be conveyed before a Justice or Justices of the Peace for the Counties of *Kent* or *Surrey*; and that such Justice or Justices shall proceed to examine upon Oath any Witness or Witnesses who shall appear to give any Information touching such Offence (which Oath the said Justice or Justices is or are hereby authorized and required to administer), and that if the Party or Parties accused shall be convicted of such Offence, either by Confession or by the Testimony of any credible Witness or Witnesses as aforesaid, he, she or they shall forfeit and pay a Sum not exceeding Forty Shillings for each Lamp, Lamp Iron or Post, or other Furniture so broke, thrown down or damaged, or for every Light extinguished, and moreover shall make full Satisfaction to the said Directors, or to such Person as they shall appoint to receive the same for the Damage so done; and that in case such Offender or Offenders shall not, on Conviction, pay the Forfeiture assessed, and make Satisfaction as aforesaid, such Justice or Justices is or are hereby required to commit him, her or them to the House of Correction for any time not exceeding Two Calendar Months.

Penalty.

Imprisonment.

Dock Master.

XXVI. And be it further enacted, That it shall and may be lawful for the said Directors, or any Three or more of them, and they are hereby authorized and required from time to time, as Occasion shall require, to nominate and appoint a proper Person or Persons to be Superintendent Dock Master or Dock Masters, and to remove, suspend or dismiss the same, which said Superintendent Dock Master or Dock Masters shall have full Power and Authority to direct the mooring,

mooring, unmooring, moving and removing of all Ships and Vessels, Lighters, and Craft coming into, lying or being in the said Dock or Docks, or any of them, either as to the time or times and the manner of their Entrance into, lying or going out of the same, and their Positions, loading and discharging therein, and the time or times of opening and shutting the several Gates thereof; and in case the Owner, Master, Pilot, Servant or other Person having the Care of any Ship or Vessel, shall refuse or neglect to moor, unmoor, move or remove the same according to such Direction within Three Hours after Notice to him or them given in Writing, or left with some Person or Persons on board the said Ship or Vessel for that Purpose, then it shall be lawful for the said Dock Master or Dock Masters, or his or their Assistants, and he and they is and are hereby required to moor, unmoor, move or remove such Ship or Vessel, and the Charges and Expences thereof respectively shall be paid; together with a Sum not exceeding Ten Pounds for each Offence, by the Owner or Owners of such Ship or Vessel, and may be recovered by the said Company of the Owner of such Ship or Vessel in case of Nonpayment thereof, on Demand, by such ways and means as Penalties and Forfeitures are by this Act to be recovered; and in case any Master, Commander, Mate, Pilot or other Person or Persons whomsoever, shall obstruct or hinder the mooring, unmooring, moving or removing of any Ship or Vessel, such Person or Persons shall, for every such Offence, forfeit a Sum not exceeding Ten Pounds, to be recovered and applied as hereinafter declared

Penalty.

Penalty.

XXVII. Provided always, and be it enacted, That as soon as the said intended Dock or Docks are so far completed as to admit Ships, Vessels or Craft to enter therein, no Ship or other Vessel or Vessels shall lie within the Distance of One hundred Yards of the Entrances of the said Docks, unless it is for the Purpose of coming in or going out of the Dock, so that at all times the Entrance may be kept clear and without Obstruction; and over this Space the Dock Master shall have Controul, so far as relates to the placing or transporting Ships or Vessels coming in or going out of the Dock.

No Ship to lie within One hundred Yard. of Entrance.

XXVIII. And, for the better making and preserving a free and clear Passage and Entrance from the River *Thames* into and out of the said Docks for all Ships, Vessels, Lighters, Barges and Boats of every Description, be it further enacted, That no Ship, Vessel, Lighter, Barge, Craft or Boat of any Description whatsoever, shall lie across, in, or in any way obstruct any of the Entrances or Passages into or from any of the said Docks; Basons or Cuts, except only such Ships, Vessels, Lighters, Barges, Crafts and Boats of whatsoever Description as shall have come out of or are intended to go into the said Dock, under a Penalty not exceeding Five Pounds for every such Offence.

Ships lying across, &c.

Penalty.

XXIX. Provided always, and be it further enacted, That nothing herein contained shall extend to prohibit any Ship or Vessel lying at or alongside of the Wharfs and Premises to the South Side of the said Docks or Basons, in such manner as such Ship or Vessel before the passing of this Act by Law might have done.

Proviso.

XXX. Provided always, and be it enacted, That no Slip or Slips, Dry Docks, Graving Dock Way or other Place for the building, heaving down or repairing of Ships or other Vessels, shall at any time hereafter be made or built, or permitted or suffered to be made

Graving Docks, Ways, &c.

or built, within the Walls surrounding any of the said Docks hereby authorized to be made, or of the Basons or Entrances which shall belong thereto; nor shall any Communication at any time hereafter be made into the said *East Country Dock*, or to any of the Basons or Entrances which may belong thereto, from any Wet Dock, Slip or Slips, Dry Docks, Graving Dock Way or other Place for the building, heaving down or repairing of Ships or other Vessels which may hereafter be adjoining to the said *East Country Docks*, or to any of the Basons or Entrances which may belong thereto; nor shall the said *East Country Dock Company* at any time or times hereafter carry on or be otherwise concerned in the Trade or Business of building or repairing the Hulls or Masts of Ships or Vessels for Hire or Profit.

Combustible
Matter remain-
ing on the Pro-
mises.

XXXI. And be it further enacted, That no Tar, Pitch, Rosin, Hemp, Flax, Faggots, Furze, Brandy or other Spirituous Liquors, Turpentine, Oil, Hay, Straw, Tallow, Grease, Shavings of Wood or combustible or inflammable Matter whatsoever of any Kind, shall be suffered to be or remain on the Quays or Wharfs aforesaid, or any Part thereof, or upon the Deck of any Ship or other Vessel in the said Bason or Docks, Cuts or other Works, or any of them, above the Space of Twelve Hours after passing the Custom House Offices; and that in case such Goods, Merchandize or Things cannot be conveniently removed therefrom by Day-light, that then and in every such case, the Owner or Owners of such Goods, Merchandize or Things respectively, if on the Quays or Wharfs, or the Commander, Master or Mate, if on board of any Ship or Vessel, shall be obliged, and are hereby required to set and maintain at their own Expence a sufficient Number of sober Persons to guard and watch over the same, for such and so many Hours, according to the Season of the Year, as the said Superintendent Dock Master or Dock Masters, or his or their Assistants, shall direct or appoint; and in case the Owner or Owners of such Goods, Merchandize or other Things, or the Commanders, Master or Mate of any Ship or other Vessels shall make Default herein by neglecting the same, then and in that case the said Superintendent Dock Master or Dock Masters, or his or their Assistants, shall set and appoint such sufficient Number of careful Persons as may be requisite to watch and guard over the same, at the Expence of the said Owner or Owners of such Goods or Ship or Ships; and every such Person shall forfeit and pay for every such Offence a Sum not exceeding Fifty Pounds, exclusive of the full Charges of watching and attending the same.

Penalty.

Removing
Wrecks, &c.

XXXII. Be it further enacted, That it shall and may be lawful to and for the said Directors, or any Three or more of them, their Agents, Servants or Workmen, as often as Occasion shall require, well and sufficiently to cleanse, scour, open, deepen, widen or cut through and take away any Banks, Hills, Earth, Soil or Rubbish in the said intended Works and Entrances to the said Docks, Basons or Cuts, in such manner as the said Directors, or any Three or more of them, or any Person appointed by them for that Purpose, shall think proper for the Security, Entrance and Accommodation of Shipping in the same; and also to remove and take away any Wrecks of Ships or Vessels, or any Ship or Vessel that shall be sunk therein, or any Wood, Timber, Anchors or other Obstructions, or other Impediments of the like nature that may be found or arise therein; and in
case

case the Owner or Owners of any such Ship or Vessel, or other Obstructions so to be removed, shall refuse or neglect to pay the Charge of removing the same for the Space of Seven Days after Demand thereof made by any Officer of the said Company, then the Owner or Owners of any such Wrecks, or Ships or Vessels, or any Ship or Vessel that shall be sunk therein, or any Wood, Timber, Anchors or other Obstructions or Impediments of the like nature, shall, for every such Offence, forfeit to the said Company, exclusive of the Expences incurred by removing the same, a Sum not exceeding Ten Pounds; and the same shall be recovered and applied in such manner as other Penalties and Forfeitures are by this Act directed to be recovered and applied.

Penalty.

XXXIII. And be it further enacted, That if any Person or Persons whomsoever shall throw, cast or put any Ballast, Earth, Dust, Ashes, Stones or other Things into or upon any of the Works to be made in pursuance of this Act to the Prejudice thereof, or do any other Annoyance to the same or any Part thereof, and Complaint be made thereof, upon Oath, by any of the said Directors or their Clerk, or other Officer, or any other Person, the same shall be examined into and determined by One or more of His Majesty's Justices of the Peace for the County of *Kent* or *Surrey*; and they are hereby authorized to impose upon the Offender or Offenders (other than and except as is hereinafter mentioned) such Fine or Fines, not exceeding Twenty Pounds for such Offence, as they the said Justices shall think reasonable; and in case any Owner or Owners, Master or Commander, Seaman or Servant of or belonging to any Ship or other Vessel, shall be guilty of any of the said Offences, upon Proof thereof by the Oath of One or more credible Witnesses or Witnesses before any of the said Justices, the Person or Persons so offending shall for such Offence forfeit to the said Company a Sum not exceeding Twenty Pounds, and in case of Non-payment of such last mentioned Twenty Pounds for the Space of Three Days after the same shall be demanded, it shall be lawful for such Justices, by Warrant under their Hands and Seals, to levy the same, together with the Costs and Charges incident thereto, by Distress and Sale of the Goods and Chattels of every such Owner, Master or Commander, Seaman or Servant or other Person or Persons so offending, or the Tackle, Apparel or Furniture of or belonging to such Ship or Vessel, rendering the Overplus (if any) to the Person whose Goods or other Things shall be so distrained; and if sufficient Distress cannot be found, then it shall be lawful for such Justices, by Warrant under their Hand and Seals, to commit such Offender or Offenders to the House of Correction, there to be kept to hard Labour for any Time not exceeding Two Calendar Months, unless sooner discharged.

Nuisances in Docks.

Penalty.

Penalty.

Imprisonment.

XXXIV. And be it further enacted, That in case any Person or Persons whomsoever shall wilfully or maliciously cut or break, or in any manner destroy any Rope or other Thing, by which any Ship or other Vessel lying in the said Dock or Docks, Basin or Basins, or Cuts, shall be moored or fastened, such Person or Persons shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds: Provided always, that nothing herein contained shall hinder or restrain the Dock Master or Dock Masters to be appointed in pursuance of this Act, or his or their Assistant or

Destroying Ropes.

Penalty.

Assistants,

Assistants, from exercising in a due and reasonable manner any of the Powers or Authorities hereby vested in them.

Accidents by
Fire.

XXXV. And, for preventing Accidents by Fire in the said Docks or Basons, or Cuts or other Works, be it further enacted, That no Person whomsoever shall have or keep, or cause to be had or kept, any Fire, Candle or Lamp lighted on board any Ship or other Vessel within the same at any time or times whatsoever, between the Twenty ninth Day of *September* and the Twelfth fifth Day of *March* in every Year, after the Hour of Nine in the Evening, or before the Hour of Eight in the Morning, nor at any time or times whatsoever between the Twelfth fifth Day of *March* and the Twelfth ninth Day of *September* in every Year after the Hour of Nine of the Clock in the Evening, or before the Hour of Six of the Clock in the Morning, under Pain of forfeiting for every Offence a Sum not exceeding Five Pounds.

Penalty.

Boiling, &c.
Combustible
Matter.

XXXVI. And be it further enacted, That no Pitch, Tar, Rosin, Turpentine, Oil or other combustible or inflammable Matter shall at any time hereafter be boiled or heated on board any Ship or other Vessel, Lighter, Craft or Boat lying in the said Dock or Docks, Bason or Basons, or Cuts or other Works, or any of them, nor in any Place or Places within the said Docks, Premises or Cuts, except in such Place or Places, and in such manner as shall be appointed by the said Directors or any Three or more of them, or by their known Agents, for that Purpose; nor shall any Gunpowder or loaded Gun whatever be brought into the said Docks, Basons or Cuts, or be suffered to remain on board any Ship or any other Vessel, upon Pain that every such Master, Commander or Owner of any Ship or Vessel, or other Persons so offending in manner as aforesaid, shall forfeit for every such Offence a Sum not exceeding Five Pounds.

Penalty.

Masters and
Commanders of
Ships answerable
for Damage.

XXXVII. And be it further enacted, That the Master or Owner of every Ship, Boat, Barge, Lighter or other Vessel shall be, and is hereby made answerable for any Damage, Spoil or Mischief that shall be done by any Ship, Boat, Barge, Lighter or other Vessel, or any of the Boatmen, Watermen or others belonging to or employed in or about the same, unto the Docks, Basons, Cuts, or any of the Bridges, Locks, Dams, Engines or other Works, in, upon or belonging to the said Docks, Cuts and Basons or any of them, or any of the Trenches, Sluices and Passages to be made as aforesaid, or by loading or unloading any Ship, Boat, Barge, Lighter or other Vessel, or for any Trespass or Damage that shall or may be done to the Owners or Occupiers of any Buildings, Erections, Mills, Dams, Gauges, Weirs, Lands or Tenements adjoining or lying near the same or any of them, by leaving open the Gates or otherwise, or for any other Trespass whatsoever; and the said Master or Owner of any such Ship, Boat, Barge, Lighter or other Vessel may be sued and prosecuted for the same in any Court of Record; and if a Verdict or Judgment shall be given against him, either on Proof made, or by Default, or upon Demurrer, the Plaintiff in any such case shall recover his Damages thereby sustained, with full Costs of Suit; and in case the Master or Owner of any such Ship, Boat, Lighter or other Vessel as aforesaid, shall be compelled to pay any Penalty, or to make Satisfaction for any Damage or Trespass, by reason of any wilful Act or Default done or committed by his Servant or Servants, every such Servant or Servants shall be liable to pay such Penalty, or the Money paid for

Servants liable to
Penalty, &c.

any such Damage or Trespass, to such Master or Owner, and in case of Nonpayment thereof, on Demand, the same shall be recovered by such Master or Owner in like manner as any Penalty is hereinafter directed to be recovered.

XXXVIII. And be it further enacted, That notwithstanding any thing contained in an Act of Parliament made and passed in the Nineteenth Year of His present Majesty's Reign, intituled, *An Act to explain so much of an Act made in the Twelfth Year of the Reign of King Charles the Second. intituled, An Act for the encouraging and increasing of Shipping and Navigation, as relates to the Importation into this Kingdom, and other His Majesty's Dominions, of Goods and Commodities of the Growth or Production of Africa, Asia or America, which are manufactured in foreign Parts; for preventing Masters of Ships removing their Vessels out of the Stream, except to the lawful Quays in the Port of London, before the Goods are discharged or their Vessels are cleared by the proper Officers inwards or outwards; and for allowing the Officers of the Customs and Excise to make use of Lights on board Ships in the Haven, Dock or Basin at the Port of Kingston upon Hull; it shall and may be lawful for any Ship or Vessel laden with Timber or Wood only, or Timber or Wood as the principal Part of the Cargo; and not bound by Law to enter any particular Dock, to enter and go into the said Wet Docks or Basins: Provided always, that nothing in this Act contained shall extend to authorize the loading or unloading, or to alter or vary the Right or Practice, if any, of loading or unloading Goods from the said Ship or Vessel in the said Dock or Basin; but the same Right or Practice, if any, shall remain, continue and be subject to all such Constraint, Restriction and Limitation, as it would have been if this Act had not passed.*

Vessels laden with Timber may unload in Docks.
19 G. 3. c. 48.

Proviso.

XXXIX. And whereas it is expedient that the Trade and Business of the Inhabitants of the Parish of *Rotherhithe* should be interrupted as little as may be; Be it therefore enacted, That the said Dock Company shall construct, make and keep Two Platform Bridges, with proper and safe Rails or Chains over the Cut or Sluice made, or to be made, for connecting the said Docks with the River *Thames*, and that One of such Platform Bridges shall be shut for the Use of Passengers, unless in cases where it shall be necessary to keep open both the said Bridges.

Platform Bridge for Rotherhithe.

XL. And be it further enacted, That the said Company shall and may likewise cause to be made and provided, altered or varied, such Sluices, Bridges, Footways, Paths, Ways or Roads, on, in or leading to the said Dock or Docks, or other Works, as they shall from time to time judge necessary, for the more convenient Use thereof, and of the Wharfs and other Works appertaining thereto.

Bridges, &c.

XLI. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to authorize or empower the said Company of Proprietors to make any Bridge over or upon, or to turn, divert or alter any of the Turnpike Roads under the Care and Conservation of the Trustees appointed or to be appointed for putting into Execution an Act of Parliament, made and passed in the Forty third Year of the Reign of His present Majesty, intituled, *An Act for enlarging and altering the Term and Powers of several Acts of Parliament, for making a Road from New Street Southwark, to the Places therein mentioned, and from Free-school Street Southwark, to Dockhead and Lilliput Hall Bridge, in Ber-*

Turnpike Roads not to be inter-meddled with, without Consent of Trustees.
43 G. 3. c. cxxxii.

mondsey, and from the Stone's End in Kent Street Southwark, to Dartford, so far as respects the Road leading from the Stone's End in Bermondsey Street towards Saint Thomas a Waterings, and also for repairing and maintaining a certain Lane, called Long Lane, in the Parish of Bermondsey in the County of Surrey, or any of the Acts therein mentioned or recited, without the Consent and Approbation of the said Trustees assembled at two successive General Meetings made and given.

Commissioners of
Sewers.

XLII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to infringe upon the Rights, Powers and Authorities of the Commissioners of Sewers for the Limits extending from *East Mouldsey*, in the County of Surrey, to *Ravenborne* in the County of Kent.

Setting Fire to
Premises.

XLIII. And be it further enacted, That if any Person or Persons shall knowingly, wilfully or maliciously demolish, break down, cut down or destroy any of the Works to be made by virtue of this Act, or any Ship or Vessel, Barge, Lighter or Craft, or Goods and Merchandize therein lying in the said Dock, Cuts, Basin or Basins, then every such Offender or Offenders, being convicted thereof, shall suffer Punishment by Fine, Imprisonment or Transportation for a Term not exceeding Seven Years, at the Discretion of the Judge or Judges before whom such Offender or Offenders shall be tried and convicted.

Punishment.

No Director or
his Partner to
supply any Materials.

XLIV. And be it further enacted, That no Director nor any Person in any manner connected in Business as Partner with such Director, shall hold any Contract or enjoy any Place of Profit created by this Act, or be beneficially employed, or in any manner interested or concerned, directly or indirectly, in supplying any Article or Materials for the Use of the said Company; and in case any Director shall hold any Contract, or enjoy any Place of Profit created by this Act, or shall be in any manner beneficially employed or concerned, directly or indirectly, in supplying any Articles or Materials for the Use of the said Company, every such Director shall forfeit and pay a Sum not exceeding Twenty Pounds, together with full Costs of Suit, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case, or by Bill, Plaint or Information, wherein no Essoign, Protection or Wager of Law, or more than One Imparance shall be allowed; and One Moiety of such Penalty when recovered, shall be paid to the Person or Persons who shall sue for the same, and the other Moiety shall be paid to the said Company, to be applied to the Purposes of this Act; and the Person or Persons so convicted, shall be absolutely disqualified from acting any longer as a Director or Directors of the said Company; and no Director interested in any such Contract, Matter or Thing as aforesaid, shall vote in any Question touching or concerning the same.

Penalty.

Rates.

XLV. And be it further enacted, That, in consideration of the great Charges and Expences which the making, building, erecting and providing such Dock or Docks, Quays and Wharfs, Sluices, Bridges, Roads and other Works, and the supporting and maintaining, and keeping the same in repair; for the future, there shall be payable and paid to the said Company, or to their Collectors or Deputies for their Use, for every Ship or Vessel in entering into the said Docks or Cuts, or any or either of them, by the Master or Commander,

Owner

Owner or Owners of every such Ship or other Vessel, the several Rates or Duties according to the Tonnage of the said Ship or Vessel, hereinafter particularly rated and described in the Schedule to this Act annexed, marked (A); and the Master or other Person having the Command of each and every such Ship or Vessel is hereby required to produce such Certificate of Registry at the time of Payment of the said Rates to the Dock Master or other Officer appointed to receive the same.

XLVI. Provided always, and be it enacted, That Lighters and Craft entering into the Docks or Basons to discharge or receive Ballast or Goods to or from on board any Ships, shall be exempted from any Rates or Duties, such Goods paying Dues as in other cases. Proviso for Lighters with Ballast.

XLVII. And, to the Intent that the Rates or Duties imposed by this Act may be more effectually collected and levied, be it further enacted, That in case any Owner or Owners, or Master or other Persons having the Charge or Concern of any Ship or other Vessel charged or chargeable with any of the Rates or Duties granted by this Act, shall refuse or neglect to pay the same, then, and in every such case, it shall from time to time be lawful for the Collector or Collectors, to be duly appointed in pursuance of this Act, to go on board such Ship or other Vessel, to demand, collect and receive the said Rates and Duties, and on Nonpayment thereof to take and distrain such Ship or other Vessel, and all her Tackle, Apparel and Furniture belonging thereto or any Part thereof, and the same to detain until the respective Rates or Duties shall be satisfied and paid; and in case of any Neglect or Default in Payment of the said Rates and Duties for the Space of Five Days after any Distress or Distresses so made or taken, that then it shall be lawful for the said Collector or Collectors to cause the same to be appraised by One or more Sworn Appraisers, or other sufficient Persons not interested therein, and afterwards to sell the said Distress or Distresses, and therewith to satisfy himself or themselves, as well for and in respect of Rates or Duties so neglected or refused to be paid, and for which such Distress or Distresses shall have been made or taken as aforesaid, as for and in respect of his or their reasonable Charges in taking, keeping, appraising and selling the same, rendering the Overplus (if any there be) to the Master, Commander, Owner or Owners of such Ship or Vessel upon Demand. Power to compel Payment of Rates.

XLVIII. And be it further enacted, That if any Master, Owner or Owners, or other Person or Persons having the Charge or Command of any Ship or other Vessel, shall by any means whatsoever at any time or times elude or evade the Payment of the Rates and Duties hereby made payable or any Part thereof, each and every Person eluding or evading Payment as aforesaid shall stand charged with and be liable to the Payment of the same; and such Rates and Duties shall and may be recovered from such Master or Owner or Owners respectively, by the same ways and means, and in such manner as are hereinafter described for levying and recovering the Penalties and Forfeitures by this Act inflicted or authorized to be imposed. Persons eluding Payment of Rates to continue chargeable.

XLIX. And be it further enacted, That the said Superintendent Dock Master or Dock Masters shall, and † they are hereby authorized and directed, upon giving Twenty four Hours previous Notice in

† [Sic Orig. MS.]

Dock Master to order out useless Ships.

Writing to the Owners or Masters thereof, or other Person having the Care of such Ship or Vessel respectively, to order out light Ships and such as are unfit for Service, whenever the same shall incumber the said Basin or Dock, Basins or Docks, or any of them, or impede the Business thereof; and that all and every such Master or Masters, or Owner or Owners of any Ship or Vessel who shall refuse or neglect to comply with such Order, shall forfeit for every such Offence a Sum not exceeding Five Pounds for every such Refusal or Neglect; and in case of Neglect or Refusal, the Dock Master or Dock Masters, his or their Assistant or Assistants, may remove or cause to be removed all such Vessels out of the said Docks and Basins, or Cuts, or any of them, and lay or moor the same in any Part of the River *Thames* within High Water Mark, as conveniently as may be; and that after Demand of Payment shall have been made by such Dock Master or Dock Masters, Assistant or Assistants, to the Owner or Owners, Masters, Commanders or Agents of such Ship or Ships, or other Vessel or Vessels, of the Charges of removing and mooring the said Ships or other Vessels, (such Charges and Expences being first allowed by the said Directors or any Three or more of them) and upon Neglect or Refusal to pay such Charges so allowed as aforesaid for the Space of Two Days, it shall be lawful for the said Dock Master or Assistants to distrain and sell such Ship or Vessel, or any of her Tackle, Apparel or Furniture, or any Part thereof, for Payment of such Charges and Expences of removing and mooring as aforesaid, rendering the Overplus (if any) after deducting the Charges of taking, keeping and selling of such Distress, to the Owner or Owners, Master or Masters, Factor and Agents of or for such Ship or Vessel, upon the same being demanded.

Penalty.

Distress.

Proviso for Rights of Commercial Dock Company.

L. Provided always, and be it further enacted, That nothing in this Act contained shall authorize the said Company to make any Alteration in any Sluice, Bridge, Footway, Road, Way or Passage that runs into or across, leads to or communicates with the Hereditaments and Premises of or belonging to the *Commercial Dock Company*, unless with the Consent of the Directors of such Company, or the Majority of them for the time being, except such Part of any such Sluice, Bridge, Footpath, Street, Road, Path or Way as runs through and along the Premises belonging to the *East Country Dock Company*.

Saving Power to Commercial Dock Company. 50 G. 3. c. ccvii.

LI. Provided always, and be it further enacted, That nothing herein contained shall be construed in any way to restrict, limit or interfere with the Authorities or Powers given and granted to the *Commercial Dock Company* in and by an Act of the Fiftieth Year of King George the Third, intituled, *An Act for maintaining and improving the Docks and Warehouses called The Commercial Docks, and for making and maintaining other Docks and Warehouses to communicate therewith, all in the Parish of Saint Mary Rotherhithe, in the County of Surrey*; with respect to the keeping clear the Entrance of the said Docks from Obstructions, and to the Controul of the Dock Master to place and transport Ships and Vessels coming in and going out of the *Commercial Docks*, it being hereby declared that nothing in this Act contained is intended to prevent the said *Commercial Dock Company* from exercising all the Rights and Powers given and created by the said Act, according to the full Effect and Meaning of this Act; any thing herein contained to the contrary thereof in any wise notwithstanding.

LII. Provided also, and it is hereby enacted and declared, That nothing in this Act contained shall extend or be construed to extend to prejudice or affect the Rights of the *West India Dock Company*, established by an Act made in the Thirty ninth Year of His present Majesty's Reign, intituled, *An Act for rendering more commodious and better regulating the Port of London*; or of the *London Dock Company*, established by an Act made in the Thirty ninth and Fortieth Year of His present Majesty, intituled, *An Act for making Wet Docks, Basons, Cuts and other Works, for the greater Accommodation and Security of Shipping, Commerce and Revenue, within the Port of London*; or of the *East India Dock Company*, established by an Act made in the Forty third Year of His present Majesty, intituled, *An Act for the further Improvement of the Port of London, by making Docks and other Works at Blackwall, for the Accommodation of East India Shipping in the said Port*.

Proviso for Rights of other Dock Companies, 39 G. 3. c. lxxix.

39 & 40 G. 3. c. xlvii.

43 G. 3. c. cxxvii.

LIII. Provided also, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend to prevent or hinder the Mayor and Commonalty, and Citizens of the City of London, or their Deputies, Meters or Fellowship Porters (otherwise *Billinggate* Porters) from exercising and enjoying within the said Wet Docks, and other Works already made, or to be made by virtue of this Act; the Right of Measurage and Portorage of all Coal, Corn, Grain and Seed of what Kind soever, and of all Salt and Fruit, and of all other Merchandizes measurable or to be measured at the Rates and Prices as regulated and settled or to be regulated and settled by the Lord Mayor, Aldermen and Commons of the City of London in Common Council assembled, in such and the same manner in every respect as they now and heretofore have enjoyed such Right of Measurage and Portorage in any Part of the Port of London.

For Rights of Fellowship Porters and Meters.

LIV. Provided also, and it is hereby enacted and declared, That nothing in this Act contained shall extend or be construed to extend or derogate from the Estates, Rights, Interests, Privileges, Franchises or Authority of the King's Majesty, his Heirs or Successors, or of the Mayor and Commonalty of the Citizens of the City of London, or their Successors, or the Lord Mayor of the said City for the time being, or to prohibit, defeat alter or diminish any Power or Authority or Jurisdiction, which at the time of making this Act His Majesty, or the Mayor and Commonalty and Citizens of the City of London, or the Lord Mayor of the said City for the time being, as Conservator of the River *Thames* and Waters of *Medway*, did or might lawfully claim, use or exercise; and further, that it shall be lawful for the said Lord Mayor of the said City for the time being, in like manner as he hath used legally to do in other Cases, to inquire of, hear and determine by Presentment or Indictment taken before him as Conservator of the said River and Waters, all Offences contrary to this Act, or such Bye-Laws, Rules, Orders and Regulations as shall be made as aforesaid; and upon Conviction of the Offender or Offenders, to impose a Penalty or Penalties on him, her or them, not exceeding the Penalty or Penalties hereby inflicted in and by the said Bye-Laws, Rules, Orders and Regulations for such Offence or Offences; but no Person shall be punished Twice for One and the same Offence.

For Rights of His Majesty and City of London, as Conservator of the Thames and Medway.

LV. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prohibit,

Proviso for Mayor and Commonalty's Right of gauging.

hibit, defeat, alter or diminish any Power, Authority or Jurisdiction, which, at the time of making this Act, the Mayor or Commonalty, or Citizens of the City of London, or the Lord Mayor of the said City for the time being, or his Deputy, to the Exercise of gauging all Wines, Oil, Honey and other gaugeable Merchandize imported or brought into the said Wet Docks already made or to be made by virtue of this Act, by the River of Thames, or to be exported therefrom, nor to prejudice or derogate from any other the Rights, Privileges, Liberties, Tolls, Customs, Dues, Duties and Commodities of the said Mayor, Commonalty and Citizens of the City of London; but that the said Mayor for the time being or his Deputy, shall exercise and enjoy the Rights of gauging within the said Wet Docks already made or to be made as aforesaid upon the Banks, Wharfs, Quays, and in the Warehouses thereto belonging, as fully and effectually to all Intents and Purposes as if this Act had not been made

Proviso for
Rights of Tri-
nity House.

LVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from any of the Rights or Privileges of the Master, Warden and Assistants of the *Trinity House, Deptford Strand*.

Penalties reco-
vered after
Offence.

LVII. And be it further enacted, That all Fines, Penalties and Forfeitures inflicted by this Act, or by any Rule or Bye-Law which shall hereafter be made in pursuance of this Act, may be levied and recovered within Twelve Months after the Offence or Offences committed before any Justice or Justices of the Peace for the Counties of *Kent and Surrey*; and such Justice or Justices is and are hereby empowered and required, upon Complaint to him or them made, to grant a Warrant to bring before him or them such Offender or Offenders, at the Time and Place in such Warrant specified; and in case of Nonpayment thereof, on Conviction of the Offenders respectively on his, her or their Confession, or on the Evidence of any One or more credible Witness or Witnesses, examined on Oath (which Oath the said Justice or Justices is or are hereby required and empowered to administer), shall be levied by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand or † Seal or Hands or † Seals of such Justice or Justices; and all Fines and Forfeitures, when recovered, shall go and be applied, One half to him who will sue or inform, and the other Half to the Use of the said Company, to be paid into the Hands of their Treasurer; and for want of sufficient Distress, or in case the Fine, Penalty or Forfeiture shall not be forthwith paid, it shall be lawful for such Justice or Justices, by Warrant under his or their Hand and Seal or Hands and Seals, to commit any such Offender to the Common Gaol or House of Correction, there to remain without Bail or Mainprize, for any time not exceeding Three Calendar Months, unless such Fine, Penalty or Forfeiture, and all reasonable Charges attending the Recovery thereof, shall be sooner paid. † [Sic Orig. AB.]

Justices may
grant Warrant.

Penalties di-
strained for.

Application of
Penalties.

Offenders may
be committed.

Plaintiff not to
re-over without
Notice, or after
Tender of
Amenda.

LVIII. Provided always, and be it enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, or left at his, her or their last or usual Place or Places of Abode, Thirty Days before such Action shall be commenced, of such

such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs, recover in such Action if tender of good and sufficient Amends shall have been made to him, her or them, or to his, her or their Attorney, by or on Behalf of the Defendant or Defendants before such Action brought, nor if such Tender or Amends shall be made at any time after the said Action brought, and before the Trial thereof, together with Costs of Suit to the time of such last mentioned Tender; but on Proof of such Tender on any Trial to be had in such Action, the Plaintiff or Plaintiffs shall suffer Judgment as in cases of Non-suit, with Treble Costs, to be recovered in the same manner as any Defendant or Defendants may recover Costs in any other case by Law; or in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any time before Issue joined, to pay into Court such Sum of Money as he, she or they shall think fit, whereupon such Proceedings, Order and Judgment shall be had, made and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

LIX. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall be afterwards committed by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the Special Damage in an Action upon the Case.

Distress not unlawful for Defect in Form.

LX. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That every Justice of the Peace before whom any Person shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up according to the following Form: *viz.*

‘ BE it remembered, that on the _____ Day of _____
 ‘ in the Year of our Lord _____ Form of Conviction.
 ‘ *A. B.* is convicted before me *C. D.* One of His Majesty’s Justices
 ‘ of the Peace for the County of _____ [specifying the
 ‘ Offence, and the Time and Place, as the case may be] contrary to
 ‘ an Act of Parliament passed in the † _____ Year of the Reign
 ‘ of King *George the Third*, intituled, †
 ‘ _____ Given under my Hand and Seal, the
 ‘ Day and Year first mentioned.’

Form of Conviction.

† [See Orig. Act.]

LXI. And be it further enacted, That if any Person or Persons shall think himself, herself or themselves aggrieved by any Order or Judgment made or given in pursuance of any Rule, Bye-Law or Order of the said Company of Proprietors, or by any Order, Judgment or Determination of any Justice or Justices of the Peace, relating to any Matter or Thing in this Act mentioned or contained, then, and in such Case, he, she or they may, within Twelve Calendar Months

Person aggrieved by Bye-Law to appeal.

Months next after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at the General Quarter-Sessions to be holden in and for the County in which the Cause of Appeal shall arise (first giving Three Months Notice of such Appeal to the Person or Persons appealed against, and of the Nature thereof, and within Seven Days after such Notice entering into a Recognizance before some Justice of the Peace for such County or Place, with Two sufficient Sureties conditioned to try such Appeal, and abide the Order and Award of the said Court thereon); and the said Justices shall, upon due Proof of such Notice and Recognizance having been given and entered into, either hear and determine the said Appeal at such General Quarter-Sessions, or if they think proper, may adjourn the hearing thereof until the next General Quarter-Sessions of the Peace to be holden for such County; and the said Justices may, if they see cause, mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Bye-Law, Order or Determination, and may also order and award such further Satisfaction to be made to the Party injured as they shall judge reasonable; but no Proceedings to be had and taken in pursuance of this Act shall be quashed or vacated for want of Form, or be removed by *Certiorari* or by any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, or elsewhere; any Law or Statute to the contrary notwithstanding.

Certiorari.

Limitation of Actions.

LXII. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons, Bodies Politic or Corporate, for any thing done in pursuance of this Act, every such Action or Suit shall be brought or commenced within Three Months next after the Fact committed, or in case there shall be a Continuation of Damages, then within Three Months next after the doing or committing such Damages shall have ceased, and not afterwards, and shall be laid and brought in the County where the Matter, or Dispute or Cause shall arise, and not elsewhere; and the Defendant or Defendants in such Action or Suit shall and may plead the General Issue, and give this Act and the Special Matter in Evidence in any Trial to be had thereon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to have been so done, or if any such Action or Suit shall be brought after the time so limited for bringing the same, or in any other County or Place than as aforesaid, then, and in every such case, the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of his, her or their Action or Suit after the Defendant or Defendants shall have appeared, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer or otherwise Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for the same as any Defendant hath for Costs of Suit in other Cases of Law.

General Issue.

Treble Costs.

Public Act.

LXIII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded.

The SCHEDULE to which this Act refers :

SCHEDULE (A.)

Per Register Ton.

s. d.

Dockage on Laden Ships, with Permission of laying Six Weeks	2	0		
After that time, if remaining with a Cargo on board, per Week	0	2		
Or if remaining without a Cargo on board, per Week	0	1		
Ships coming in light for the first Six Weeks	0	6		
And if exceeding that time, per Week	0	1		
All Rigged Vessels coming to load Goods in the Dock	0	9		
All Ships to pay for docking	10s.	6d.		
And for undocking	10s.	6d.		
Lighters, Barges and Small Craft to pass without Charge.				
Wharfage of Oak and other heavy Timber per Load	3	0	Rent while stored on the Premises of the Company, per Load per Quarter	4 6
Wharfage of Oak and other heavy Planks per Load	3	0	Rent while stored on the Premises of the Company, per Load per Quarter	4 6
Dock † Plank, per Load	4	6		
Wharfage on large Timber and Masts, per Load	0	0	Rent while stored on the Premises of the Company, per Load per Quarter	2 0
Wharfage on small Timber, per Load	0	0	Rent while stored on the Premises of the Company, per Load per Quarter	3 0
Wharfage on Deals from the Baltic, per reduced Standard of 120	5	0	Rent while stored on the Premises of the Company, per Quarter per reduced Standard of 120	5 0
Wharfage on Deals from America, per reduced Standard of 120	5	0	Rent while stored on the Premises of the Company, per Quarter per reduced Standard of 120	5 0
Wharfage on Oak Pipe and Hoghead Staves from the Baltic, per Thousand	15	0	Rent while stored on the Premises of the Company, per Quarter, per Thousand	20 0
Wharfage on Oak Barrel and Heading Staves from the Baltic, per Thousand	13	0	Rent while stored on the Premises of the Company, per Quarter per Thousand	15 0
† [Sic Orig. Act.]				

Wharfage.

	s.	d.		s.	d.
Wharfage on Hemp and Flax, per Ton	2	6	Rent while stored or ware- housed on the Premises of the Company, per Week per Ton	1	0
Wharfage on Tallow, per Ton	1	6	Rent while stored or ware- housed on the Premises of the Company, per Week per Ton	0	6
Wharfage on Pitch, Tar and Turpentine per Barrel from America or elsewhere	0	3	Rent while stored or ware- housed on the Premises of the Company, per Week per Barrel	0	2
Wharfage on Oil, 252 Gal- lons, per Ton	2	6	Rent while stored or ware- housed on the Premises of the Company, per Week per Ton	1	0
Wharfage on Whalebone, per Ton	3	6	Rent while stored or ware- housed on the Premises of the Company, per Week per Ton	1	0
Use of the Coppers for boiling of Blubber, 252 Gallons, per Ton	30	0			

Cap. clxxii.

An Act for erecting a New Market Place in the Town or Borough and Manor of *Gosport* in the County of *Southampton*.

[15th June 1811.]

Cap. clxxiii.

26 G. 3. c. 71.
38 G. 3. c. 111.

An Act for paving and improving the Streets and other publick Passages and Places in the Parishes of *Saint John the Baptist* and *Saint Benedict*, in the Town of *Glasstonbury*, in the County of *Somerset*.

[15th June 1811.]

Cap. clxxiv.

49 G. 3.
c. clxxvi.

An Act for enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from *Doncaster* to *Bawtry*, in the County of *York*. (a)

[15th June 1811.]

[Additional Trustees. Former Tolls repealed, and new Tolls granted. Additional Toll of One Half on Sundays.]

Cap. clxxv.

An Act to amend and render more effectual an Act of His present Majesty, for making and maintaining a Road from the Borough of *Southwark* to the *Kent* Road, in the County of *Surrey*.

[15th June 1811.]

Cap. clxxvi.

An Act for inclosing certain Lands called *Coe* otherwise *Cow Fen Leys*, in the Parish of *Saint Mary the Less*, in the Town of *Cambridge*, in the County of *Cambridge*.

[15th June 1811.]

[Note, This Act has neither the Public or Evidence Clause.]

Cap. clxxvii.

An Act for inclosing Lands in the Parish of *Tilbead*, in the County of *Wilts.* (q.P.) [15th June 1811.]

“ Allotment and Compensation for Tithes. § 21, 22. 25. No Lease
 “ of Allotment to Vicar of *Tilbead*, in right of Vicarage, without
 “ Consent of His Majesty- § 29.

Cap. clxxviii.

An Act for vesting certain Estates late of *George Hamilton* of *Tyrrells*, in the County of *Down*, in *Ireland*, Esquire, deceased, in Trustees, to be sold for Payment of Debts and Legacies, and for laying out the Surplus of the Monies arising from such Sale in the Purchase of other Estates in *Ireland*, to be settled to the same Uses as the Estates so sold. (q.P.) [15th June 1811.]

Cap. clxxix.

An Act for making, under the Direction of His Majesty's High Court of Chancery in *Ireland*, a Partition of Part of the *Irish* Estates of the Right Honourable *Edward* late Earl *Beaulieu*, in conformity to an Award therein mentioned. (q.P.) [15th June 1811.]

Cap. clxxx.

An Act for vesting certain Estates in the County of *Tyrone* in *Ireland*, devised by the Will of Sir *George Savile*, Baronet, deceased, in Trustees, to be sold; and for laying out the Purchase Money, under the Direction of the High Court of Chancery, in other Estates to be settled in lieu thereof, and to the same Uses. (q.P.) [15th June 1811.]

Cap. clxxxi.

An Act to enable the Dean of the Cathedral Church of the Holy and Undivided Trinity, *Dublin*, to accept Surrenders and grant Leases of certain Lands, called the *Dean's Grange*, in the County of *Dublin*, and to remove Doubts respecting the Validity of Leases heretofore made thereof. (q.P.) [15th June 1811.]

Cap. clxxxii.

An Act for enabling the Dean of *Windfor* and *Wolverhampton*, and his Successors, to grant Leases and Licences for opening and working Mines within the Lands belonging to the Manor of *Wolverhampton*; and for augmenting the Income of the Sacrist of the Collegiate Church or Royal Free Chapel of *Wolverhampton*. (q.P.) [15th June 1811.]

Cap. clxxxiii.

An Act for vesting in *John Theophilus Daubuz* Esquire, an undivided Moiety of certain Premises situate at *Low Layton*, in the County of *Essex*; and for applying the Purchase Money in the Purchase of other Estates, to be settled to the subsisting Uses of the Will of *Edward Martin*, deceased. (q.P.) [15th June 1811.]

Cap. clxxxiv.

An Act for empowering the Trustees of certain Lands, Tenements and Hereditaments in the Counties of *Lincoln* and *Nottingham*, called *The Decreed Lands*, to make Sale of a sufficient Part thereof for paying off Incumbrances. (q. P.) [15th June 1811.]

Cap. clxxxv.

An Act for vesting Part of the devised Estates of *Henry Vipont* deceased, in Trustees, to be sold, and for laying out the whole Purchase Money, under the Direction of the High Court of Chancery, in the Purchase of other Estates, to be settled in lieu thereof and to the same Uses. (q. P.) [15th June 1811.]

Cap. clxxxvi.

An Act to enable the Trustees of the Will of *Thomas Peter Legb* Esquire, deceased, to purchase Estates for the Benefit of their Trust; and to sell certain of the Estates devised by the Will of the said *Thomas Peter Legb*, for raising Money to pay for such purchased Estates, and for re-imbursing a Sum expended in the Redemption of the Land Tax, charged on other Estates of the said *Thomas Peter Legb*. (q. P.) [15th June 1811.]

Cap. clxxxvii.

An Act for inclosing and dividing the Commons and Waste Lands in the Parishes of *Hornchurch*, *Romford* and *Havering*, within the Manor and Liberty of *Havering atte Bower*, in the County of *Essex*. (q. P.) [15th June 1811.]

“ Allotment to His Majesty. § 27.

Cap. clxxxviii.

An Act for inclosing Lands in the Manor and Township of *Norbury*, in the Parish of *Stockport*, in the County of *Chester*. (q. P.) [15th June 1811.]

Cap. clxxxix.

An Act for inclosing Lands in the Parish of *Kingston*, in the County of *Hereford*. (q. P.) [15th June 1811.]

Cap. cxc.

An Act for inclosing Lands in the Parish of *Bromham*, in the County of *Wilt.* (q. P.) [15th June 1811.]

Cap. cxci.

An Act for inclosing Lands in the Parish of *Minty*, in the County of *Gloucester*. (q. P.) [15th June 1811.]

Cap. cxcii.

An Act for inclosing, and exonerating from Tythes, Lands in the Parishes of *Great Wymondley*, *Little Wymondley* and *Ippollitt*, in the County of *Hertford*. (q. P.) [15th June 1811.]

Cap. cxciii.

An Act to enable the *Severn and Wye* Railway and Canal Company to raise a further Sum of Money * for the Completion of their Works, and for levying a Tonnage Rate on certain Vessels and Goods now exempted; and further to extend the Powers granted to the said Company. * [30,000 l.] [26th June 1811.]

49 G. 3. c. cliv.
50 G. 3. c. ccxv.

Cap. cxciv.

An Act for erecting Five distinct Rectories and Parishes within the Rectory and Parish of *Simonburn*, in the County of *Northumberland*; and for separating the same from the Rectory and Parish Church of *Simonburn*; and for providing Parish Churches, Church Yards and Parsonage Houses for the same; and for restraining the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*, in the County of *Kent*, from presenting to the Rectory of *Simonburn*, or the said new Rectories, any other Persons than Chaplains in the Royal Navy. [26th June 1811.]

Cap. cxcv.

An Act for constructing a Harbour at *Portbleven*, in *Mount's Bay*, in the County of *Cornwall*. [60,000 l.] [26th June 1811.]

Cap. cxcvi.

An Act for the Improvement of the Harbour of *Sutton Pool*, in the Port of *Plymouth*, in the County of *Devon*. [26th June 1811.] [20,000 l.]

Cap. cxcvii.

An Act for regulating and converting the Statute Services in the County of *Pertb*, and for more effectually making and regulating the Highways, Bridges and Ferries within the said County. [26th June 1811.]

25 G. 3. c. 13.
repealed, and
29 G. 3. c. 17.
repealed † as
therein men-
tioned.

† [As to 29 G. 3. c. 17. See Cap. cxcviii. post.]

Cap. cxcviii.

An Act for more effectually repairing and maintaining certain Roads and Bridges in the County of *Pertb*. (b) [26th June 1811.]

29 G. 3. c. 17.
33 G. 3. c. 158.
36 G. 3. c. 139.
73 G. 3. c. 164. 39 & 40 G. 3. c. xxiv.

Cap. cxcix.

An Act for establishing a Ferry across the River *Thames* at *Woolwich*, in the County of *Kent*. [26th June 1811.]

47 G. 3. Sess. 2.
c. 21. repealed.

[Double Tolls on Sunday.]

Cap. cc.

An Act for building a Church in and for the Parish of *Newry*, in the Counties of *Down* and *Armagh*. [26th June 1811.]

Cap. cci.

An Act to amend an Act of the Forty ninth Year of His present Majesty, for erecting a new Gaol and House of Correction, and

49 G. 3.
c. cxxv.

new Court Houses for the County Palatine of *Durham*, and make an equal County Rate for those Purposes. [26th June 1811.]

Cap. ccii.

16 & 17 Car. 2. c. 12. PR.
7 G. 3. c. 87.
35 G. 3. c. 86.
42 G. 3. c. cxi. An Act for increasing the Rates on Coals conveyed on the River *Itchin*, in the County of *Southampton*; and for amending and ordering more effectual the several Acts relating thereto. [26th June 1811.]

Cap. cciii.

35 G. 3. c. 126.
38 G. 3. c. lxi.
39 & 40 G. 3. c. xliii.
42 G. 3. c. lxxiii.
44 G. 3. c. xxvii.
49 G. 3. c. lxxxii. An Act for raising an additional Sum of Money * for carrying into Execution the several Acts for widening the Entrance into the City of *London* near *Temple Bar*, for making a more commodious Street at *Snow Hill*, and for raising Money on the Credit of the Orphans' Fund for these Purposes; and for extending the Powers of the said Acts. * [40,000 l.] [26th June 1811.]

Cap. cciv.

23 G. 3. c. 166. An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Bawtry* to *Selby*, in the West Riding of the County of *York*. (a) [26th June 1811.]
[Additional Trustees. Former Tolls repealed, and new Tolls granted.]

Cap. ccv.

30 G. 3. c. xviii. An Act for repealing an Act of His present Majesty, for repairing and maintaining the Road from the *Eynesford Turnpike Road* in the Parish of *Shoreham* in the County of *Kent*, to the Turnpike Road in the Parish of *Farnborough*, leading from *Seven Oaks* to *Brosley*, in the said County. [26th June 1811.]

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7 G. 3. c. 97.
29 G. 3. c. 100. An Act for enlarging the Term and Powers of Two Acts of His present Majesty for repairing the Road from the Brick Kilns at *East Malling Heath* to *Penbury Green*; and from *Broad Bridge* to the *Four Wents*, in the County of *Kent*; and for making a Road therefrom into the *Mercworth* and *Hadlow Road*, in the same County. (b) [26th June 1811.]

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Widow, and of the Infant Children of the said *John Ulric Collins*, the Devisees named in his Will. (q. P.) [26th June 1811.]

Cap. ccxiv.

An Act for exchanging an Estate belonging to *Michael Hicks Beach* Esquire, in Fee, for Part of his Estate under Settlement. (q. P.) [26th June 1811.]

Cap. ccxv.

An Act for effectuating an Exchange between *William Squire* Esquire, and *William Thomas Squire* an Infant, of a Fee Simple Estate belonging to the said *William Squire*, and situate in the Parish of *Taxley*, in the County of *Huntingdon*, for an undivided Moiety, belonging to the said *William Thomas Squire*, in certain Public Houses and Lands, situate in the several Counties of *Northampton*, *Lincoln*, *Huntingdon* and the *Isle of Ely*, in *Cambridgeshire*. (q. P.) [26th June 1811.]

Cap. ccxvi.

An Act to enable the Trustees of certain Lands called the *Stone Fields*, situate in the Parish of *Saint Mary Islington*, in the County of *Middlesex*, to grant Building Leaves thereof. (q. P.) [26th June 1811.]

Cap. ccxvii.

An Act for inclosing Lands in the Parish of *Drayton*, in the County of *Berks*. (q. P.) [26th June 1811.]
 “ Allotment and Compensation for Tithes. § 16, 17, 18.

Cap. ccxviii.

An Act for inclosing Lands in the United Parishes *Sulhamstead Abbots* and *Sulhamstead Bannister* otherwise *Meales*, in the County of *Berks*. (q. P.) [26th June 1811.]

Cap. ccxix.

An Act for inclosing Lands in the Parishes of *Great Waldingfield cum Chilton*, and *Great Cornard*, in the County of *Suffolk*. (q. P.) [26th June 1811.]

Cap. ccxx.

An Act for making and maintaining a Road from the *Kent Road*, in the County of *Surrey*, to *Depford*, in the County of *Kent*; and a Branch therefrom, to *Horsleydown*, in the said County of *Surrey*. (b) [1st July 1811.]

Cap. ccxxi.

An Act for dividing, and exonerating from Tithes, certain Lands in the Parish of *Ecclesfield*, and West Riding of the County of *York*. (q. P.) [9th July 1811.]



INDEX

TO THE

PUBLICK GENERAL ACTS, 51 GEO. III.

* Signifies that the Act relates exclusively to Ireland.

	Cap.		Cap.
A BOLITION (Slave Tr.)	23	Customs (Duties) Isle of Man (Consolidating)	52
Offices (Customs)	71	(Duties on Wood)	42
Abuses (Military Departments)	19	(Seizures)	96
(Offices)	*81	(Superannuation Fund)	55
Allowances Salaries and Pensions	21	Debtors (Insolvent)	*123. 125
Annuities (See Loans)		Deer Stealing (Penalties on)	120
Apprentices (Parish)	80	Devon Miners (Regiment of)	114
Appropriation Act	117	Distillers of Sugar Spirits (Duties)	42
Army (Mutiny and Desertion)	8	Dogs (Duty on)	72
Army Prize Money (Chelsea Hosp.)	104	Drawbacks (Spirits) Suspension of	122
Arrests, vexatious (preventing)	124	(Sugar)	*12, 13
Arsenals (Naval)	73	Dublin (Coal Trade)	21
Bank Tokens	110	(Port and Harbour)	*66
Bleaching Grounds (stealing)	*39	(Wide Streets)	*10
Bogs draining)	*122	East India Company (Bonds)	64
British and Irish Linens (Bounty)	14	(Military Officers, Ships)	75
White Herring Fishery	101	Election Laws (amending)	*77
Burial Ground Tower)	116	Freedom of (Rev. Officers)	84
Butlerage of Wines (Duties)	*51	(Registring Property)	99
Calicoes, British (Blue Stripes in)	33	Embezzlement (by Clerks, &c.)	*38
Carriages (Duty on)	72	Excise Duties (on Auctions)	95
Chapels and Churches (building)	115	(Glafs)	69
Cinque Ports (Justice in)	36	(Tobacco)	*56
Clerks (Embezzlements of Money)	*38	(Wash, &c.)	59
Clerks to Attornies (Affidavits)	18	Families and Wives (Soldiers)	106
Coals, &c. to London and Westminster.	29	Fees, &c. (Offices)	*81
Coal Meters (Votes at Elections)	84	Felons (Transportation)	*63
Trade (Dublin)	*11	Felony (Bleaching Grounds)	*39. 41
Coals (used in Mines, Drawback on)	83	Flint Glafs (Duties of Excise on)	69
Coffee (Roasting)	95	Frivolous and vexatious Arrests	124
Colonies, N. American (Trade to)	97	General De Lancey (Estates)	102
Commissioners for Affairs of India (Salaries)	75	Glafs (Duties of Excise on)	69
of Inquiry (Fees and Abuses)	*81	Glebe Houses	115
Compositon Rents (discharging)	*91	Gold Coin (Bank Notes)	127
Corn Meters (Votes at Elections)	84	Hat Duty (repealing)	*60. 70
Cornwall Miners (Regiment of)	114	Hemp and Linen Manufactures	*39
Countries of Towns (Trials, &c. in)	100	Horses (Duty on)	72
Crown Rents (discharging)	*91	Importation and Exportation, Corn	14
Customs (Duties) Continuance, &c.	*86	Imports	14

INDEX TO THE PUBLICK GENERAL ACTS, 51° GEO.III.

	Cap.		Cap.
Importation and Exportation, Tobacco	14	Miners. (Regiment of)	114
— Copper (Duty on)	31	Naval Arsenals (Medway, &c.)	73
— Linen (Duty on)	44	— Asylum (Lands)	105
— Rum (to Lower Canada)	48	New Forest (Timber)	94
— Beef and Pork (Salted)	*57	Newfoundland (Ships Rooms)	45
— Chocolate and Cocoa	58	North America (Trade)	97
— Rum (to Nova Scotia, &c.)	62	Offices, Customs (Abolition of)	71
— Hides in the Hair (Duty on)	67	— (Indemnity)	18
— Verdigris (Duty on)	68	— (Public Fees and Abuses)	*81
— Goods, &c. (Drawback on)	*86	— (Securities)	98
— Fir Timber, Norway (Duty on)	93	Officers (Half Pay, Allowances)	103
— Spirits (Home made)	121	— Revenue (Elections)	84
Indemnity (Offices)	18	Paper, Water Mark (Exportation)	95
— (Sugar Spirits)	42. 111	Pensions, &c. (Annual Duties)	2
Innkeepers (Soldiers)	28	— Salaries and Allowances	21
Ireland (Lord Lieut. of) Salary	*89	Phial Glass (Duties of Excise on)	69
Life of Man (Customs Duties)	52	Population	6
— (Sheep)	50	Port of Bristol (Exciseable Goods)	32
Justices (Middlesex and Surrey)	119	— London (removing Vessels)	24
Labrador Coast (Surrogate Courts)	45	Porter (Colouring of)	87
Land Tax Redemption (registering Property)	99	Portugal (Treaty with)	47
Linen and Hemp Manufactures	*39	Post Horses (Duties on)	76
Linen: British and Irish	14	Printers (Penalties)	65
Loans, Annuities, Exchequer Bills, &c. 3. 4. *5. 15. 16. *22. 26. *35. 49. 53. 54. 61. 85. *88. 112.		Prize Goods (Sale of)	74
London and Westminster (Coals, &c.)	29	Public Money (Embezzlement of)	*81
— Coal and Corn Meters	84	Publishers (Penalties)	65
Lotteries	113	Punishment (Felons)	*63
Lunatics (Marriage of)	*37	Quarantine (Superintendent of)	46
— Paupers, &c.	79	Quit Rents (Discharging)	*91
Maidstone Geneva (Manufacture)	111	Raw Linen Yarns (Duties)	14
Malt (Annual Duties)	2	Regency Act	1
— Duties	27	Registering Memorials (Offices)	98
Marine Forces (Regulation of)	9	— Property (Elections)	99
Members of Parliament (Election)	*77	Rock Salt (Regulations)	82
— (Revenue)	84	Royal Naval Asylum	105
— Officers	84	Salaries (Affairs of India)	75
Military (Public Expenditure)	19	— Pensions and Allowances	21
Militia (completing)	17	Sale of Prize Goods	74
— (inflicting into Regulars)	20. *30	Salt (Duty free for curing Fish)	82
— (Families)	*78	Scotch Creditors	25
— (Pay, Clothing, &c.)	*90	Securities (Offices)	98
— (Pay and Clothing)	107	Seditious Societies (Printers)	65
Militia Allowances (Adjutants, &c.)	108	Seizures (Customs)	96
— (Subalterns)	109	Servants (Duty on)	72
— British and Irish (interchanging)	118, 128	Ships (East India Company)	75
		Silk Manufactory (Wages)	7
		Snuff (Annual Duties)	2
		— (Duties)	27
		Societies, Seditious (Printers)	65
		Soldiers (Wives and Families)	106
		Southern Whale Fishery (Premiums to Ships)	34
		Spirits (Drawbacks, Suspen. &c.)	121
		Spirits	

INDEX TO THE PUBLIC GENERAL ACTS, 51^o GEO. III.

	Cap.		Cap.
Spirits (Distillation of) -	59	Tobacco (Excise Duty) -	*56
----- (from Sugar, Duties on) 42.	111	Tolls (on Stage Coaches) -	*92
Stage Coaches -	*40	Tower (Burial Ground) -	116
----- (Tolls on)	*92	Trade regulating (Cape Finisterre, &c.) -	97
Sugar (Annual Duties) -	2	Transportation (Felons) -	*63
----- (Bounties, Drawbacks and		Vessels (Seizure of) -	96
Countervailing Duties) -	13	Wash (Excise Duties) -	59
----- (Drawbacks and Bounties) *	12	Westminster Election (Huffings and	
----- (Duties) -	27	Poll Clerks) -	126
Superannuation Fund (Customs)	55	White Herring Fishery (British)	101
Surrogate Courts (Labrador)	45	Wives and Families (Soldiers)	106
Timber (Duties) -	43	Wood (Duties on) -	43
Tobacco (Annual Duties) -	2		
----- (Duties) -	27		



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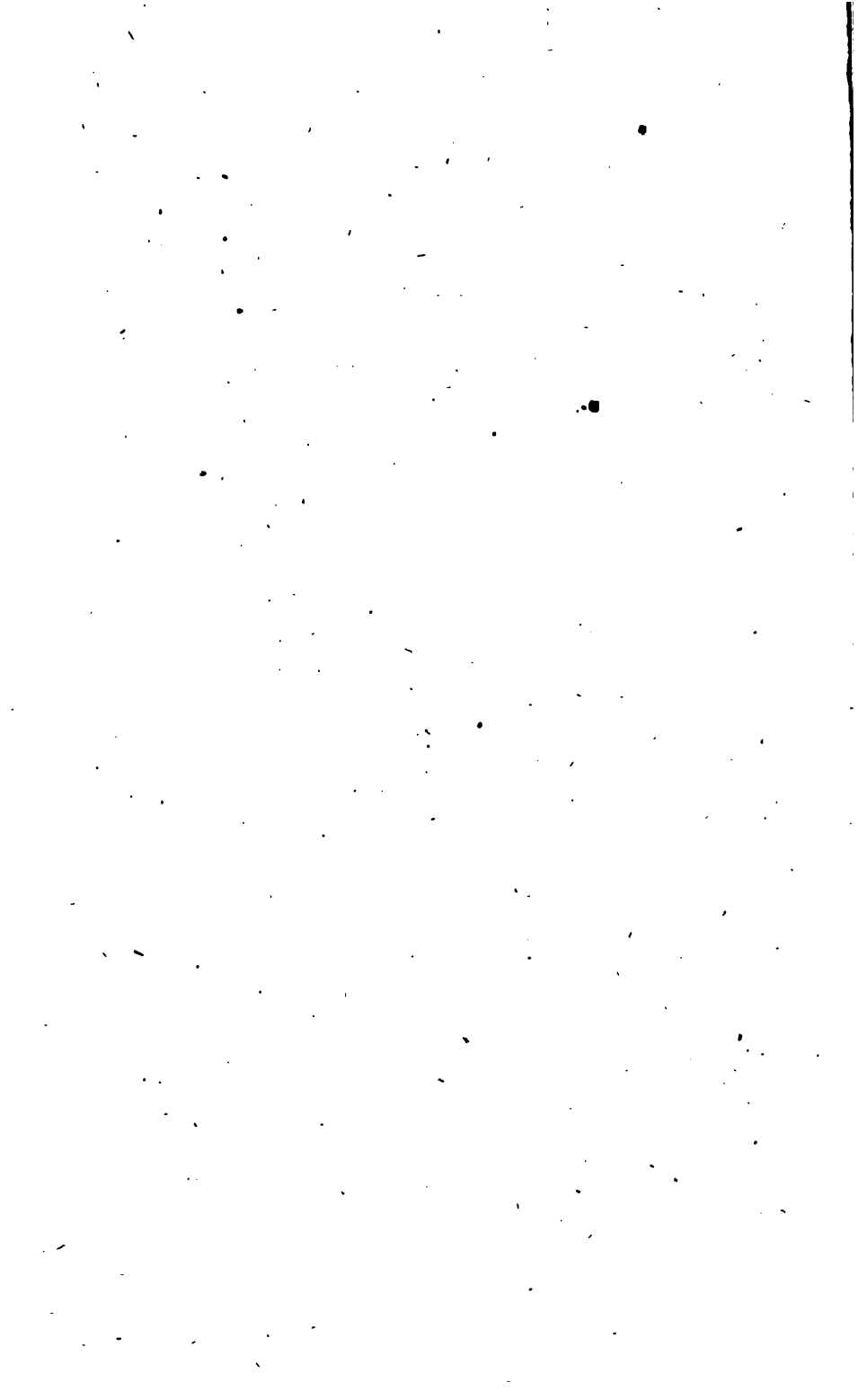
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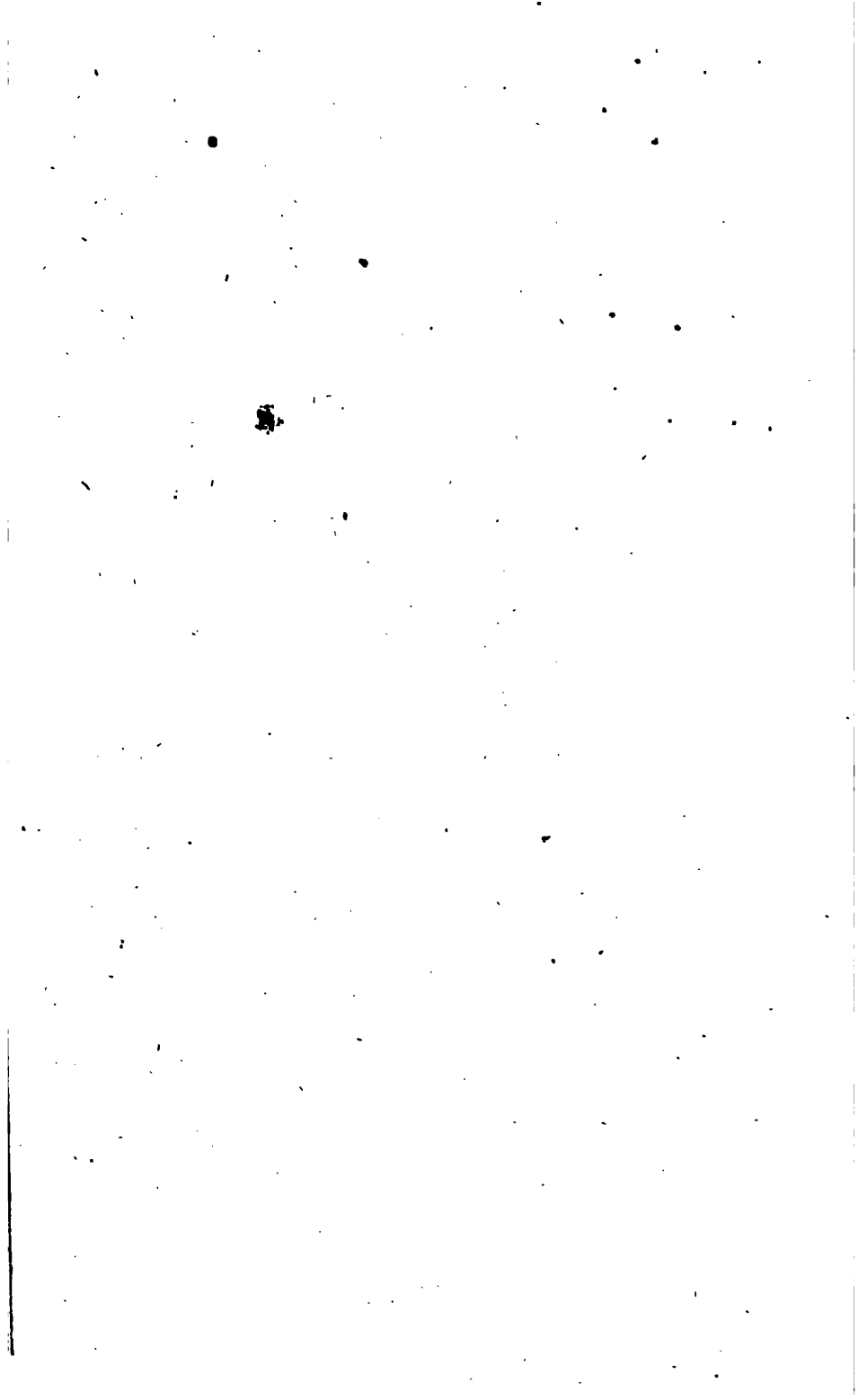
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